

July 30, 1973
Resolution Book 9 - Page 234

RESOLUTION OF CITY COUNCIL OF THE CITY OF CHARLOTTE
NORTH CAROLINA
APPROVING AMENDMENT NO. 2, REDEVELOPMENT PLAN AND
THE FEASIBILITY OF RELOCATION FOR
PROJECT NO. N. C. R-78

WHEREAS, under the provisions of Title I of the Housing Act of 1949, as amended, the Secretary of the Department of Housing and Urban Development is authorized to provide financial assistance to Local Public Agencies for undertaking and carrying out urban renewal projects; and

WHEREAS, it is provided in such Act that contracts for financial aid thereunder shall require that the Urban Renewal Plan for the respective project area be approved by the governing body of the locality in which the project is situated and that such approval include findings by the governing body that: (1) the financial aid to be provided in the contract is necessary to enable the project to be undertaken in accordance with the Urban Renewal Plan; (2) the Urban Renewal Plan will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the rehabilitation or redevelopment of the urban renewal area by private enterprise; (3) the Urban Renewal Plan conforms to a general plan for the development of the locality as a whole; and (4) the Urban Renewal Plan gives due consideration to the provision of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan; and

WHEREAS, the City of Charlotte (Successor to the Redevelopment Commission of the City of Charlotte) (herein called the "Local Public Agency") has entered into a Loan and Capital Grant Contract for financial assistance under such Act with the United States of America, acting by and through the Secretary of Housing and Urban Development, pursuant to which Federal funds were provided for the urban renewal Project (herein called the "Project") identified as "Greenville Urban Renewal Area, Project No. N. C. R-78" and encompassing the area bounded on the southeast by North Graham Street; on the east by Statesville Avenue; on the northeast by Oaklawn Avenue; on the northwest by Irwin Creek; on the southwest by Seaboard Coastline Railroad and on the south by Southern Railroad, in the City of Charlotte, State of North Carolina, (herein called the "Locality"); and

WHEREAS, the Local Public Agency has applied for additional financial assistance under such Act and proposes to enter into an additional contract or contracts with the Department of Housing and Urban Development for the undertaking of, and for making available additional financial assistance for the Project; and

WHEREAS, there has been prepared and approved by the City Council of the City of Charlotte (herein called the "Governing Body") an Urban Renewal Plan (hereinafter called "Redevelopment Plan") for the Project area, dated September, 1969, and consisting of 21 pages and 4 exhibits; and

WHEREAS, there has been prepared and approved by the Governing Body of the City of Charlotte Amendment No. 1 to the Redevelopment Plan for the Project area, dated August, 1970, consisting of 29 pages and 6 exhibits; and

WHEREAS, since the above cited approvals and acceptances, it has been desirable and in the public interest to further amend said Redevelopment Plan to specify area requirements for Institutional Uses in various use categories; to add "churches, synagogues, parish

homes and similar institutional uses" under Townhouses and/or Multi-Family - Low Density and Multi-Family - Medium Density uses; to make certain site plan and design criteria detail refinements; to provide "Dimensional Requirements" in Business Uses; to limit the permitted height above the parapet of a building of signs in Neighborhood Business uses; to limit Advertising signs in Light Industrial Uses only on premises where no other business or permitted uses are established; to limit the size and number of signs attached to buildings in Business Uses to one sign per individual business; to increase the permitted size of directional and informational signs from 125 square inches to 400 square inches; to change the requirement that a parking space be not less than 180 square feet to provide that a parking space shall be not less than 145 square feet for residential uses and 170 square feet for non-residential uses; to clarify the requirement for approval of construction plans; to provide for the acquisition of certain parcels that had been designated not-to-be acquired; and to change the Estimated Cost and Method of Financing of the Project; and this Amendment No. 2 incorporates into the Redevelopment Plan all changes and additions necessary to effectuate said Amendment; and

WHEREAS, there has been prepared and referred to the Governing Body of the City of Charlotte for review and approval an Amended Redevelopment Plan for the Project area dated July, 1973, and consisting of 42 pages and 6 exhibits; and

WHEREAS, a general plan has been prepared and is recognized and used as a guide for the general development of the Locality as a whole; and

WHEREAS, the Charlotte-Mecklenburg Planning Commission, which is the duly designated and acting official planning body for the Locality, has submitted to the Governing Body its report and recommendations respecting the Amended Redevelopment Plan for the Project area and has certified that the Amended Redevelopment Plan conforms to the general plan for the Locality as a whole, and the Governing Body has duly considered the report, recommendations, and certification of the planning body; and

WHEREAS, the Amended Redevelopment Plan for the Project area prescribes certain land uses for the Project area and will require, among other things, changes in zoning, the vacating and removal of streets, alleys, and other public ways, the establishment of new street patterns, the location and relocation of sewer and water mains and other public facilities, and other public action; and

WHEREAS, the Governing Body is cognizant of the rules and regulations prescribed by the Federal Government pursuant to Title I requiring that the conditions under which the Local Public Agency will make Relocation Payments in connection with the Urban Renewal Project contemplated by the Amended Redevelopment Plan be officially approved by the Governing Body of the Local Public Agency; and

WHEREAS, the Governing Body is cognizant of the conditions that are imposed in the undertaking and carrying out of urban renewal projects with Federal financial assistance under Title I, including those prohibiting discrimination because of race, color, creed, or national origin:

