

October 7, 1974
Resolutions Book 10 - Page 134

RESOLUTION CLOSING CERTAIN PORTIONS OF PEARL STREET
IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, a Petition has been filed and received in accordance with the provisions of Chapter 160A, Section 299 of the General Statutes of North Carolina, requesting the closing of certain portions of Pearl Street 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 Statute; and,

WHEREAS, said public hearing was held on the 7th day of October, 1974; and,

WHEREAS, the City of Charlotte and the Charlotte Park and Recreation Commission own all of the land adjoining the affected portions of the above mentioned street; and,

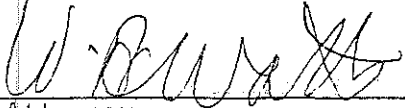
WHEREAS, no persons, firms or corporations or parties in interest have appeared in opposition to the closing of said portions of said street;

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

That the Council hereby orders the closing of those certain portions of Pearl Street in the City of Charlotte, Mecklenburg County, North Carolina, as same are shown on Map of Redevelopment Commission of the City of Charlotte, Brooklyn Urban Renewal Area, Project No. N.C. R-43, entitled "Abandonment of A Portion of Pearl Street Right of Way" prepared by Wilbur Smith and Associates, Inc. - Design dated December 13, 1973, Revised December 19, 1973, a copy of which is available for inspection in the Office of the City Clerk in the City Hall at Charlotte, North Carolina, said portions of said street being more particularly described in Exhibit "A" hereto attached and made a part hereof, it appearing to the satisfaction of the City Council that the closing of those portions of said street 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.

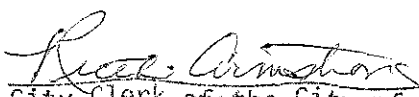
APPROVED AS TO FORM:


City Attorney.

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 7th day of October, 1974, the reference having been made in Minute Book 60, beginning at Page , ending at Page , and is recorded in full in Resolution Book 10.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 7th day of October, 1974.


City Clerk of the City of Charlotte

Rec'd. By: <i>EF</i>
DEC 17 1973
Original To: _____
Copies To: _____

*Resolutions Book 10,
Book 134*

12/13/73

"A"

