#### A RESOLUTION PROVIDING FOR PUBLIC

## HEARINGS ON PETITIONS FOR ZONING CHANGES

WHEREAS, the City Council has received a petition for zoning change, which petition, numbered 75-20 is 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 petition,

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 3:00 o'clock P. M. on Monday, the 25th day of August, 1975 on the petition for zoning change numbered 75-20.

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

APPROVED AS TO FORM:

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 28th day of July, 1975, the reference having been made in Minute Book 62, and recorded in full in Resolutions Book 11, at Page 35.

"RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE APPROVING SALE OF LAND TO HOUSING AUTHORITY OF THE CITY OF CHARLOTTE IN REDEVELOPMENT PROJECT NO. N. C. R-43"

WHEREAS, on the 15th day of July , 1975, the City of Charlotte received from the Housing Authority of the City of Charlotte a proposal to purchase and develop 241,361 square feet of land known as Disposition Parcel No. 9, as designated on a map entitled "Brooklyn Urban Renewal Area, Redevelopment Section No. 4, N. C. R-43, Parcel 9," dated August 21, 1973, prepared by Wilbur Smith and Associates, Design, Consulting Engineers, Columbia, S. C., Winston-Salem, N. C., and Richmond, Va., with a high-rise apartment building for the elderly, consisting of 180 units of public housing and parking, which is in accordance with the Redevelopment Plan for the Project, dated January, 1966, Amended January, 1971, Amended July, 1974; and

WHEREAS, Section 160-464(d) of the North Carolina Urban Redevelopment Law, as amended, requires that the sale of all urban renewal land shall be subject to the approval of the Governing Body of the Municipality.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Charlotte does hereby approve the sale to Housing Authority of the City of Charlotte of 241,361 square feet of land known as Disposition Parcel No. 9 in Brooklyn Urban Renewal Area, Project No. N. C. R-43, the sales price of which shall be \$118,000, to be developed as a high-rise apartment building for the elderly, consisting of 180 units of public housing and parking, which is in accordance with the Redevelopment Plan for the Project, dated January, 1966, Amended January, 1971, Amended July, 1974.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of July, 1975, the reference having been made in Minute Book 62, and recorded in full in Resolutions Book 11, at Page 36.

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, CHARLOTTE, NORTH CAROLINA, ADOPTING A POLICY TO PROVIDE RELOCATION PAYMENTS AND ASSISTANCE TO FAMILIES, INDIVIDUALS AND BUSINESSES DISPLACED FROM COMMUNITY DEVELOPMENT TARGET AREAS WITHIN THE CITY OF CHARLOTTE, NORTH CAROLINA, BY AN ASSISTED ACTIVITY OTHER THAN THE ACQUISITION OF REAL PROPERTY

WHEREAS, the City of Charlotte has submitted an application and received approval from the United States of America for the execution of a Comprehensive Community Development Program for certain areas pursuant to the Housing and Community Development Act of 1974; and

WHEREAS, under the Uniform Relocation Assistance and Real Property Acquisition Act of 1970 (P.L. 91-646), persons displaced as a result of acquisition of real property for an activity assisted under the Community Development Block Grant Program are entitled under such Act to relocation payments and benefits; and

WHEREAS, under the Community Development Block Grant Program, the City of Charlotte may elect to provide relocation payments and assistance to persons displaced by an assisted activity other than the acquisition of real property; and

WHEREAS, it appears desirable and equitable to provide relocation payments and assistance to families, individuals and businesses displaced by an assisted activity other than the acquisition of real property in Community Development Target Areas of the City of Charlotte now specified or to be specified in the future.

NOW, THEREFORE, be it resolved by the City Council of the City of Charlotte that:

- 1. Under the Community Development Block Grant Program, fair and reasonable relocation payments and assistance shall be provided in Community Development areas of the City of Charlotte in accordance with Sections 202, 203 and 204 of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) and applicable Housing and Urban Development (HUD) regulations to or for families, individuals, partnerships, corporations or associations displaced by an assisted activity other than the acquisition of real property;
- 2. Relocation assistance programs offering the services described in Section 205 of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 shall be provided to such displaced families, individuals, partnerships, corporations or associations in the manner provided under applicable HUD regulations;

- 3. Within a reasonable time prior to displacement, decent, safe, and sanitary replacement dwellings will be available to such displaced families and individuals in accordance with Section 205 (c)(3) of the Act;
- 4. Affected persons will be adequately informed of the benefits, policies, and procedures provided for under HUD regulations;
- 5. The relocation process will be carried out in such a manner as to provide displaced persons with uniform and consistent services, and replacement housing will be available in the same range of choices with respect to such housing to all displaced persons regardless of race, color, religion, or national origin.