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

1. That it is hereby found and determined that the Project is a blighted area and qualifies as an eligible Project area under Section 110. c. 1. of the Housing Act of 1949, as amended, and under North Carolina Urban Redevelopment Law of 1951, as amended, N. C. G. S. 160-454 through 160-474.2.
2. That the Amended Redevelopment Plan for the Project, having been duly reviewed and considered, is hereby approved, and the City Clerk be and is hereby directed to file said copy of the Amended Redevelopment Plan with the minutes of this meeting.
3. That it is hereby found and determined that the objectives of the Amended Redevelopment Plan cannot be achieved through rehabilitation of the Project area.
4. That it is hereby found and determined that the Amended Redevelopment Plan for the Project area conforms to the general plan of the Locality.
5. That it is hereby found and determined that the financial aid provided and to be provided pursuant to the contract for Federal financial assistance pertaining to the Project is necessary to enable the Project to be undertaken in accordance with the Amended Redevelopment Plan for the Project area.
6. That it is hereby found and determined that the Amended Redevelopment Plan for the Urban Renewal Area will afford maximum opportunity, consistent with the sound needs of the Locality as a whole, for the redevelopment of the Area by private enterprise.
7. That it is hereby found and determined that the Amended Redevelopment Plan for the Urban Renewal Area gives due consideration to the provision of adequate park and recreational areas and facilities, as may be desirable for neighborhood improvement, with special consideration for the health, safety, and welfare of children residing in the general vicinity of the site covered by the Plan.
8. That the United States of America and Department of Housing and Urban Development be, and they hereby are, assured of full compliance with the rules and regulations prescribed by the Federal Government pursuant to Title I including the conditions under which the Local Public Agency will make relocation payments in connection with the Urban Renewal Project contemplated by the Amended Redevelopment Plan insofar as is applicable.
9. That it is hereby found and determined that the program for the proper relocation of individuals and families displaced in carrying out the Project in decent, safe, and sanitary dwellings in conformity with acceptable standards is feasible and can be reasonably and timely effected to permit the proper prosecution and completion of the Project; and that such dwellings or dwelling units available or to be made available to such displaced individuals and families are at least equal in number to the number of displaced individuals and families, are not generally less desirable in regard to public utilities and public and commercial facilities than the dwellings of the displaced individuals and families in the Project area, are available at rents or prices within the financial means of the displaced individuals and families, and are reasonably accessible to their places of employment.

10. That, in order to implement and facilitate the effectuation of the Amended Redevelopment Plan hereby approved, it is found and determined that certain official action must be taken by this Body with reference, among other things, to changes in zoning, the vacating and removal of streets, alleys, and other public ways, the establishment of new street patterns, the location and relocation of sewer and water mains and other public facilities, and other public action, and, accordingly, this Body hereby (a) pledges its cooperation in helping to carry out the Amended Redevelopment Plan; (b) requests the various officials, departments, boards, and agencies of the Locality having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the Amended Redevelopment Plan; and (c) stands ready to consider and take appropriate action upon proposals and measures designed to effectuate the Amended Redevelopment Plan.

11. That additional financial assistance under the provisions of Title I of the Housing Act of 1949, as amended, is necessary to enable the land in the Project area to be renewed in accordance with the Amended Redevelopment Plan for the Project area and, accordingly, the filing of an amendatory application or applications for such financial assistance under Title I is hereby approved.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of July, 1973, the reference having been made in Minute Book 59, and recorded in full in Resolutions Book 9, at Pages 234-237.

Ruth Armstrong
City Clerk

July 30, 1973
Resolution Book 9 - Page 238

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, CHARLOTTE, NORTH CAROLINA,
OBLIGATING ITSELF TO FURNISH THE NECESSARY CASH AND
NON-CASH LOCAL GRANTS-IN-AID FOR
GREENVILLE URBAN RENEWAL PROJECT
NO. N. C. R-78

WHEREAS, by Resolution adopted on October 13, 1969, the City Council of the City of Charlotte approved a Redevelopment Plan for the Greenville Urban Renewal Area, Project No. N. C. R-78; and

WHEREAS, by Resolution adopted on August 24, 1970, the City Council of the City of Charlotte approved Amendment No. 1 to the Redevelopment Plan for the Greenville Urban Renewal Area, Project No. N. C. R-78, as amended; and

WHEREAS, by Resolution adopted on November 8, 1972, the former Redevelopment Commission of the City of Charlotte approved a minor modification to the Redevelopment Plan for Greenville Urban Renewal Area, Project No. N. C. R-78; and

WHEREAS, by Resolution adopted on July 30, 1973, the City Council of the City of Charlotte approved Amendment No. 2 to the Redevelopment Plan for the Greenville Urban Renewal Area, Project No. N. C. R-78, as amended; and

WHEREAS, pursuant to the North Carolina Urban Redevelopment Law of 1951, as amended, N.C.G.S. 160-454 through 160-474.2, said Plan contemplates the acquisition and clearance by the City of Charlotte of the Project Area as shown in said Redevelopment Plan, and a reuse and/or sale of various portions thereof for the uses indicated, all of which uses have been determined by the City to be in accordance with the general plan of the City as a whole and in accordance with certain definite local objectives as to appropriate land uses, improved traffic, public transportation, public utilities, and other public improvements, as in said Plan and Resolution set forth; and

WHEREAS, in order for the City to effectuate said Plan, the assistance of both the Federal Government and the City is required; namely, of the Federal Government by lending funds needed to defray the gross cost of the Project, and upon completion of the Project and repayment of such loan, by contributing two-thirds (2/3) of the net cost of the Project, and of the City by making certain local grants-in-aid (as specified by Title I of the Housing Act of 1949, as amended), as hereinafter provided, in a total amount equal to at least one-third (1/3) of the net cost of the Project; and

WHEREAS, the City has applied to the Federal Government for financial assistance under said Title I, and it now devolves upon the City to take certain actions and to provide certain grants-in-aid which are estimated, on the basis of surveys and plans heretofore made by the City, to be required in the total amount of \$5,587,443.

