

11030

WHEREAS, the State Highway Commission has prepared and adopted plans to make certain street and highway improvements within the City of Charlotte, consisting of the improvement and construction of Wilkinson Boulevard as shown on the plans of Project 8.16567, and said project having a right of way of 100 feet 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) 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, together with all necessary house or lot connections or services extending to the other edges of said project, whether made necessary by the widening of existing or construction of new or relocated streets or sidewalks.
- (a) Participating in the cost and expense of acquiring all of the rights of way necessary to give the Commission a right of way width of 100 feet, measured 50 feet each side of the survey center line for the location and construction of the said project, and the removal therefrom of all obstructions of any kind or character necessary for the construction thereof, to the extent of twenty-five (25) per cent of the total cost thereof to be paid in five (5) equal semi-annual installments on March 1 and October 1, with the first installment being due March 1, 1962; that the proportionate part of the Municipality shall pay will be based on cost estimates to be adjusted when the actual cost figures are determined.
- (3) To acquire and furnish to the State Highway Commission all construction easements where said project exceeds the 100 foot right of way, said easements to be acquired and furnished the Commission without any cost or expense whatsoever to the Commission.
- (4) 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 8.16567, Mecklenburg County, be and the same is hereby formally approved by the Board of Councilmen of the City of Charlotte and that the Mayor and the City Clerk of the City 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 the 6th day of November, 1961, the reference having been made in Minute Book 41, at Page , and recorded in full in Resolutions Book 4, at Page 156.

L. L. Ledbetter
Deputy City Clerk

A RESOLUTION ORDERING THE MAKING OF SIDEWALK IMPROVEMENTS ON ASHLEY ROAD AND KEMPTON PLACE.

WHEREAS, the City Council has been petitioned to make sidewalk improvements on Ashley Road and Kempton Place pursuant to the General Statutes and City Charter, and

WHEREAS, the City Clerk has certified the sufficiency of said petition and submitted same to the City Council,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina:

1. That said petition is duly signed by 84.2% of the number of owners, who represent 81.9% of all the lineal feet of frontage, of the lands abutting upon the proposed sidewalk improvements and that said petition is hereby determined to be sufficient.
2. That the west side of Ashley Road from Dubling Road to Joy Street, and the south side of Kempton Place from Ashley Road to Heywood Avenue; be permanently improved by the construction of a five-foot wide concrete sidewalk thereon.
3. That the entire cost of said sidewalk improvements shall be assessed upon the properties abutting the improvements according to the extent of the respective frontage thereon by an equal rate per foot of such frontage.
4. That property owners shall have the option of paying such assessment in cash within thirty (30) days from the first publication of notice of the Assessment Lien, without interest, or, if they should so elect and give notice in writing to the City within said thirty (30) days, they shall have the option of paying the assessments in not less than two or more than ten equal annual installments, with interest at the rate of six per cent (6%) per annum. The first installment with interest shall become due and payable sixty (60) days after the date of the confirmation of the assessment roll, and one subsequent installment with interest shall be due and payable on the same day of the month in each successive year until the assessment is paid in full.
5. That this resolution be published as required by law.

APPROVED AS TO FORM:

John T. Morrissey, Sr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in meeting on the 6th day of November, 1961, the reference having been made in Minute Book 41, at Page and recorded in full in Resolutions Book 4, at Page 157.

L. L. Ledbetter, Deputy City Clerk