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of July, 1975, the reference having been made in Minute Book 62, and recorded in full in Resolutions Book 11, at Page 37 and 38.

# 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 as follows:

- (1) Class No. 459, Neighborhood Economic Development Assistant, is added and assigned to pay range 19, pay steps A through F inclusive.
- (2) Class No. 461, Neighborhood Economic Development Supervisor, is added and assigned to pay range 21, pay steps A through F inclusive

BE IT FURTHER RESOLVED that this resolution shall become effective as of July 28, 1975.

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 28th day of July, 1975, the reference having been made in Minute Book 62, and recorded in full in Resolutions Book 11, at Page 39.

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

| The following resolution was introduced, and a motion was made b | y Councilf |
|--|------------|
| man Harris that it be adopted; the motion was seconde            | q pA       |
| Councilman Short, and, upon being put to a vote, the             | resolution |
| was unanimously carried;   |            |

WHEREAS, the City of Charlotte, the North Carolina Board of Transportation and the Federal Highway Administration, on the 16th day of December, 1971, entered into a Federal-Aid TOPICS Work Program Agreement for fiscal year 1972 for improvements in certain urban area streets within this Municipality to increase safety and reduce traffic congestion, under Projects 8.6100313 and 8.6100314, Mecklenburg County; and,

WHEREAS, the aforementioned agreement provided that a separate agreement would be entered into between the Board of Transportation and this Municipality setting forth the percentage of participation by this Municipality for right of way acquisition for each project on the State Highway System; and,

WHEREAS, the Board of Transportation and the City of Charlotte new wish to amend the agreement entered into on the 16th day of December, 1971, for Projects 8.6100313 and 8.6100314, Mecklenburg County, to provide for this Municipality to share in the right of way costs for the improvement to the intersection of Independence Boulevard and Pecan Street and the improvement of the intersection of Independence Boulevard and Kings Drive to the extent of fifty (50) percent, said intersections being on the State Highway System; and,

WHEREAS, this Municipality shall acquire the necessary rights of way and exsements required for said improvements; subject, however, to be reimbursed by the Board of Transportation to the extent of fifty (50) percent for all expenditures which this Municipality shall make in acquiring, or on account of said right of way.

WHEREAS, except as hereinabove provided, the City Council ratifies and affirms the municipal agreement entered into on the 16th day of December, 1971, between this Municipality, the Board of Transportation, and the Federal Highway Administration.

NOW, THEREFORE, BE IT RESOLVED that the supplemental agreement for Projects 8.6100313 and 8.6100314, 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 empowered to sign and execute the required agreement between this Municipality and the Board of Transportation.

| July 28, 1975   |  |
|---|--|
| Resolutions Book 11 - Page 41 - 2 -   |  |
|   |  |
| This Resolution was passed and adopted the 28th day of July                 |  |
|   |  |
| 1975.   |  |
| , Ruth Armstrong . Clerk of the City of Charlotte                           |  |
| , Ruth Armstrong , Clerk of the City of Charlotte,                          |  |
| Morth 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 coal of the City of City                   |  |
| WITNESS, my hand and the official seal of the City of Charlotte on this     |  |
| 29th day of July 1975.  |  |
|   |  |

CLERK
CITY OF CHARLOTTE
NORTH CAROLINA

# 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 Cit                | У |
|--|---|
| of Charlotte, North Carolina, in regular session assembled this 28th day     |   |
| of July , 19 75 , 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:

Hong Willoudill ... City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of July, 1975, the reference having been made in Minute Book 62, and recorded in full in Resolutions Book 11, at Page 42.

# TAXPAYERS AND REFUNDS REQUESTED

| NAME   | AMOUNT OF REFUND<br>REQUESTED | REASON           |
|--|-------------------------------|------------------|
|  |                               |                  |
| Columbus Morris Newel                            | \$ 515.28                     | Clerical Error   |
| First Union National Bank & Wm. B. McGuire, Trs. | 26.06                         | Clerical Error   |
| Thompson Orphanage                               | 1,150.33                      | Clerical Error   |
| Thompson Orphanage                               | 560.36                        | Clerical Error   |
| Columbus Morris Newell                           | 515.28                        | Clerical Error   |
| First Union National Bank & Wm. B. McGuire, Trs. | 26.06                         | Clerical Error   |
| Thompson Orphanage                               | 1,142.05                      | Clerical Error   |
| Thompson Orphanage                               | 556.33                        | Clerical Error   |
| Mary Elizabeth Atteberry                         | 26.17                         | Clerical Error   |
| Geoffrey H. Ladhams                              | 10.10                         | Clerical Error   |
| Columbus Morris Newell                           | 518.36                        | Clerical Error   |
| First Union National Bank & Wm. B. McGuire, Trs. | 26.21                         | Clerical Error   |
| Leonard Automatics, Inc.                         | 314. 93                       | Illegal Levy     |
| Mize Co., Inc.                                   | 110.19                        | Clerical Error   |
| Providence Road Exxon                            | 185.01                        | Illegal Levy     |
| James Talcott, Inc.                              | 265.99                        | · Clerical Error |
| Total  | \$ 5,948.71                   | nd nother review |