NOW, THEREFORE, pursuant to the North Carolina Urban Redevelopment Law of 1951, as amended, N.C.G.S. 160-454 through 160-474.2, and in consideration of the benefits to accrue to the City and its citizens from the urban renewal project, and of the covenants hereinafter set forth, the City does agree as follows:

SECTION 1

In order to assist in the undertaking of the Project, the City agrees to make grants-in-aid as follows:

A. Cash Grant-in-Aid

The City agrees to pay into the Project Expenditures Account \$3,100,353 over a 5-year period. Of this amount, \$1,550,178 has already been paid, and the balance, less \$10,000 in tax credits, is to be paid in 2 equal annual installments commencing 30 days after adoption of this Resolution.

B. Project or Site Improvements

To construct or to cause to be constructed in accordance with the Redevelopment Plan the following Project improvements:

SUMMARY OF PROJECT OR SITE IMPROVEMENTS

| | <u>Total</u> | <u>Eligible</u> |
|-----------------------------------|---------------|-----------------|
| 1. Water Distribution | \$177,590 | \$177,590 |
| 2. Street Sign/Signals | 23,161 | 23,161 |
| 3. Underground Utilities | 248,604 | 248,604 |
| 4. Police & Fire Alarms | 10,000 | 10,000 |
| 5. Oaklawn Avenue | 210,000 | 210,000 |
| 6. Street Light Eng. | 2,500 | 2,500 |
| 7. Statesville Avenue | 100,000 | 100,000 |
| 8. Pedestrian Overpass @ 50% | 107,080 | 53,540 |
| 9. Engineering-Overpass @ 50% | 8,000 | 4,000 |
| 10. City Engineering Costs | 15,000 | 15,000 |
| 11. Relocation of A.T. & T. Cable | <u>99,120</u> | <u>99,120</u> |
| TOTAL | \$1,001,055 | \$943,515 |

C. Supporting Facilities

To construct or cause to be constructed in accordance with the Redevelopment Plan the following public or supporting facilities:

| | | |
|---------------------------------|--|----------------|
| 1. Neighborhood Center | | |
| Local Share \$213,015 @ 39% | | \$ 83,076 |
| 2. Elementary School | | 750,000 |
| 3. Park (construction) | | 55,770 |
| 4. Park (land) | | 82,443 |
| 5. Fire Station \$371,326 @ 35% | | <u>128,694</u> |
| | | \$1,099,983 |

D. Other Local Grant-in-Aid Credit

107(a) credits total \$413,577 upon the use of portions of the Project Area as low-rent public housing sites.

E. Grants-in-Aid

It is understood and agreed that the City's obligation hereunder is to make cash or non-cash grants-in-aid in a total amount equal to at least one-third (1/3) of the actual net cost of the Project, and that the amounts payable by the City to the Project Expenditures Account as hereinabove set forth are based on estimates, and that if the total actual net cost of the Project "as determined by the City in accordance with its contract with the Federal Government" is greater or less than the total estimated net cost of the Project, the amount of these payments to be made by the City to the Project Expenditures Account as provided above in Section 1, shall be appropriately adjusted. The total cash or non-cash grant-in-aid is estimated to be \$5,587,443.

SECTION 2

A. Public Park Sites

The City agrees to purchase from the Commission at a price equal to their fair value, presently estimated to be \$137,965, and the Commission agrees to convey at a mutually agreeable time, the parcels designated Block No. 3, Parcel No. 13; Block No. 11, Parcel No. 10; Block No. 4, Parcel No. 9; Block No. 7, Parcel No. 4 and Block No. 2, Parcel No. A on S. D. Map No. 6, "Property Disposal Map" as a neighborhood facility and as public park sites, respectively, and to cause these sites to be developed in accordance with a mutually agreeable schedule and as required by the Redevelopment Plan.

B. Substandard Parcels

The City agrees to purchase any lot or parcel classified as substandard by the Charlotte-Mecklenburg Planning Commission.

SECTION 3

Land Donations

The City agrees to donate to the Project the following parcels:

| <u>Block</u> | <u>Parcel</u> | <u>Donor</u> |
|--------------|---------------|-----------------|
| 17 | 10 | City |
| 19 | 2 | " |
| 28 | 3 | " |
| 29 | 12 | " |
| 41 | 1 | " |
| 42 | 1 & 2 | " |
| 42 | 3 | " |
| 43 | 2 | " |
| 43 | 3 | " |
| <u>TOTAL</u> | | <u>\$30,015</u> |

SECTION 4

Existing Right-of-Way

The City agrees that at no cost or expense to the Project, the City will, insofar as it can lawfully do so, vacate the streets, roads, alleys, and other public ways, to be eliminated in preparing the Project Area for its new uses, as shown in the Redevelopment Plan, and the City agrees to convey to the Project, without cost, the land occupied by such streets, roads, alleys, and other public ways so vacated.

SECTION 5

Proposed Right-of-Way

It is understood that the City will obtain free of charge any land acquired and required for street purposes under the Redevelopment Plan except for those parcels of land designated under Section 2.

SECTION 6

Other Uses

The City agrees to take such other lawful actions as may be determined to be necessary and desirable in connection with the undertaking and carrying out of the Project.

SECTION 7

Damages

The City of Charlotte agrees to hold the Project harmless with respect to any personal claims for injury and/or death or property damage arising from any operations carried on by the City in connection with the Project.