BROOKLYN URBAN RENEWAL AREA
PROJECT NO. N.C. R-43
ABANDONMENT OF EXISTING CITY STREET RIGHT-OF-WAY

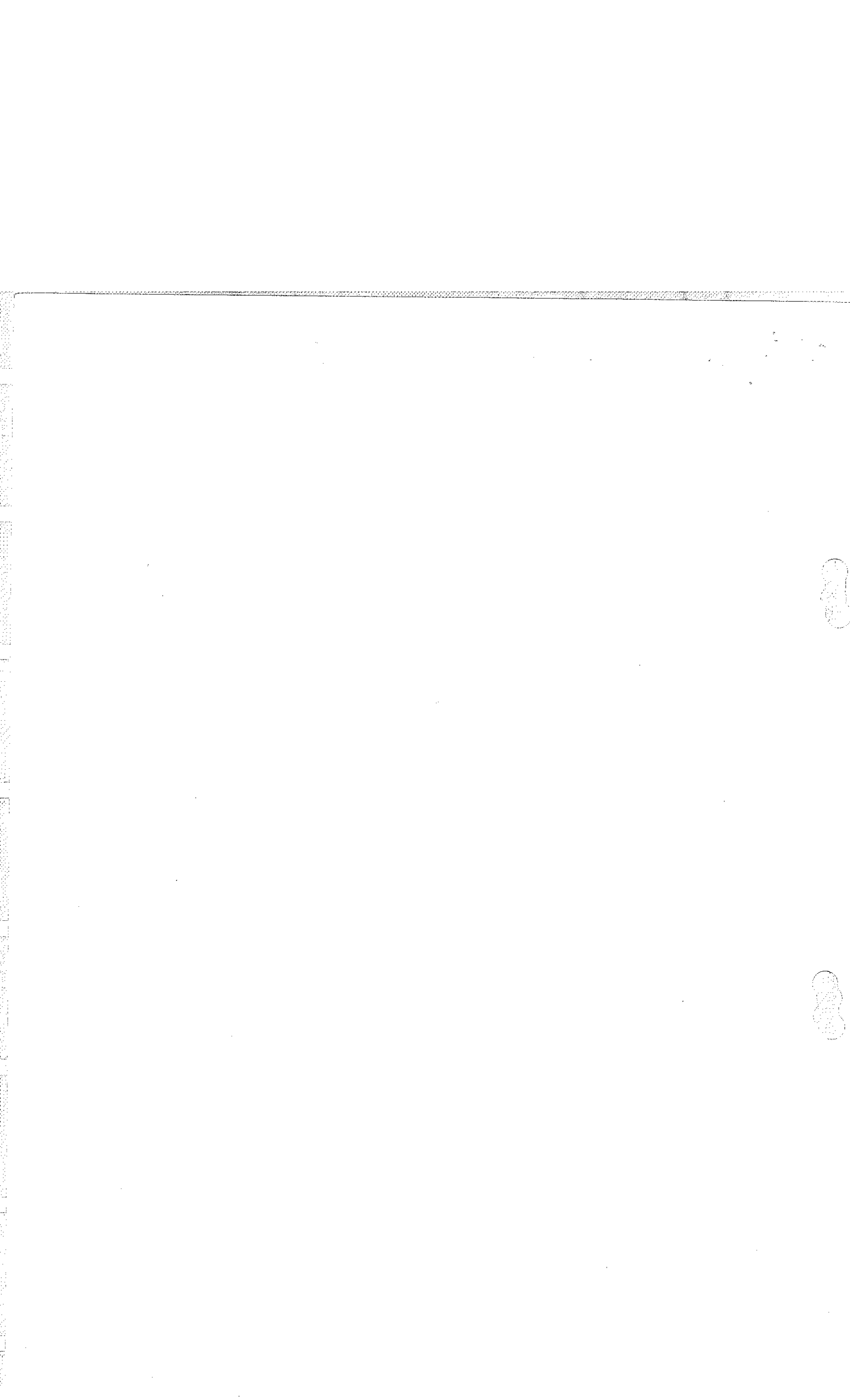
Parcels of land in Charlotte Township, Mecklenburg County, State of North Carolina, located in Redevelopment Section No. 4, Project No. N.C. R-43 shown as Abandonment of a portion of existing Pearl Street Right-of-Way on a plat prepared by Wilbur Smith and Associates, Inc. - DESIGN, dated December 13, 1973, and being more particular described as follows:

1. Pearl Street - Part 1

Beginning at the intersection of the centerline of existing Pearl Street and the south right-of-way line of Baxter Street Extension, thence $S 46^{\circ}-41'-31'' E$, 20.00 feet along said right-of-way line to the intersection of said right-of-way line with the east right-of-way line of existing Pearl Street; thence $S 42^{\circ}-08'-15'' W$, 138.46 feet along said east right-of-way line to a point; thence $N 47^{\circ}-33'-59'' W$, 20.00 feet to a point on the centerline of existing Pearl Street; thence $N 42^{\circ}-08'-15'' E$, 138.76 feet along said centerline to the point of beginning and containing 2772 square feet.

2. Pearl Street - Part 2

Beginning at the intersection of the north right-of-way line of Baxter Street Extension and the centerline of existing Pearl Street, thence $N 42^{\circ}-08'-15'' E$, 153.41 feet along said centerline to the intersection of the south right-of-way line of Independence Expressway; thence $S 65^{\circ}-30'-29'' E$, 20.99 feet along said right-of-way line



to the intersection of the east right-of-way line of existing Pearl Street; thence S $42^{\circ}-08'-15''$ W, 160.19 feet along said east right-of-way line to the intersection of the north right-of-way line of Baxter Street Extension; thence N $46^{\circ}-41'-31''$ W, 20.00 feet along said north right-of-way line to the point of beginning and containing 3136 square feet.

