

RESOLUTION APPROVING AGREEMENT WITH STATE HIGHWAY DEPARTMENT FOR CONSTRUCTION OF HIGHWAY FROM INTERSECTION OF INDEPENDENCE BOULEVARD AND SHORTER AVENUE TO CASWELL ROAD, AND IMPROVEMENTS TO PROVIDENCE ROAD FROM CASWELL ROAD TO QUEENS ROAD.

WHEREAS, the State Highway Commission has adopted plans for the improvement and construction of Project 9.8100304 where said highway passes through and forms a part of the street system of the City of Charlotte, along and over Shorter Avenue and Providence Road; and said project having the right of way width as shown on the plans and specifications of the project as filed with the State Highway Commission in Raleigh, North Carolina; that said improvement is considered to be the most necessary improvement in the street and highway system within the corporate limits of this Municipality for the promotion of public safety and convenience; and

WHEREAS, in the Plans and proposals of said project it is provided that this Municipality cooperate with said Commission to the extent of:

(1) Participating in the costs and expense of acquiring all the rights of way necessary for the location and construction of said project, and the removal therefrom of all obstructions and encroachments of any kind or character; to furnish the necessary rights of way free of all encroachments and obstructions to the State Highway Commission without any cost or liability whatsoever to the State Highway Commission and to save the Commission harmless from any and all claims for damages that might arise on account of the construction of the said project in accordance with the plans on file with the State Highway Commission in Raleigh, North Carolina.

(2) Exercising any rights which it may have under any franchises to effect the changing, adjusting, or relocating of telephone, telegraph or electric power lines or underground cables without expense to the Commission, and, without cost to the Commission, providing for the laying, changing, relaying or repairing of any necessary municipally owned electric lines, water, sewer, gas or other pipelines or conduits; to gether with all necessary house or lot connections or services extending to the outer edges of said project, whether made necessary by the widening of existing construction of new or relocated streets or sidewalks.

(3) Establishing and maintaining traffic operating controls for the regulation and movement of traffic on said project.

NOW, THEREFORE, BE IT RESOLVED that the said Project 9.8100304, Mecklenburg County, be and the same is hereby formally approved by the City Council of the Municipality of Charlotte, and that the Mayor and the City Clerk (City Manager) of the Municipality of Charlotte be and they are hereby empowered to sign and execute the required agreements between this Municipality and the State Highway Commission.

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Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in meeting on May 15th, 1961, the reference having been made in Minute Book 40, at Page 359, and recorded in full in Resolutions Book 4, at Page 120.

Lillian R. Hoffman
City Clerk

A RESOLUTION PROVIDING FOR A PUBLIC HEARING JUNE 19, 1961 ON A PROPOSED AMENDMENT TO THE ZONING ORDINANCE.

(SOUTH OF BILLINGSLEY ROAD WEST OF HASTY AVENUE)

WHEREAS, at the meeting of the City Council on May 15, 1961, the following amendment to the City Code was introduced:

"Ordinance No. 28-Z An Ordinance Amending Chapter 23 of the City Code - Zoning Ordinance

An Ordinance Amending the City Code
with Respect to the Zoning Ordinance

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That Chapter 23, Article I, Section 23-8, of the City Code of the City of Charlotte, be amended by having Building Zone Map of the City of Charlotte amended by changing from Residence 1 to Residence 2 the following described property:

BEGINNING at the common rear corner of Lots 8 and 9 of the J.L. Stancil Property as shown on map recorded in Map Book 332, page 158 in the Office of the Register of Deeds for Mecklenburg County, North Carolina and running thence with the dividing line between said lots N. 2-49 E. 220 feet, more or less, to the boundary line of an existing Residence 2 Zoning District; thence with said boundary line in an easterly direction 290 feet, more or less, to a point in the dividing line between property belonging to W. M. Whisnant and Floyd Phillips (now or formerly); thence with said dividing line S. 12-08 E. 180 feet, more or less to a point the common rear corner of Whisnant and Phillips; thence S. 88-00-02 W. 330.43 feet to the BEGINNING and being that part of the aforementioned Lot 9 not now zoned for Residence 2 uses.

Section 2. That this ordinance shall become effective upon its adoption after a public hearing in connections therewith."