SECTION 8

Assurance of Nondiscrimination

The City recognizes that Title VI of the Civil Rights Act of 1964 and the regulations and policies of the Department of Housing and Urban Development effectuating the Title and Executive Order 11063 prohibit discrimination on the ground of race, color, creed, or national origin in the policies and practices of any public facility, and on the ground of race, color, or national origin in the policies of any educational institution, or hospital responsible for proposed credit to the locality's share of the cost of an urban renewal project receiving financial assistance from the United States. The City hereby assured the United States and the Secretary of Housing and Urban Development that the public housing and parks will be available to and serve all persons without regard to race, color, creed, or national origin.

SECTION 9

Ineligible Costs

The City agrees to furnish or cause to be furnished, all ineligible costs of site improvements and supporting facilities undertaken by the City and Redevelopment Commission in accordance with the Redevelopment Plan, which ineligible costs are presently estimated to be \$430,111.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of July, 1973, the reference having been made in Minute Book 59, and recorded in full in Resolution Book 9, at Pages 238-241.

Ruth Armstrong
City Clerk

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE,
CHARLOTTE, NORTH CAROLINA,
APPROVING THE CONDITIONS UNDER WHICH
RELOCATION PAYMENTS WILL BE MADE FOR
PROJECTS NOS. N.C. R-78, N.C. R-79, N.C. A-3, AND N.C. E-9

WHEREAS, the Urban Redevelopment Department of the City of Charlotte has filed with the Department of Housing and Urban Development an application for financial assistance under Title I of the Housing Act of 1949, as amended, in connection with the carrying out of a Loan and Capital Grant Contract for Projects designated as Projects Nos. N.C. R-78 and N.C. R-79, and for a Funding Agreement for the Neighborhood Development Program, Project No. N.C. A-3; and for a Grant Contract For Code Enforcement Project No. N.C. E-9; and

WHEREAS, the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, and the Regulations Governing Relocation Payments require that the current N. C. State Highway Commission Fixed Payment Schedule, if the Fixed Payment and Dislocation Allowances are proposed, be officially approved by the Governing Body of the Urban Redevelopment Department of the City of Charlotte; and

WHEREAS, there are presented to this meeting of the City Council of the City of Charlotte for its consideration and approval the current N. C. State Highway Commission Fixed Payment Schedule, dated July 1, 1973, which is a part of this Resolution and marked for the Projects affected.

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

1. That the N. C. State Highway Commission Fixed Payment Schedule, dated July 1, 1973, is hereby in all respects approved for the use of the Urban Redevelopment Department in making Fixed Relocation Payments and Dislocation Allowances for Projects Nos. N.C. R-78, N.C. R-79, N.C. A-3, and N.C. E-9.

2. That the Director, Urban Redevelopment Department, is hereby designated to approve all claims for Relocation Payments.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of July, 1973, the reference having been made in Minute Book 59, and recorded in full in Resolutions Book 9, at Pages 242-243.

Ruth Armstrong
City Clerk

SCHEDULE FOR FIXED PAYMENTS CLAIMS
PROJECTS NO. N.C. A-3, N.C. 78, N.C. R-79, N.C. E-9

JULY 1, 1973

UNFURNISHED UNITS (Occupants owns furniture)

| <u>FIRST ROOM</u> | <u>2 ROOMS</u> | <u>3 ROOMS</u> | <u>4 ROOMS</u> | <u>5 ROOMS</u> | <u>6 ROOMS</u> | <u>7 ROOMS</u> | <u>8 ROOMS</u> | <u>9 ROOMS OR MORE</u> |
|-------------------|----------------|----------------|----------------|----------------|----------------|----------------|----------------|------------------------|
| \$55.00 | \$85.00 | \$115.00 | \$145.00 | \$175.00 | \$205.00 | \$235.00 | \$265.00 | \$300.00 |

FURNISHED UNITS (Including sleeping rooms, occupants does not own furniture)

| <u>FIRST ROOM</u> | <u>EACH ADDITIONAL ROOM</u> |
|-------------------|-----------------------------|
| \$20.00 | \$15.00 |

MOBILE HOMES (Owned by occupants)

| <u>WIDTH:</u> | | | |
|------------------|------------|-----------------------|----------------|
| <u>UNDER 10'</u> | <u>10'</u> | <u>12' & OVER</u> | <u>DOUBLES</u> |
| \$90.00 | \$120.00 | \$175.00 | \$300.00 |

| <u>MOBILE HOMES (Not owned by occupants, Removal of personal items by occupants)</u> | | | |
|--|---------|---------|---------|
| \$30.00 | \$40.00 | \$50.00 | \$75.00 |

MAXIMUM \$300.00 UNDER EACH SCHEDULE

DISLOCATION ALLOWANCE: An additional \$200.00 under each schedule.

A RESOLUTION PROVIDING FOR PUBLIC
HEARINGS ON PETITIONS FOR ZONING CHANGES.

WHEREAS, the City Council has received petitions for zoning changes, which petitions, numbered 73-30 through 73-37 are on record in the Office of the City Clerk, and

WHEREAS, the City Council deems it in the public interest that hearings be held on said petitions,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that public hearings will be held in the Council Chamber on the Second Floor of the Charlotte City Hall beginning at 2:00 o'clock P. M. on Monday, the 27th day of August, 1973 on petitions for zoning changes numbered 73-30 through 73-37.

BE IT FURTHER RESOLVED that notice of said hearings be published as required by law.

APPROVED AS TO FORM:

Henry W. Underhill Jr
Henry Underhill, City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of July, 1973, the reference having been made in Minute Book 59, and recorded in full in Resolutions Book 9, at Page 244.