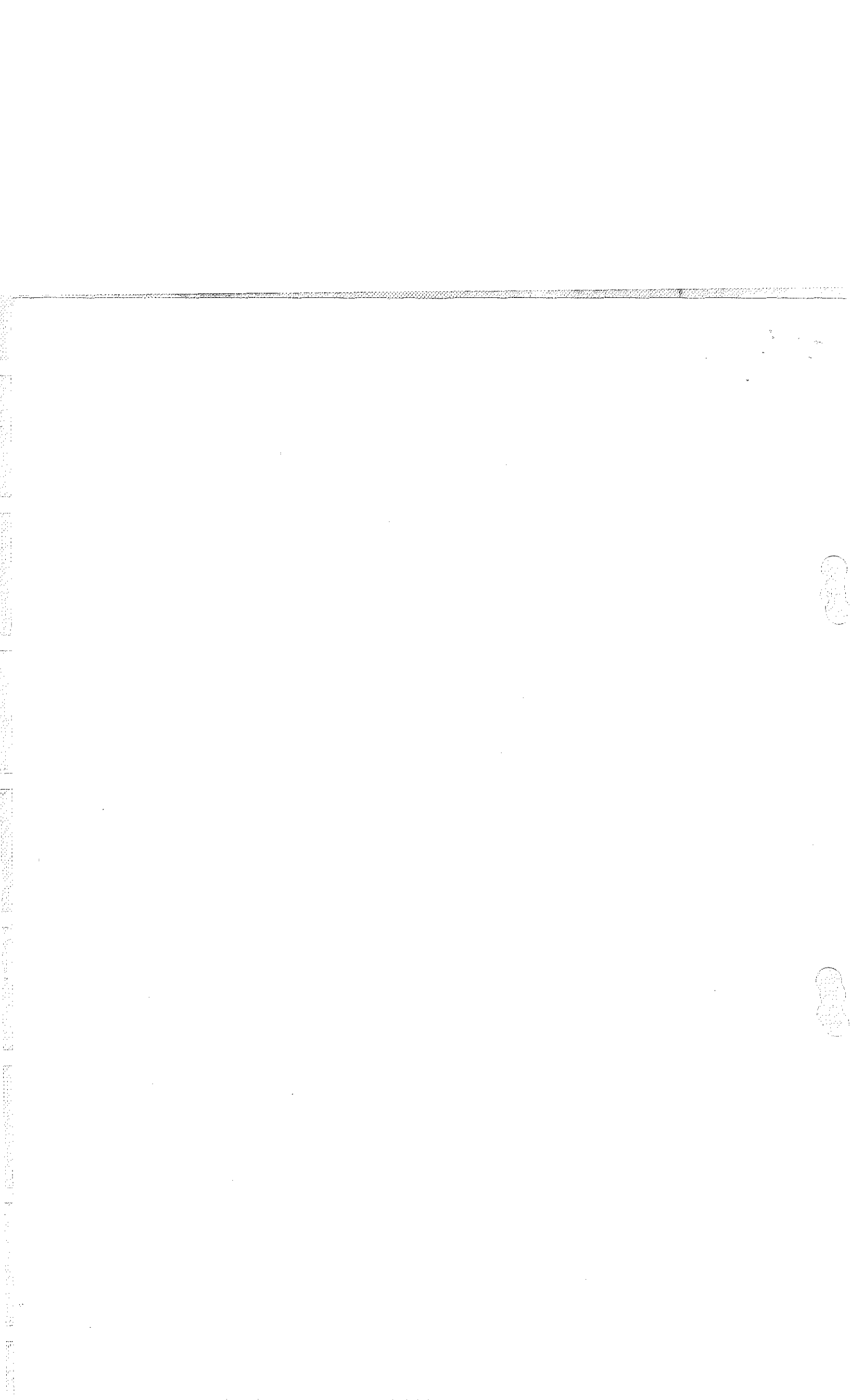
Total abandonment of this portion of the east one-half of existing Pearl Street right-of-way contains 5908 square feet.

