

June 4, 1973
Resolutions Book 9 - Page 178

RESOLUTION CLOSING A CERTAIN PORTION OF THE PUBLIC ALLEY WITHIN THE BLOCK BOUNDED BY EAST TRADE, SOUTH COLLEGE, EAST FOURTH, AND SOUTH TRYON STREETS, IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, a Petition has been filed and received in accordance with the provisions of Chapter 153, Section 9, Sub-section 17 and Chapter 160A, Section 299, Sub-section (a) of the General Statutes of North Carolina, requesting the closing of a certain portion of the public alley within the block bounded by East Trade, South College, East Fourth and South Tryon Streets, in the City of Charlotte, Mecklenburg County, North Carolina; and,

WHEREAS, the City Council has caused to be published a notice of public hearing, all in accordance with said Statutes; and,

WHEREAS, said public hearing was held on the 4th day of June, 1973; and,

WHEREAS, the Petitioner, formerly the Redevelopment Commission of the City of Charlotte, now The City of Charlotte (Urban Redevelopment Department), owned all of the land adjoining the affected portion of the said public alley; and,

WHEREAS, no persons, firms or corporations or parties in interest have appeared in opposition to the closing of said portion of said public alley;

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

That the Council hereby orders the closing of that certain portion of the public alley within the block bounded by East Trade, South College, East Fourth, and South Tryon Streets, in the City of Charlotte, Mecklenburg County, North Carolina, as same is shown as Parcel C on Map of Redevelopment Commission of the City of Charlotte, Downtown Urban Renewal Area, Project No. N. C. A-3, prepared by Ralph Whitehead and Associates, Consulting Engineers, Charlotte, North Carolina, dated April 13, 1973, a copy of which is hereto attached, marked Exhibit "A" and made a part hereof, said portion of said alley being more particularly described as Parcel C in Exhibit "B" hereto attached and made a part hereof, it appearing to the satisfaction of the City Council that the closing of that portion of said alley is not contrary to the public interest and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

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 4th day of June, 1973, the reference having been made in Minute Book 59, and recorded in full in Resolutions Book 9, on Page 178.

Ruth Armstrong, City Clerk

TAXPAYERS AND REFUNDS REQUESTED

NAME	AMOUNT OF REFUND REQUESTED	REASON
Frederick H. Clontz	\$ 26.17	Illegal levy
Charles Edward Camby	25.11	Illegal levy
Eddie Mullis Hoover	10.47	Clerical error
Mohawk Data Sciences Corp.	<u>796.26</u>	Illegal levy
	\$ 858.01	

THE UNIVERSITY OF CHICAGO

PHYSICS DEPARTMENT

PHYSICS 435
LECTURE 10
THERMODYNAMICS
AND STATISTICS



A RESOLUTION AUTHORIZING THE REFUND
OF CERTAIN TAXES

Reference is made to the schedule of 'Taxpayers and Refunds Re-
quested' 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 4th day of June, 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. Woodruff Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, in regular session convened on the 4th day of June, 1973, the reference having been made in Minute Book 59, and recorded in full in Resolutions Book 9, at Page 179.

Ruth Armstrong, City Clerk

June 4, 1973
Resolutions Book 9 - Page 180

Copy of a Resolution Passed by the
City Council of the City of
Charlotte, North Carolina

The following resolution was offered by Councilman Jordan
and a motion was made by Councilman Jordan that it be adopted;
this motion was seconded by Councilman Short and upon being
put to a vote, was unanimously carried;

WHEREAS, due to the proposed development of a new north-south runway at Douglas Municipal Airport, the Commission and the Municipality propose to make certain highway constructions and improvements under Project W. O. 6.803519, Mecklenburg County; said project to consist of the relocation of a portion of SR-1191 (Old Dowd Road), the improvement of SR-1177 (Wilmont Road) from its intersection with NC-160 (New Dixie Road) to SR-1255 (Byrum Drive), the improvement of SR-1255 (Byrum Drive) from SR-1177 (Wilmont Road) to its intersection with SR-1180 (Piney Top Road), and the improvement of SR-1180 (Piney Top Road) from SR-1255 (Byrum Drive) westerly to NC-160.

WHEREAS, in the plans and proposals of said improvements, it is provided that this Municipality cooperate with the State Highway Commission to the extent of:

- (1) Designing and preparing plans and specifications for Project W. O. 6.803519 without cost to the State Highway Commission.
- (2) Acquiring all the rights of way necessary for the location and construction of said project, and to indemnify and save the State Highway Commission harmless from any and all claims for damages that might arise on account of the acquisition of right of way and drainage and slope easements in construction of said project in accordance with the plans approved by said Highway Commission.
- (3) Providing, without cost to the Highway Commission, relocation assistance services and payments for families, businesses, and non-profit organizations that may be displaced by the project.
- (4) Effecting the necessary changing, adjusting and relocating of telephone, telegraph, electric power lines, underground cables and gas lines or any private or public owned utilities without expense to the State Highway Commission and will without cost to said Commission, provide for the laying, changing, relaying, repairing and otherwise adjusting of any electric lines, water, sewer, gas or other pipelines or conduits, and shall make all necessary adjustments to house or lot connections or services lying within the right of way of the project, whether said connections or services are owned by the Municipality or by others.
- (5) Constructing the project in accordance with plans and specifications approved by the Commission. This Municipality shall enter into and shall administer the construction contract for said project in accordance with the procedures as set out in the municipal agreement.


- (6) Agreeing that the State Highway Commission shall participate in the cost of the project to a maximum extent of three hundred thousand dollars (\$300,000.00). The Commission will reimburse this Municipality for construction costs not to exceed three hundred thousand dollars (\$300,000.00) less any costs incurred by the Commission for the project. Reimbursement for construction costs shall be made by the Commission on a monthly basis and shall not exceed the amount actually paid the contractor by this Municipality.
- (7) Dedicating, without cost to the Highway Commission; such rights of way as are required across Douglas Municipal Airport property for the future relocation of NC-160.

NOW, THEREFORE, BE IT RESOLVED that Project 6.803519, 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 (or Manager) 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 4th day of June, 1973.


I, Ruth Armstrong, Clerk (~~or Manager~~) 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 5th day of June, 1973.



 CLERK (~~OR~~MANAGER)
 CITY OF CHARLOTTE
 NORTH CAROLINA

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 4th day of June, 1973, the reference having been made in Minute Book 59, and recorded in full in Resolutions Book 9, beginning on Page 180.

Ruth Armstrong, City Clerk