Ruth Armstrong
City Clerk

RESOLUTION DECLARING AN INTENT TO CLOSE A PORTION
OF KENDRICK STREET IN THE CITY OF CHARLOTTE, MECKLEN-
BURG COUNTY, NORTH CAROLINA, AND CALLING A PUBLIC
HEARING ON THE QUESTION

WHEREAS, the Urban Redevelopment Department of the City of Charlotte (formerly the Redevelopment Commission of the City of Charlotte) by and through its Director, has requested the City to vacate and close a certain portion of Kendrick Street, lying between Polk Street and Snowball Street, as same is shown on Map of the Redevelopment Commission of the City of Charlotte, Greenville Urban Renewal Area, Project No. N. C. R-78, entitled "Abandonment of Existing City Streets Right of Way" prepared by Wilbur Smith and Associates, Inc. - Design, dated February 17, 1972, a copy of which is available for inspection in the Office of the City Clerk in the City Hall at Charlotte, North Carolina; the portion of said street to be closed is more particularly described on Exhibit "A" attached hereto and made a part hereof; and

WHEREAS, the procedure for closing streets and public alleys as outlined in Chapter 160A, Section 299, Sub-section (a) of the General Statutes of North Carolina, and Chapter 153, Section 9, Sub-section 17 of the General Statutes of North Carolina, requires that Council first adopt a resolution declaring its intent to close the street or public alley and calling a public hearing on the question; said Statutes further require that the resolution shall be published once a week for four successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street or public alley as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street or public alley; and

WHEREAS, the City of Charlotte is desirous of complying with the Petitioner's request.

NOW, THEREFORE, BE IT RESOLVED AND DECLARED by the City Council of the City of Charlotte, at its regularly scheduled session of July 30, 1973, that it intends to close that certain portion of Kendrick Street lying between Polk Street and Snowball Street in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown on Map of Redevelopment Commission of the City of Charlotte, Greenville Urban Renewal Area, Project No. N. C. R-78, entitled "Abandonment of Existing City Streets Right of Way", prepared by Wilbur Smith & Associates, Inc. - Design dated February 17, 1972, a copy of which is available for inspection in the Office of the City Clerk in the City Hall at Charlotte, North Carolina; said portion of said Street being more particularly described in Exhibit "A" hereto attached and made a part hereof, and hereby calls a public hearing on the question to be held at 2:00 p. M., on Monday, the 27th day of August, 1973, in the Council Chamber of the City Hall. The City Clerk is hereby directed to publish a copy of this resolution in The Charlotte News once a week for four successive weeks next preceding the date fixed here for such hearing, as required by Chapter 153, Section 9, Sub-section 17, and Chapter 160A, Section 299, Sub-section (a) of the General Statutes of North Carolina; and further, the Petitioner is directed to send by registered or certified mail a copy of this resolution to all owners of property adjoining the said portion of the street or public alley as shown on the County tax records as required by said Statutes. The Petitioner is hereby directed to prominently post a notice of the closing and public hearing in at least two places along the said portion of the street or public alley, as required by said Statutes.

EXHIBIT "A"

A parcel of land in Charlotte Township, Mecklenburg County, State of North Carolina, located in Greenville Urban Renewal Area, Project No. R. C. R-78, shown as Abandonment of Existing City Streets Right-of-Way on a plat prepared by Wilbur Smith and Associates, Inc.-DESIGN, dated February 17, 1972, and being more particularly described as follows:

KENDRICK STREET--Between Snowball Street and Polk Street

Beginning at the point of intersection of the east right-of-way line of Kendrick Street and the north right-of-way line of Snowball Street; thence across Kendrick Street, N 55°-23'-53" W, 30.02 feet to a point on the west right-of-way line of Kendrick Street; thence along the west right-of-way line of Kendrick Street, N 36°-56'-04" E, 274.67 feet crossing Polk Street, to a point on the north right-of-way line of Polk Street; thence along the north right-of-way line of Polk Street, S 55°-09'-59" E, 30.02 feet to a point on said north right-of-way line of Polk Street; thence crossing Polk Street and along the east right-of-way line of Kendrick Street, S 36°-56'-04" W, 274.54 feet to the point of beginning and containing 8,238 square feet.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of July, 1973, the reference having been made in Minute Book 59, and recorded in full in Resolutions Book 9, at Pages 245-246.

Ruth Armstrong
City Clerk

RESOLUTION DECLARING AN INTENT TO CLOSE PORTIONS OF
POLK STREET, OLIVER STREET, AND SPRATT STREET, IN
THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH
CAROLINA, AND CALLING A PUBLIC HEARING ON THE QUESTION

WHEREAS, the Urban Redevelopment Department of the City of Charlotte (formerly the Redevelopment Commission of the City of Charlotte), by and through its Director, has requested the City to vacate and close those certain portions of Polk Street, Oliver Street and Spratt Street in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown on Map of Redevelopment Commission of the City of Charlotte, Greenville Urban Renewal Area, Project No. N. C. R-78, entitled "Abandonment of Existing City Streets Right of Way" prepared by Wilbur Smith and Associates, Inc. - Design dated May 19, 1972, a copy of which is available for inspection in the Office of the City Clerk in the City Hall at Charlotte, North Carolina; said portion of said streets being more particularly described in Exhibit "A" attached hereto and made a part hereof; and

WHEREAS, the procedure for closing streets and public alleys as outlined in Chapter 160A, Section 299, Sub-section (a) of the General Statutes of North Carolina, and Chapter 153, Section 9, Sub-section 17 of the General Statutes of North Carolina, requires that Council first adopt a resolution declaring its intent to close the street or public alley and calling a public hearing on the question; said Statutes further require that the resolution shall be published once a week for four successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street or public alley as shown on the County tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said streets or public alley; and

WHEREAS, the City of Charlotte is desirous of complying with the Petitioner's request.