3. Pearl Street - Part 3

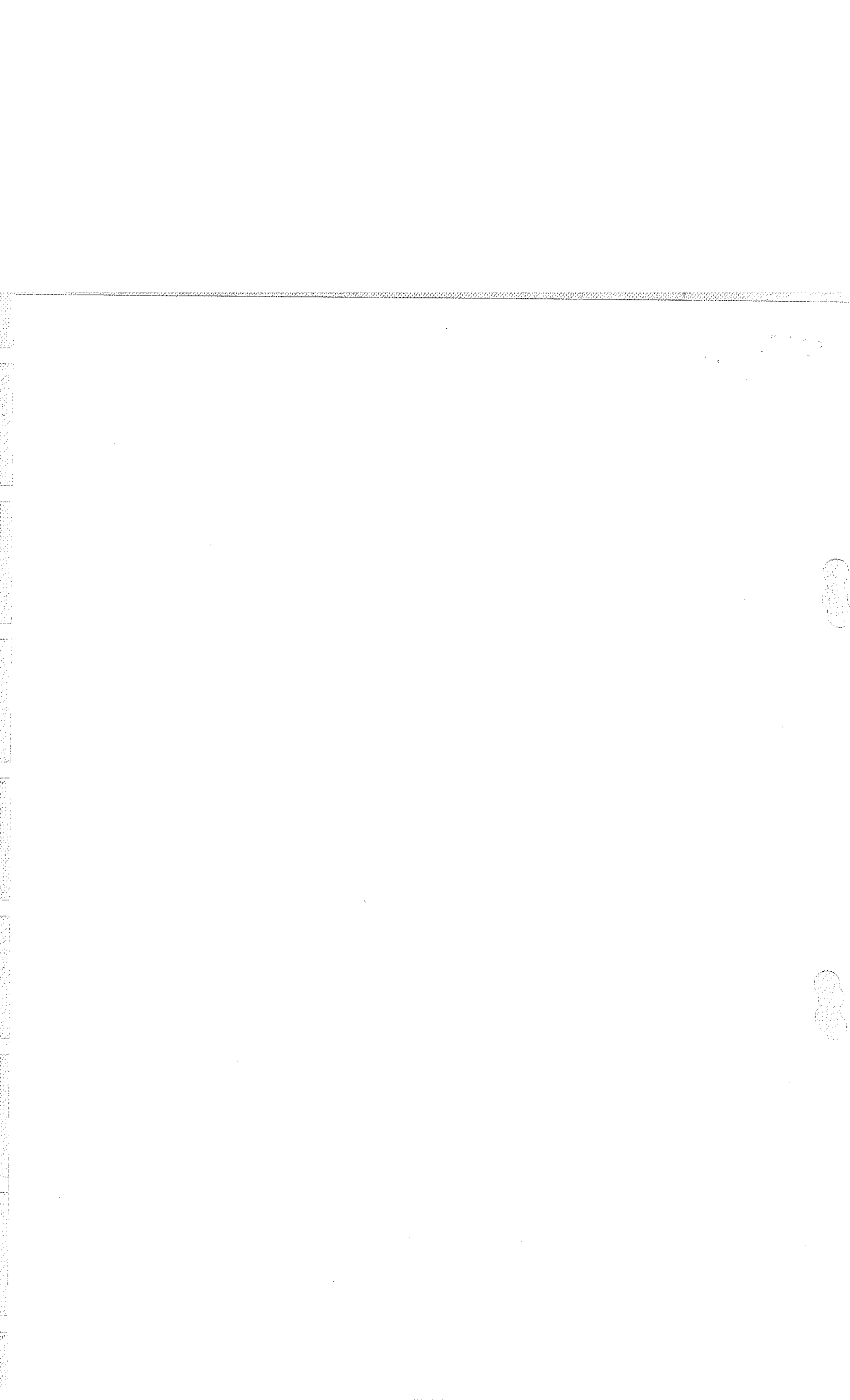
Beginning at the intersection of the south right-of-way line of Baxter Street Extension and the centerline of existing Pearl Street, and runs thence S $42^{\circ}-08'-15''$ W, 138.76 feet along said centerline to a point; thence N $47^{\circ}-33'-59''$ W, 20.00 feet to a point on the west right-of-way line of existing Pearl Street; thence N $42^{\circ}-08'-15''$ E, 139.06 feet along said right-of-way line to the intersection of said right-of-way line with the south right-of-way line of Baxter Street extension; thence S $46^{\circ}-41'-31''$ E, 20.00 feet along said south right-of-way to the point of beginning and containing 2,778 square feet.

