

A RESOLUTION AUTHORIZING THE CITY MANAGER  
TO FILE APPLICATION FOR FEDERAL GRANT FOR  
LOWER SUGAR CREEK OUTFALL SEWER.

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the City Manager is hereby authorized and directed to file application with the State Stream Sanitation Committee for federal grant for Lower Sugar Creek Outfall Sewer in the maximum amount for which said project is eligible under the Federal Water Pollution Control Act, as amended, and

BE IT FURTHER RESOLVED that if such grant is made, the City of Charlotte will pay the remaining cost of said project and will provide proper and efficient operation and maintenance after completion of construction thereof.

Approved as to form:

John T. Morrisey, Sr.  
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in meeting on the 18th day of March, 1963, the reference having been made in Minute Book 43, at Page 21 and recorded in full in Resolutions Book 4, at Page 279.

Lillian R. Hoffman  
City Clerk

11030

RESOLUTION APPROVING THE CONSTRUCTION OF KENILWORTH AVENUE CONNECTOR AS SHOWN ON STATE HIGHWAY PLANS OF PROJECT 8.27223.

WHEREAS, the State Highway Commission has prepared and adopted plans to make certain street and highway improvements within the Municipality of Charlotte consisting of improvement and construction of Kenilworth Avenue Connector as shown on the plans of Project 8.27223, Mecklenburg County; said project having sufficient right of way width to accomodate the construction of Project 8.27223, Mecklenburg County; that said improvement is considered to be a 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 improvement, it is provided that this Municipality cooperate with said Commission to the extent of:

- (1) Participating in the cost 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 acquisition of right of way and drainage, in construction of the said project in accordance with the plans on file with the State Highway Commission in Raleigh, North Carolina.
- (2) Payment to the Commission within sixty (60) days after actual final costs are known and submitted to the Municipality, such costs as were incurred in the performance of:
  - (a) Construction of all retaining walls in order to eliminate or minimize the cost or right of way.
  - (b) Removal and replacement of garages along Kenilworth Avenue between Ideal Way (NOT OPEN) and Ordermore Avenue.
  - (c) Adjustments necessary to preserve the water well within the construction limits at approximately Survey Station 21+75, Part II.
- (3) Exercising any rights which it may have under any franchise to effect the changing, adjusting, or relocating of telegraph, telephone, 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 outer edge of said project, whether made necessary by the widening of existing or construction of new or re-located streets or sidewalks.
- (4) Establishing and maintaining traffic operating controls for the regulation of movement of traffic on said project.

NOW, THEREFORE, BE IT RESOLVED that the said Project 8.27223, Mecklenburg County, be and it is hereby formally approved by the City Council of Municipality of Charlotte and that the Mayor and Clerk of said Municipality be and they are hereby empowered to sign and execute the required Agreement between this Municipality and the State Highway Commission.

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 18th day of March, 1963, the reference having been made in Minute Book 43, at Page 21 and recorded in full in Resolutions Book 4, at Page 280.

Lillian R. Hoffman  
City Clerk

RESOLUTION FIXING DATE OF PUBLIC HEARING  
ON THE PETITION REQUESTING THE ANNEXATION OF  
PROPERTY TO THE CITY OF CHARLOTTE PURSUANT  
TO G. S. 160-452, AS AMENDED.

WHEREAS a petition requesting the annexation of the area described herein has been received; and

WHEREAS, certification by the City Clerk as to the sufficiency of said petition has been made.

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

Section 1. That a public hearing on the question of annexation of the area described herein will be held in the Council Chamber in the City Hall, Charlotte, N. C., at 3 o'clock p.m., on the 1st day of April, 1963.

Section 2. The area proposed for annexation is described as follows:

BEGINNING at a point in the present City Limits Line, said point being 300 feet east of the right of way of Rama Road and near the southern right of way of the Seaboard Air Line Railroad; and running thence N. 63° 32'40" E 120 feet to a point in the center line of said railroad; thence five lines with the center line of said railroad as follows: (1) S. 47° 37' 47" E. 12.46 feet (2) S. 47° 11'47" E. 181.78 feet (3) S. 43° 17'27" E. 250.29 feet (4) S. 35° 43'27" E. 260.54 feet (5) S. 27° 48'42" E. 233.50 feet; thence S 65° 27'55" W. 250.40 feet; thence S 12° 25'25" W. 85.76 feet; thence S 67° 59' W 135.99 feet; thence due south 43.51 feet; thence S. 54° 20'06" W 209.25 feet; thence S 24° 41'40" E. 70.0 feet; thence S 56° 59' 28" W. 161.70 feet; thence S 30° 29'54" W 55.29feet; thence S. 52° 46'37" W 158.33 feet; thence N. 41° 03' 30" W. 58.62 feet; thence S 70° 42'48" W 84.62 feet; thence S 19° 18'05" W 134.30 feet; thence S 27° 03' E 82.09 feet; thence S 31° 48' W 100.24 feet; thence N. 83° 25'48" W. 97.0 feet; thence N. 83° 38'25" W 50.02 feet; thence N 81° 21'10" W 23.24 feet to a point in the present City Limit Line; thence northward with the present City Limit Line approximately 2300 feet to the point of beginning.

Section 3. Legal notice of said public hearing shall be published in The Charlotte News, a newspaper having general circulation in the City of Charlotte, at least ten (10) days prior to the date of said public hearing.

Approved as to form:

John T. Morrisev  
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in meeting on the 18th day of March, 1963, the reference having been made in Minute Book 43, at Page 21 and recorded in full in Resolutions Book 4, at Page 281.

Lillian R. Hoffman  
City Clerk

Published in The Charlotte News one time on Friday, March 22, 1963

RESOLUTION PROVIDING THAT INSTALLMENT  
PAYMENTS OF ASSESSMENTS FOR LOCAL IMPROVEMENTS HERETOFORE  
CONFIRMED SHALL BE DUE AND PAYABLE ON THE SAME DATE  
PROPERTY TAXES ARE DUE AND PAYABLE.

BE IT RESOLVED by the City Council of the City of Charlotte, North  
Carolina, that notwithstanding any different and conflicting  
provisions of any Resolution heretofore adopted, installment payments  
of assessments for local improvements heretofore confirmed shall  
be due and payable on the same date property taxes are due and  
payable.

APPROVED AS TO FORM:

John T. Morrisey, Sr.  
City Attorney

Read, approved and adopted by the City Council of the City of  
Charlotte, North Carolina, in meeting on the 18th day of March,  
1963, the reference having been made in Minute Book 43, at Page 24  
and recorded in full in Resolutions Book 4, at Page 282.

Lillian R. Hoffman  
City Clerk