NOW, THEREFORE, BE IT RESOLVED AND DECLARED by the City Council of the City of Charlotte, at its regularly scheduled session of July 30, 1973, that it intends to close those certain portions of Polk Street, Oliver Street and Spratt Street in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown on Map of Redevelopment Commission of the City of Charlotte, Greenville Urban Renewal Area, Project No. N. C. R-78 entitled "Abandonment of Existing City Streets Right of Way" prepared by Wilbur Smith and Associates, Inc. - Design dated May 19, 1972, a copy of which is available for inspection in the Office of the City Clerk in the City Hall at Charlotte, North Carolina, said portion of said streets being more particularly described in Exhibit "A" hereto attached and made a part hereof, and hereby calls a public hearing on the question to be held at 2:00 p. M., on Monday the 27th day of August, 1973, in the Council Chamber of the City Hall. The City Clerk is hereby directed to publish a copy of this resolution in The Charlotte News once a week for four successive weeks next preceding the date fixed here for such hearing as required by Chapter 153, Section 9, Sub-section 17, and Chapter 160A, Section 299, Sub-section (a) of the General Statutes of North Carolina; and further, the Petitioner is directed to send by registered or certified mail a copy of this resolution to all owners of property adjoining the said portion of the streets or public alley as shown on the county tax records as required by said Statutes. The Petitioner is hereby directed to prominently post a notice of the closing and public hearing in at least two places along the said portion of the street or public alley, as required by said Statutes.

July 30, 1973

Resolutions Book 9 - Page 248

EXHIBIT "A"

DESCRIPTION:

1. POLK STREET -- From Oliver Street to Pharr Street

Beginning at the point of intersection of the east right-of-way line of Oliver Street and the north right-of-way line of Polk Street; thence along the north right-of-way line of Polk Street S. 65-17-05 E. 435.00 feet to a point on the north right-of-way line of Polk Street; thence along the north right-of-way line of Polk Street, S. 59-02-54 E. 151.34 feet to the point of intersection of said north right-of-way line of Polk Street with the west right-of-way line of Pharr Street; thence across Polk Street, S. 40-23-29 W. 30.14 feet to the point of intersection of the west right-of-way line of Pharr Street with the south right-of-way line of Polk Street; thence along the south right-of-way line of Polk Street, N. 59-02-54 W. 144.79 feet to a point on the south right-of-way line of Polk Street; thence along the south right-of-way line of Polk Street, N. 65-17-05 W. 443.15 feet to the point of intersection of said south right-of-way line of Polk Street with the east right-of-way line of Oliver Street; thence across Polk Street, N. 42-49-54 E. 31.56 feet to the point of beginning and containing 17,595 square feet.

2. OLIVER STREET -- From a point 148 feet north of Polk Street to the south end of Oliver Street

Beginning at the point of intersection of the north right-of-way line of Oliver Street and the east right-of-way line of Oliver Street; thence along the east right-of-way line of Oliver Street, S. 42-49-54 W. 251.08 feet to the point of intersection of said east right-of-way line of Oliver Street with the north right-of-way line of Hamilton Street; thence across Hamilton Street, N. 24-18-09 W. 31.07 feet to the point of intersection of said north right-of-way line of Hamilton Street with the west right-of-way line of Oliver Street; thence along the west right-of-way line of Oliver Street, N. 42-49-54 E. 229.64 feet to the point of intersection of said west right of way line of Oliver Street with the north right-of-way line of Oliver Street; thence along the north right-of-way line of Oliver Street, S. 65-17-05 E. 30.12 feet to the point of beginning and containing 6,880 square feet.

3. SPRATT STREET -- From Oaklawn Avenue to the south end of Spratt Street

Beginning at the point of intersection of the west right-of-way line of Spratt Street and the south right-of-way line of Oaklawn Avenue; thence along the south right-of-way line of Oaklawn Avenue, S. 68-21-56 E. 25.00 feet to the point of intersection of said south right-of-way line of Oaklawn Avenue with the east right-of-way line of Spratt Street; thence along the east right-of-way line of Spratt Street, S. 24-27-05 W. 857.77 feet to the point of intersection of said east right-of-way line of Spratt Street with the south right-of-way line of Spratt Street; thence along the south right-of-way line of Spratt Street, N. 65-33-48 W. 25.00 feet to the point of intersection of said south right-of-way line of Spratt Street with the west right-of-way line of Spratt Street; thence along the west right-of-way line of Spratt Street, N. 24-27-05 E. 856.55 feet to the point of beginning and containing 21,416 square feet.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of July, 1973, the reference having been made in Minute Book 59, and recorded in full in Resolutions Book 9, at Pages 247-248.

Ruth Armstrong
City Clerk

July 30, 1973

Resolutions Book 9 - Page 249

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE ESTABLISHING THE CHARLOTTE ADVISORY COMMISSION ON URBAN REDEVELOPMENT.

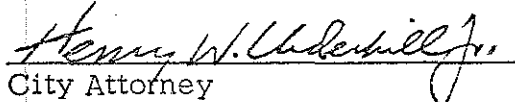
WHEREAS, effective May 1, 1973, the Redevelopment Commission of the City of Charlotte was dissolved and the Urban Redevelopment Department was created; and

WHEREAS, the City Council deems it desirable to establish an Advisory Commission on Urban Redevelopment to review and study the proposed programs and projects of the Urban Redevelopment Department, and to advise the City Council on urban renewal matters.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte at its regularly scheduled meeting of July 30, 1973, that the Charlotte Advisory Commission on Urban Redevelopment is hereby established; said Commission to be composed of five (5) members appointed by the City Council. The members of said Commission shall serve for a term of three (3) years, provided no member shall be eligible to serve more than two (2) consecutive terms. The Commission shall select its own Chairman from its membership.