4. Pearl Street - Part 4

Beginning at the intersection of the centerline of existing Pearl Street and the north right-of-way line of Baxter Street extension, and runs thence N $46^{\circ}-41'-31''$ W, 20.00 feet

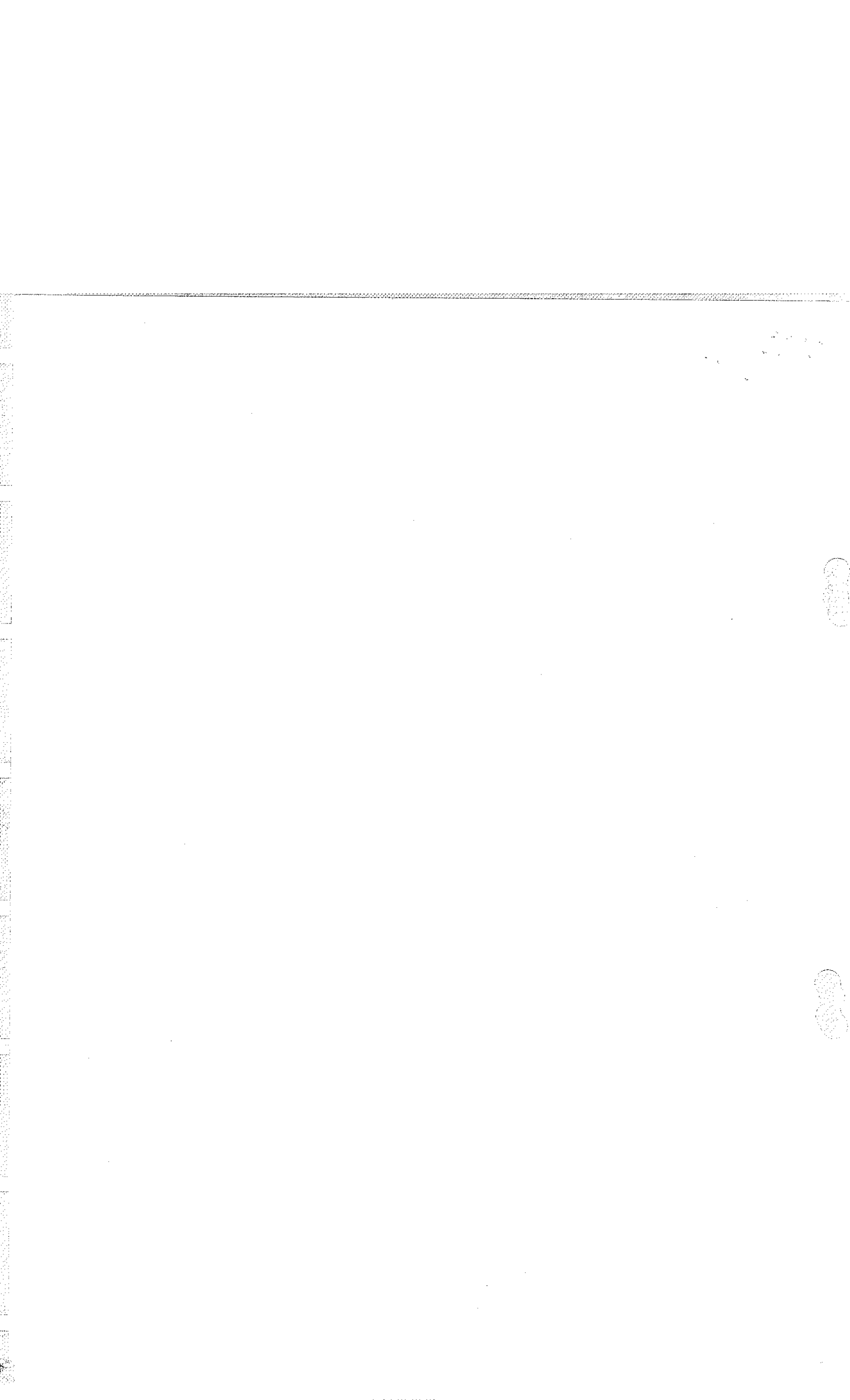


along said right-of-way line to the intersection of said right-of-way line with the west right-of-way line of existing Pearl Street; thence N $42^{\circ}-08'-15''$ E, 146.63 feet along said west right-of-way line to the intersection of said right-of-way line with the south right-of-way line of Independence Expressway; thence S $65^{\circ}-30'-29''$ E, 20.99 feet along said south right-of-way line to the intersection of said right-of-way line with the centerline of existing Pearl Street; thence S $42^{\circ}-08'-15''$ W, 153.41 feet along said centerline to the point of beginning and containing 3,000 square feet.