# 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 RESOI VED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 28th day of July , 19 75, 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:

City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 28th day of July, 1975, the reference having been made in Minute Book 62, and recorded in full in Resolutions Book 11, at Page 44.

# TAXPAYERS AND REFUNDS REQUESTED

| NAME                                |    | OF REFUND<br>QUESTED |   | REASON       |
|-------------------------------------|----|----------------------|---|--------------|
| Goodyear Tire & Rubber Co.          | \$ | 62.50                |   | Illegal Levy |
| Goodyear Tire & Rubber Co.          |    | 62.50                | ٠ | Illegal Levy |
| Southwire Company                   |    | 750.00               |   | Illegal Levy |
| Providence Road Exxon Service Stati | on | 12.50                |   | Illegal Levy |
|                                     | \$ | 887.50               |   |              |

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO MARGARET M. SUTTON (WIDOW) LOCATED AT 5211 SHARON VIEW ROAD IN THE CITY OF CHARLOT TE FOR THE ANNEXATION AREA I (2) SANITARY SEWER TRUNKS PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Margaret M. Sutton (Widow) located at 5211 Sharon View Road in the City of Charlotte for a perpetual easement for a sanitary sewer in connection with the Annexation Area I (2) Sanitary Sewer Trunks 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 owner for the purchase price.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, being the Charter of the City of Charlotte, as amended, and the authority granted in Chapter 160A-241 of the General Statutes of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of Margaret M. Sutton (Widow) located at 5211 Sharon View Road in the City of Charlotte, 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 \$1,150.00, 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:

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 28th day of July, 1975, and the reference having been made in Minute Book 62, page, and recorded in full in Resolutions Book 11, page 46.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of July, 1975.

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO ROBERT M. SHIVE LOCATED AT 7201 COLLETON PLACE (OFF ALEXANDER ROAD) IN THE CITY OF CHARLOTTE FOR THE ANNEXATION AREA I (2) SANITARY SEWER ADDITIONS PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Robert M. Shive located at 7201 Colleton Place (off Alexander Road) in the City of Charlotte for a perpetual easement for a sanitary sewer in connection with the Annexation Area I (2) Sanitary Sewer Additions 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 owner for the purchase price.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, that pursuant to Section 7.81, Chapter 713 of the 1965 Session Laws of North Carolina, being the Charter of the City of Charlotte, as amended, and the authority granted in Chapter 160A-241 of the General Statutes of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of Robert M. Shive located at 7201 Colleton Place (off Alexander Road) in the City of Charlotte, 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 \$1,900.00, 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:

Trul V. Underliel City Aktorney

## CERTIFICATION

|      | I, Ruth Armstrong, City Clerk of the City of Charlotte, North Carolina        | , do   |
|------|---|--|
|      | eby certify that the foregoing is a true and exact copy of a Resolution adopt |  |
|      | City Council of the City of Charlotte, North Carolina, in regular session c   |  |
| vene | d on the 28th day of July, 1975, and the reference having been made in M      | inute  |
| Boo  | k 62 , page , and recorded in full in Resolutions Book 11                     | ,  |
| pag  | e <u>47</u> .   | Validad de proprieta de la constanta de la con |

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of July 1975.

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO UNION OIL COMPANY OF CALIFORNIA LOCATED AT 4500 RANDOLPH ROAD (CORNER OF RANDOLPH ROAD AND SHARON AMITY ROAD) IN THE CITY OF CHARLOTTE FOR THE RANDOLPH ROAD WIDENING PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Union Oil Company of California located at 4500 Randolph Road (corner of Randolph Road and Sharon Amity Roac) in the City of Charlotte, for right of way purposes and a temporary construction easement in connection with the Randolph Road 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, Chapter 713 of the 1965 Session Laws of North Carolina, being the Charter of the City of Charlotte, as amended, and the authority granted in Chapter 160A-241 of the General Statutes of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of Union Oil Company of California located at 4500 Randolph Road (corner of Randolph Road and Sharon Amity Road) in the City of Charlotte, 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 \$14,500.00, 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:

City Attorney

# CERTIFICATION

| . 41    | I,              | Ruth   | Armsti    | cong, C  | ity Cler  | k of the            | City of  | Char   | lotte, | North   | Carolir          | a, c | do       |
|---------|-----------------|--------|-----------|----------|-----------|---------------------|----------|--------|--------|---------|------------------|------|----------|
| hereby  | ce              | rtify  | that the  | forego   | ing is a  | true ar             | d exact  | copy   | of a R | esoluti | ion ador         | oted | by       |
| the Cit | у (             | counc: | il of the | Cityo    | f Charlo  | tte, No             | rth Car  | olina, | in reg | gular s | ession           | con  | ÷        |
| vened   | 1 <u>23</u> . 1 | the    | 28th da   | ay of Ju | ıly, 1975 | $\bar{b}$ , and $t$ | he refei | rence  | having | been    | made ir          | 1    |          |
| Minute  | 30              | ook    | 62        | , pag    | ge        | , an                | d recor  | ded in | fullin | Resol   | utions İ         | 300k | <u>s</u> |
| . 11    |                 | , pa   | ige 4     |          |           | <del></del>         |          |        |        |         | Of Sandres y co. |      |          |

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of July, 1975.

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO JAMES WILLIAM WRAPE AND WIFE, SHIRLEY D. WRAPE; CHARLES C. CAMERON, TRUSTEE; AND CAMERON BROWN COMPANY LOCATED AT 4110 NORTH SHARON AMITY ROAD IN THE CITY OF CHARLOTTE FOR THE SHARON AMITY ROAD WIDENING PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to James William Wrape and wife, Shirley D. Wrape; Charles C. Cameron, Trustee; and Cameron Brown Company located at 4110 North Sharon Amity Road in the City of Charlotte, for right of way purposes and a temporary construction easement in connection with the Sharon Amity Road 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, Chapter 713 of the 1965 Session Laws of North Carolina, being the Charter of the City of Charlotte, as amended, and the authority granted in Chapter 160A-241 of the General Statutes of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of James William Wrape and wife, Shirley D. Wrape; Charles C. Cameron, Trustee; and Cameron Brown Company located at 4110 North Sharon Amity Road in the City of Charlotte, 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 \$750.00, 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:

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 28th day of July, 1975, and the reference having been made in Min-62 , page \_\_\_\_\_, and recorded in full in Resolutions Book 11 ute Book

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of July, 1975.

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO LINDA MARIE NEELY SPARROW AND HUSBAND HARRY S. SPARROW; NANCY B. NEELY (DIVORCED); JOHN S. NEELY, JR. AND WIFE, ANN CAMPBELL NEELY; MICKEY N. BARE AND HUSBAND, JERRY D. BARE; WINFRED R. ERVIN, TRUSTEE; AND JOE N. STEGALL AND WIFE, THARZA M. STEGALL, LOCATED AT 4118 NORTH SHARON AMITY ROAD IN THE CITY OF CHARLOTTE FOR THE SHARON AMITY ROAD WIDENING PROJECT.

WHEREAS, the City Council finds as a fact that it is necessary to acquire certain property belonging to Linda Marie Neely Sparrow and husband Harry S. Sparrow; Nancy B. Neely (Divorced); John S. Neely, Jr and wife, Ann Campbell Neely; Mickey N. Bare and husband, Jerry D. Bare; Winfred R. Ervin, Trustee; and Joe N. Stegall and wife, Tharza M. Stegall, located at 4118 North Sharon Amity Road in the City of Charlotte, for right of way purposes and a temporary construction easement in connection with the Sharon Amity Road 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, Chapter 713 of the 1965 Session Laws of North Carolina, being the Charter of the City of Charlotte, as amended, and the authority granted in Chapter 160A-241 of the General Statutes of North Carolina, condemnation proceedings are hereby authorized to be instituted against the property of Linda Marie Neely Sparrow and husband, Harry S. Sparrow; Nancy B. Neely (Divorced); John S. Neely, Jr. and wife, Ann Campbell Neely; Mickey N. Bare and husband, Jerry D. Bare; Winfred R. Ervin, Trustee; and Joe N. Stegall and wife, Tharze M. Stegall, located at 4118 North Sharon Amity Road in the City of Charlotte, 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 \$520.00, 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:

How W. Lladefill ... City Attorney

## CERTIFICATION

| Carolina, do    |
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| tion adopted by |
| session con-    |
| n made in       |
| ons Book II     |
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