BE IT FURTHER RESOLVED that the Advisory Commission shall review all proposed urban renewal programs and projects, including any amendments or changes to proposed programs and projects, and shall perform such other duties as may be assigned to it from time to time by the City Council. The Commission shall schedule meetings as often as is deemed necessary in the performance and discharge of its duties and responsibilities.

Approved as to form:


City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of July, 1973, the reference having been made in Minute Book 59, and recorded in full in Resolutions Book 9, at Page 249.

Ruth Armstrong
City Clerk

July 30, 1973
Resolutions Book 9 - Page 250

A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF CHARLOTTE, NORTH CAROLINA, TO FILE AN APPLICATION WITH THE FEDERAL AVIATION ADMINISTRATION FOR AN AIRPORT PLANNING GRANT TO CONDUCT AN AIRPORT LAND USE STUDY.

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that John M. Belk, Mayor, is hereby authorized and directed to file an application with the Federal Aviation Administration, and to execute and file all documents necessary for the prosecution of an application for an Airport Planning Grant to be used for an airport land use study.

Approved as to form:

Henry W. Underhill, Jr.
City Attorney

CERTIFICATION

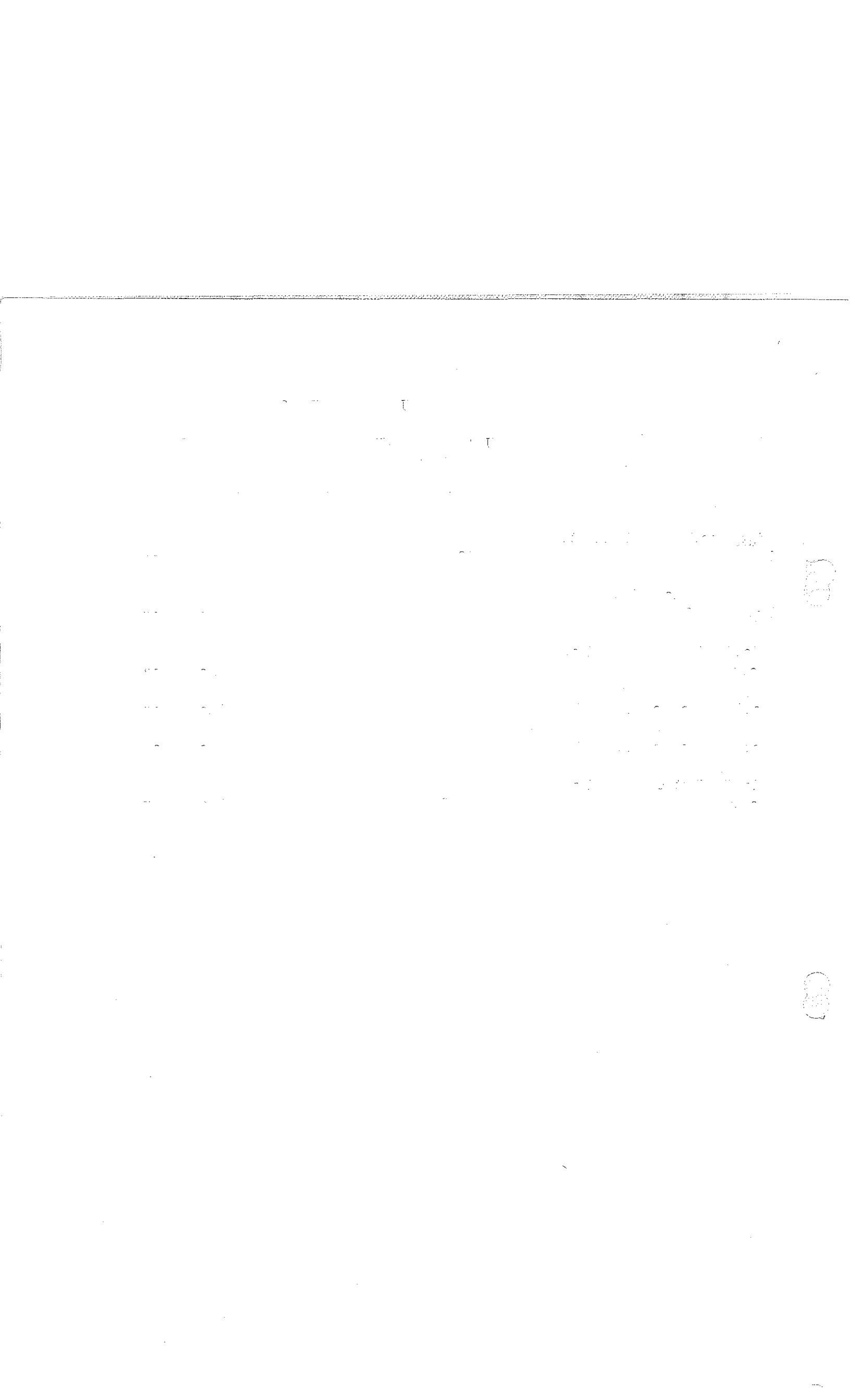
I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of July, 1973, the reference having been made in Minute Book 59, Page _____, and recorded in full in Resolutions Book 9, Page 250.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina; this the 1st day of August, 1973.