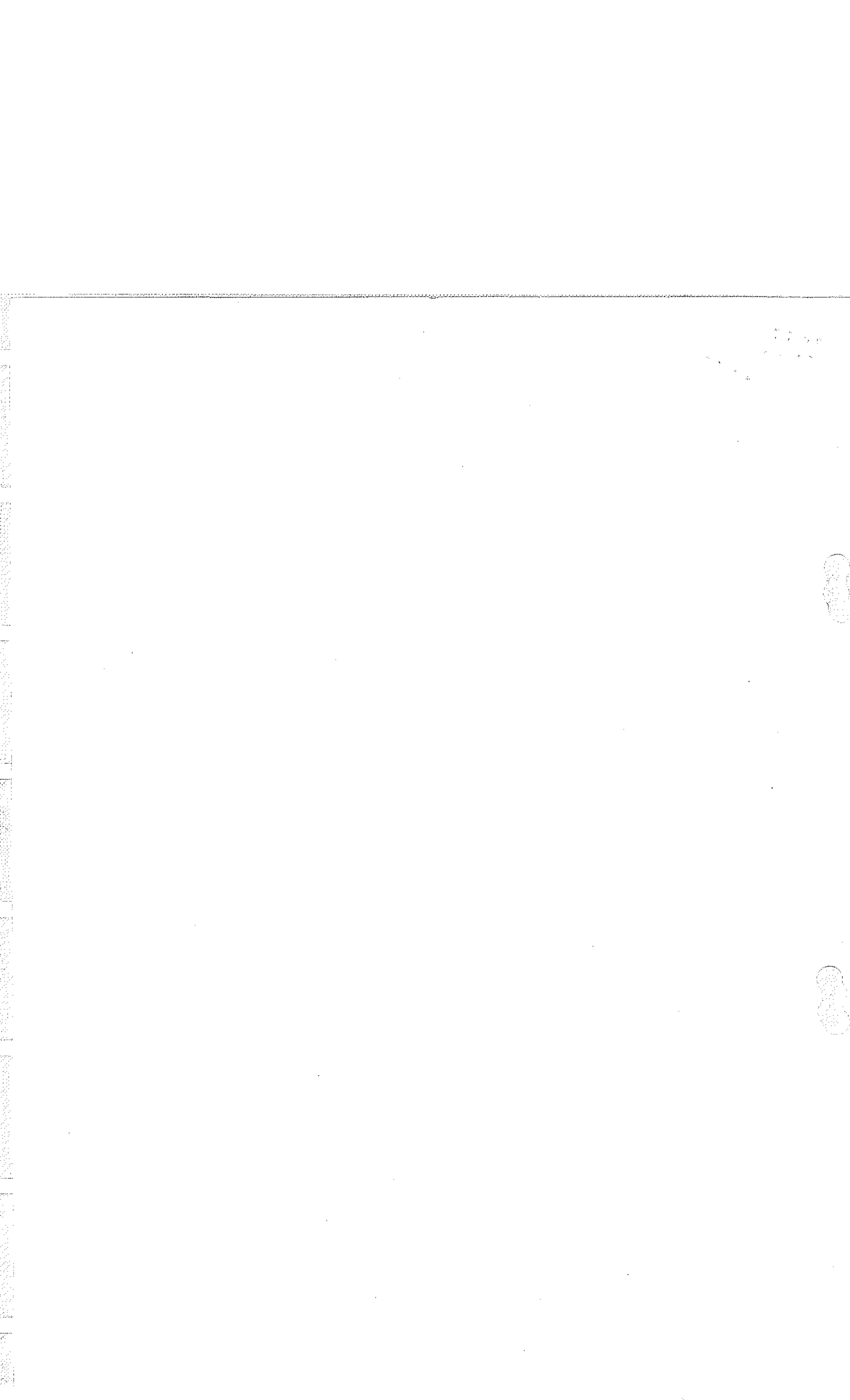
Pearl Street - Parts 1 and 3 combined

Beginning at the intersection of the west right-of-way line of existing Pearl Street and the south right-of-way line of Baxter Street Extension, and runs thence S $46^{\circ}-41'-31''$ E, 40.00 feet along said south right-of-way line to the intersection of said right-of-way with the east right-of-way line of existing Pearl Street; thence S $42^{\circ}-08'-15''$ W, 138.46 feet along said east right-of-way line to a point; thence N $47^{\circ}-33'-59''$ W, 40.00 feet to a point on the west right-of-way line of existing Pearl Street; thence N $42^{\circ}-08'-15''$ E, 139.06 feet along said right-of-way line to the point of beginning and containing 5,550 square feet.



Pearl Street - Parts 2 and 4 combined

Beginning at the intersection of the east right-of-way line of existing Pearl Street and north right-of-way line of Baxter Street Extension, and runs thence N $46^{\circ}-41'-31''$ W, 40.00 feet along said north right-of-way line to the intersection of said right-of-way line with the west right-of-way of existing Pearl Street; thence N $42^{\circ}-08'-15''$ E, 146.63 feet along said west right-of-way line to the intersection of said right-of-way line with the south right-of-way line of Independence Expressway; thence S $65^{\circ}-30'-29''$ E, 41.98 feet along said south right-of-way line to the intersection of said right-of-way line with the east right-of-way line of existing Pearl Street; thence S $42^{\circ}-08'-15''$ W, 160.19 feet along said east right-of-way line to the point of beginning and containing 6,136 square feet.



RESOLUTION DECLARING AN INTENT TO CLOSE AN UNOPENED PORTION OF FAULKNER PLACE INTERSECTING WITH THE NORTHWESTERLY MARGIN OF McALWAY ROAD IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA AND CALLING FOR A PUBLIC HEARING ON THE QUESTION.