AND, WHEREAS, under the law no amendment to the zoning ordinance can be adopted until a public hearing thereon is held, of which public hearing notice is required to be given publication not less than fifteen days immediately preceding the date of such hearing;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

1. That June 19, 1961, at 2 o'clock p.m. be fixed as the time, and the Council Chamber in the City Hall as the place for the public hearing on the proposed amendment as above set out.

Approved as to form:

City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, on the 15th day of May, 1961, the reference having been made in Minute Book 40, at Page 360, and recorded in full in Resolutions Book 4 at Page 121.

Lillian R. Hoffman
City Clerk

A RESOLUTION PROVIDING FOR A PUBLIC HEARING JUNE 19, 1961 ON A PROPOSED AMENDMENT TO THE ZONING ORDINANCE.

(Eastway Drive between Shamrock Drive and Springway Drive)

WHEREAS, at the meeting of the City Council on May 15, 1961 the following amendment to the City Code was introduced:

"Ordinance No. 27-Z. An Ordinance Amending Chapter 23 of the City Code-
Zoning Ordinance

An Ordinance Amending the City Code
With Respect to the Zoning Ordinance

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. That Chapter 23, Article II, Section 23-43 of the City Code of the City of Charlotte, be amended by having Building Zone Map of the Charlotte Perimeter Area amended by changing from Residence 2 to Business 1 the following described property:

BEGINNING at an iron in the southwesterly margin of Eastway Drive, said iron marking the common front corners of Lots 15 and 16 in Block D as shown on a map of Eastway recorded in Map Book 3, page 463 in the Office of the Register of Deeds for Mecklenburg County, North Carolina, and running thence S. 70-58-50 W. 239.70 feet to an old iron in the northerly margin of Springway Drive; thence N. 12-32-50 W. 209.43 feet to an old iron at the rear common corners of Lots 9 and 10 in Block D as shown on the aforementioned map; thence S. 71-00 E. 276 feet, more or less, to a point in the said margin of Eastway Drive; thence with said margin S.19-51-30 E. 40 feet, more or less, to the BEGINNING.

Section 2. That this ordinance shall become effective upon its adoption after a public hearing in connection therewith."

AND, WHEREAS, under the law no amendment to the Zoning Ordinance can be adopted until a public hearing thereon is held, of which public hearing notice is required to be given publication not less than fifteen days immediately preceding the date of such hearing:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

1. That June 19, 1961, at 2 o'clock p.m., be fixed as the time and the Council Chamber in the City Hall as the place for the public hearing on the proposed amendment as above set out.

Approved as to form:

City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, on the 15th day of May, 1961, the reference having been made in Minute Book 40, beginning at Page 360 and recorded in full in Resolutions Book 4, at Page 122.

Lillian R. Hoffman
City Clerk

RESOLUTION RELATIVE TO THE DEATH OF ERNEST K. BROWN.

WHEREAS, In the Providence of the Almighty God and in His Divine Wisdom, He has called Ernest K. Brown from the Church Militant to the Church Triumphant; and

WHEREAS, In the passing of Ernest Brown, Mecklenburg County Government lost one of its most efficient, valuable and popular officials; and

WHEREAS, He carved for himself a lasting place in the minds of the citizens of Charlotte in all walks of life through his deep interest in his fellowman and his eagerness to lend a helping hand where needed; and

WHEREAS, He possessed in a marked degree all of the qualities and Characteristics that go to make a good, honest, successful politician; a highly valuable public servant and a friend of the people; and

WHEREAS, It is with a deep knowledge of the great loss to Charlotte, and to each of us personally, that we mourn his passing and honor his memory.

NOW, THEREFORE, BE IT RESOLVED THAT, we, the members of the City Council of the City of Charlotte, North Carolina, in regular session convened on the 15th day of May, 1961, extend to his family our deepest sympathy and pray God's blessings to rest upon them.

AND FURTHER, That a copy of this resolution be spread upon the Minutes of this meeting and a copy sent to his family.

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Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in meeting on May 15th, 1961, the reference having been made in Minute Book 40 at Page 364, and recorded in full in Resolutions Book 4, at Page 123.

Lillian R. Hoffman, City Clerk