

RESOLUTION FIXING DATE OF PUBLIC HEARING FOR LOCAL IMPROVEMENTS ON IVEY DRIVE FROM CENTRAL AVENUE TO LYON COURT.

WHEREAS, it has been determined by the City Council of the City of Charlotte by authority granted under Section 7.103 of the Charter, that improvements should be made to that portion of Ivey Street between Central Avenue and Lyon Court in the City of Charlotte; and

WHEREAS, it is the policy of the City Council to hold public hearings for local improvements prior to ordering the making of such improvements,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that a public hearing on the making of local improvements will be held at the regular meeting of the City Council on Monday, the 13th day of January, 1969, beginning at 3:00 p.m. in the Council Chamber of the City Hall. The City Clerk is hereby directed to publish a notice of said hearing one time at least ten days prior to the hearing date.

Approved as to form:

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City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 23rd day of December, 1968, the reference having been made in Minute Book 51, at Page , and recorded in full in Resolution Book 6, at page 239.

Ruth Armstrong  
City Clerk

A RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH  
CAROLINA

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WHEREAS, the Commission and the Municipality, on the 24th day of April, 1963, entered into a certain Municipal Agreement as to the construction of a Northwest Expressway with full control of access within the Municipality from near the intersection of Independence Boulevard and McDowell Street and the intersection of Independence Boulevard and Louise Avenue, thence in a northwesterly direction to the interchange with the North-South Expressway, thence continuing to the interchange with Interstate Route 85; and as to the construction of a North-South Expressway with full control of access within the Municipality from the south city limits thence in a northerly direction to the interchange with the Northwest Expressway, thence continuing to the southern limits of the interchange with Interstate Route 85 and Interstate Route 77; said expressway project being a part of the master thoroughfare plan heretofore agreed upon between the Commission and the Municipality; and,

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 construction of a portion of the North-West Expressway from approximate survey station 63 + 00 to survey station 107 + 00 as shown on the plans of Project 8.1654801, Mecklenburg County; said project having a right of way width and control of access as shown on the plans of Project 8.1654801, Mecklenburg County; said project having a right of way width and control of access as shown on the plans of Project 8.1654801, Mecklenburg County, as filed with the State Highway Commission in Raleigh, North Carolina; that said project 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, except as herein provided the City Council ratifies and affirms the Municipal Agreement entered into on the 24th day of April, 1963, between this Municipality and the State Highway Commission; and,

WHEREAS, by the terms of an agreement dated the 24th day of April, 1963, the participation on the aforesaid project has been determined by the Commission and the Municipality, said agreement being incorporated herein by reference as fully as if set out; and,

WHEREAS, pursuant to paragraphs 1 and 5 of the Master agreement, the parties hereto have agreed that supplementary agreements will be entered into for the changing, adjusting, or relocating of Municipally owned utilities and the costs thereof and for the regulation and movement of traffic on said expressway; and,

WHEREAS, in the plans and proposals for the construction of said portion of Project 8.1654801, it is provided that this Municipality cooperate with the State Highway Commission to the extent of:

- (1) Exercising any rights which it may have under any franchise to effect the changing, adjusting or relocating of telephone, telegraph, electric power lines, underground cables and gas lines or any privately or publicly owned utilities without expense to the Commission and without cost or obligation to the Commission, shall lay, change, relay, repair and otherwise adjust any municipally owned electric lines, water sewer, gas or other pipelines or conduits, and shall make all necessary adjustments to house or lot connection or services lying within the right of way of said portion of the project which are owned by the Municipality or by others. Except the Commission will, in accordance with Section 3 7-3.3 of the Standard Specifications for Raods and Structures, have vertical adjustments of two feet or less in the existing manholes, valve boxes and meter boxes encountered within the limits of the project, made at its own expense, and the Commission will reimburse the Municipality in accordance with the Municipal Owned Utility Policy of the Commission contained in the official minutes of the July 2, 1964, meeting of the Commission, which policy is incorporated herein by reference.
- (2) Entering into an agreement with the State Highway Commission as to establishing and maintaining traffic operating controls for the regulation of movement of traffic on a portion of Project 8.1654801, Mecklenburg County.

NOW, THEREFORE, BE IT RESOLVED that Supplemental Municipal Agreement of Project 8.1654801, Mecklenburg County, be and it is hereby formally approved by the City Council of the City of Charlotte, and that the Mayor and City Clerk of this Municipality be and they are hereby empowered to sign and execute the required Agreement between this Municipality and the State Highway Commission.

This resolution was passed and adopted the 23rd day of December, 1968.

I, Ruth Armstrong, Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and correct copy of excerpts from the minutes of the City Council of this Municipality;

WITNESS, my hand and the official seal of the City of Charlotte on this 24th day of December, 1968.

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CLERK, CITY OF CHARLOTTE  
NORTH CAROLINA

RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR ACQUISITION OF PROPERTY OF ANNIE B. MC COY (WIDOW), LOCATED AT THE NORTHWEST CORNER OF SEVENTH STREET AND MCDOWELL STREETS FOR THE MCDOWELL STREET WIDENING PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Annie B. McCoy (Widow), located at the Northwest Corner of Seventh Street and McDowell Street in the City of Charlotte for right of way purposes for the McDowell Street Widening Project; and

WHEREAS, the City has in good faith undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte that, pursuant to Section 7.81 of the Charter of the City of Charlotte, as amended by Chapter 216, 1967 Session Laws of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of Annie B. McCoy (Widow), located at the Northwest Corner of Seventh Street and McDowell Street in the City of Charlotte, Mecklenburg County, under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina, as amended; and

BE IT FURTHER RESOLVED that \$10,600.00, the amount of the appraised value of said property, is hereby authorized to be deposited in the office of the Clerk of Superior Court of Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

Approved as to form:

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City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina in regular session convened on the 23rd day of December, 1968, the reference having been made in Minute Book 51, at page , and recorded in full in Resolutions Book 6, at page 242.

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Ruth Armstrong, City Clerk