WHEREAS, the petitioners, Charles Thomas Lohr, and wife, Sylvia S. Lohr; and Earl M. Williams and wife, Dorothy B. Williams, have filed a Petition requesting that the unopened portion of Faulkner Place, thirty feet in width, intersecting with the northwesterly margin of McAlway Road and extending two hundred feet in a northwesterly direction to a ten foot alley in the City of Charlotte, North Carolina be closed; and

WHEREAS, the City Engineer recommends that the City close the said unopened portion of Faulkner Place for reasons more particularly described in said petition; and

WHEREAS, the said unopened portion of Faulkner Place recommended to be closed intersects with the northwesterly margin of McAlway Road in the City of Charlotte, North Carolina, and being more particularly described as follows:

BEGINNING at a point in the Northwesterly margin of McAlway Road, said point being the Southeast corner of Lot 5, in Block 1 of RIDGEWOOD, SECTION 3 as shown on map recorded in Map Book 332, at Page 390 in the Mecklenburg Public Registry and running thence with said margin of McAlway Road S. 47-00 W. 30.0 feet to a point in the Northeasterly corner of Lot 1 in Block 2 as shown on the aforesaid map; thence with the line of said Lot 1, N. 43-00 W. 200.0 feet to a point in the Southeasterly margin of a 10-foot alley; thence with said margin of said alley N. 47-00 E. 30.0 feet to a point in the Southwesterly corner of Lot 5, Block 1 as shown on the aforesaid map; thence with the line of said Lot 5, S. 43-00 E. 200.0 feet to the point and place of BEGINNING, containing 6000 square feet as shown on survey dated June 4, 1974, prepared by Reece F. McRorie, R. S.; and