Ruth Armstrong
Ruth Armstrong, City Clerk

TAXPAYERS AND REFUNDS REQUESTED

| NAME | AMOUNT OF REFUND REQUESTED | REASON |
|--|-------------------------------|--------------|
| Major Appliance Distributors, Inc. | \$ 599.14 | Illegal levy |
| Ray W. Bradley, Jr. and wife, Ruth C. | 184.83 | Illegal levy |
| Daniel H. Hutson and wife, Roberta A. | 6.08 | Illegal levy |
| American Lease Plans, Inc. | 59.15 | Illegal levy |
| American Lease Plans, Inc. | 15.21 | Illegal levy |
| Daniel H. Hutson and wife, Roberta A. | <u>5.90</u> | Illegal levy |
| | \$ 870.31 | |



A RESOLUTION AUTHORIZING THE REFUND
OF CERTAIN TAXES

Reference is made to the schedule of "Taxpayers and Refunds Requested" attached to the Docket for consideration of the City Council. On the basis of that schedule, which is incorporated herein, the following facts are found:

1. The City-County Tax Collector collected taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers made demand in writing for refund of the amounts set out on the schedule within eight years from the date the amounts were due to be paid.
3. The amounts listed on the schedule were collected through clerical error or by a tax illegally levied and assessed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 30th day of July, 1973, that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested", be refunded the amounts therein set out and that the schedule and this resolution be spread upon the minutes of this meeting.

Approved as to form:

Henry W. Underhill Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of July, 1973, the reference having been made in Minute Book 59, and recorded in full in Resolutions Book 9, at Page 251.

Ruth Armstrong
City Clerk

July 30, 1973
Resolutions Book 9 - Page 252

A RESOLUTION AUTHORIZING THE REFUND
OF CERTAIN TAXES

Reference is made to the schedule of "Taxpayers and Refunds Requested" attached to the Docket for consideration of the City Council. On the basis of that schedule, which is incorporated herein, the following facts are found:

1. The City-County Tax Collector collected taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers made demand in writing for refund of the amounts set out on the schedule within eight years from the date the amounts were due to be paid.
3. The amounts listed on the schedule were collected through clerical error or by a tax illegally levied and assessed.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 30th day of July, 1973, that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested", be refunded the amounts therein set out and that the schedule and this resolution be spread upon the minutes of this meeting.

Approved as to form:

Henry W. Underhill Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of July, 1973, the reference having been made in Minute Book 59, and recorded in full in Resolutions Book 9, at Page 252.

Ruth Armstrong
City Clerk

TAXPAYERS AND REFUNDS REQUESTED

| NAME | AMOUNT OF REFUND REQUESTED | REASON |
|----------------------------------|-------------------------------|--------------|
| LaMarick Beauty Systems, Inc. | \$ 1,059.27 | Illegal levy |

11
12
13
14



July 30, 1973
Resolutions Book 9 - Page 253

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE
AN ENCROACHMENT AGREEMENT WITH SEABOARD COAST LINE RAILROAD
COMPANY

BE IT RESOLVED by the City Council of the City of Charlotte,
that the Mayor and City Clerk are hereby authorized to execute an
encroachment agreement with the Seaboard Coast Line Railroad
Company for the construction of an eight inch sanitary sewer
line crossing Seaboard Cost Line Railroad Company tracks at
a point 400 feet northwest of Mile post SF 324, Monroe Subdivision.

Approved as to form:

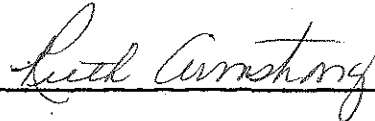


City Attorney

CERTIFICATION

I, Ruth Armstrong, City Clerk for 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 30th day of July,
1973, the reference having been made in Minute Book 59, page _____,
and recorded in full in Resolutions Book 9, page 253.

Witness my hand and the corporate seal of the City of Charlotte,
North Carolina, this the 31st day of July, 1973.



City Clerk

July 30, 1973

Resolutions Book 9 - Page 254

A RESOLUTION AUTHORIZING THE CITY OF CHARLOTTE TO ENTER INTO A MUNICIPAL AGREEMENT WITH THE NORTH CAROLINA BOARD OF TRANSPORTATION TO MAKE CERTAIN TRAFFIC CONTROL IMPROVEMENTS WITHIN THE MUNICIPALITY UNDER PROJECT W. O., TRAFFIC MARKING.

The following resolution was offered by Councilman Whittington

and a motion was made by Councilman Whittington

that it be adopted; this motion was seconded by Councilman Jordan

and upon being put to a vote was unanimously

carried;

WHEREAS, the Board and the Municipality have agreed to enter into a Municipal Agreement dated June 18, 1973, to make certain traffic control improvements within the Municipality under Project W. O. Traffic Marking, Mecklenburg County, said improvements consisting of installing hot plastic (sprayed or extruded) lane lines on the following streets:

1. Monroe Road (SR3300) between Laurel Avenue and city limits (46,500 feet of lines)
2. West Boulevard (NC160) between Cliffwood Place and city limits (60,500 feet of lines)
3. Park Road (SR3686 and SR3687) between Tremont Avenue and city limits (45,000 feet of lines)

WHEREAS, the Municipality has agreed that:

1. The Municipality shall apply, or cause to have applied, the proposed hot plastic lane lines, said lines to be applied in conformance with the Manual on Uniform Traffic Control Devices for Streets and Highways, dated November, 1970.
2. The Municipality shall pay twenty-five percent (25%) of the cost for applying the hot plastic (sprayed or extruded) skip-white lane lines, said cost being estimated as NINE THOUSAND FIVE HUNDRED DOLLARS (\$9,500.00).

WHEREAS, the Board has agreed that upon completion of the work in a manner satisfactory to the Board, the North Carolina Board of Transportation will pay to the Municipality seventy-five percent (75%) of the cost of said application, the Board's share being estimated as TWENTY-EIGHT THOUSAND FIVE HUNDRED DOLLARS (\$28,500.00).

NOW, THEREFORE, BE IT RESOLVED that Project W. O. Traffic Marking, 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 North Carolina Board of Transportation.

This Resolution was passed and adopted the 30th day of July,

1973.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 30th day of July, 1973, the reference having been made in Minute Book 59, and recorded in full in Resolutions Book 9, at Page 254.