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WHEREAS, the procedure for closing streets as outlined in North Carolina General Statutes, Section 160A-299 requires that the Council first adopt a Resolution declaring its intent to close the street and calling for a public hearing on the question; said Statute further requires that the Resolution shall be published once a week for four (4) 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 as shown on the County Tax Records, and the Notice of the Closing and Public Hearing shall be prominently posted in at least two (2) places along said street; and

WHEREAS, the City of Charlotte is desirous to close the said unopened portion of Faulkner Place as recommended by the City Engineer;

NOW, THEREFORE, BE IT RESOLVED and declared by the City Council of the City of Charlotte at its regularly scheduled session of October 7th, 1974, that it intends to close that certain unopened portion of Faulkner Place thirty feet in width and intersecting with the northwesterly right-of-way line of McAlway Road in the City of Charlotte, North Carolina, and running between Lot 5, Block 1, and Lot 1, Block 2 of RIDGEWOOD, SECTION THREE, as shown on a map thereof recorded in Map Book 332, Page 390 in the Mecklenburg Public Registry, said unopened portion being more particularly described hereinabove, and hereby calls a public hearing on the question to be held at 3 P. M. on Monday, the 4th day of November, 1974, in the Council Chamber of the City Hall.

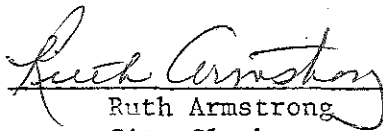
The City Clerk is hereby directed to publish a copy of this Resolution in The Charlotte News once a week for four (4) successive weeks next preceding the date fixed here for such hearing as required by G. S. 160A-299; and further, the Petitioners are requested to send by Registered or Certified Mail a copy of this Resolution to all owners of property adjoining the said portion of the said street as shown on

the County Tax Records as required by G. S. 160A-299. The Petitioners are hereby directed to prominently post a Notice of the Closing and Public Hearing at at least two (2) places along said portion of the street as required by G. S. 160A-299,

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 7th day of October, 1974, the reference having been made in Minute Book 60, and recorded in full in Resolutions Book 10, Page 135-137

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this 7th day of October 1974.



Ruth Armstrong
City Clerk

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Resolutions Book 10 - Page 138

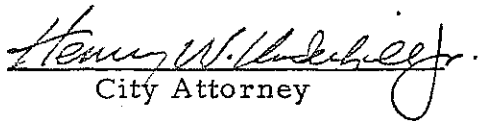
RESOLUTION AMENDING THE PAY PLAN OF
THE CITY OF CHARLOTTE

BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, that the Pay Plan heretofore adopted by the City Council to be effective October 1, 1960, as subsequently amended, is hereby further amended as follows:

Schedule IV, "Pay Range Assignment of Classes", is hereby amended to add Class No. 409, Documentation Supervisor, assigned to Pay Range 19, pay steps A-F inclusive.

BE IT FURTHER RESOLVED that this resolution shall be effective on October 9, 1974.

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 7th day of October, 1974, the reference having been made in Minute Book 60, and recorded in full in Resolutions Book 10, Page 138.

Ruth Armstrong
City Clerk

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 7th day of October, 19 74, 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:

W.R. Wadd
City Attorney

Dignity

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 7th day of October, 1974, the reference having been made in Minute Book 60, and recorded in full in Resolutions Book 10, Page 139 and 140.

Ruth Armstrong
City Clerk

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TAXPAYERS AND REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT OF REFUND REQUESTED</u>	<u>REASON</u>
The Davey Tree Expert Co.	\$ 1,221.08	Clerical Error
Photo Plaque Company	392.93	Clerical Error
Robbins American Service	79.41	Clerical Error
Ruttan Motor Rentals, Inc.	110.19	Clerical Error
The Davey Tree Expert Co.	1,290.82	Clerical Error
Robbins American Service	78.35	Clerical Error
Ruttan Motor Rentals, Inc.	123.21	Clerical Error
Davey Tree Expert Co.	948.90	Clerical Error
Robbins American Service	92.56	Clerical Error
Ruttan Motor Rentals, Inc.	97.33	Clerical Error
	<hr/>	
	\$ 4,434.78	