

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 13th day of October, 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:

Henry W. Chadwell Jr.
City Attorney

Read, approved and adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of October, 1975, the reference having been made in Minute Book 62, and recorded in full in Resolutions Book 11, at Page 118-119.

Ruth Armstrong
City Clerk

October 13, 1975
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TAXPAYERS AND REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT OF REFUND REQUESTED</u>	<u>REASON</u>
Charles B. Maxwell and wife, Evelynne H.	\$ 55.36	Clerical Error
O. E. Stewart, Jr.	19.57	Clerical Error
Shadi T. Payne and wife, Margarit M.	56.47	Clerical Error
O. E. Stewart, Jr.	19.57	Clerical Error
James, Williams, McElroy and Diehl, P. A.	75.71	Clerical Error
Joyce's Day Care	18.42	Clerical Error
Avery R. Rhyne, Inc.	108.36	Illegal Levy
Shadi T. Payne and wife, Margarit M.	55.69	Clerical Error
O. E. Stewart, Jr.	19.69	Clerical Error
Paul F. Beich, Company	410.70	Illegal Levy
Joyce's Day Care	16.32	Clerical Error
Avery R. Rhyne, Inc.	97.77	Illegal Levy
James, Williams, McElroy and Diehl, P. A.	144.69	Clerical Error
Boyce White Blanchard	27.12	Clerical Error
Boyce White Blanchard	<u>3.13</u>	Clerical Error
Total	\$1,128.57	

A RESOLUTION AUTHORIZING THE SALE OF CITY OWNED PROPERTY AT 2549 ARCHDALE DRIVE

BE IT RESOLVED by the City Council of the City of Charlotte, that the sale of 2549 Archdale Drive hereinafter described is hereby authorized to be sold at Public Auction to be held at 12:00 Noon at the Mecklenburg County Courthouse on Monday, November 17, 1975. The terms of sale shall be cash with an opening bid of Sixteen thousand eight hundred fifty dollars (\$16,850.00). A 10% deposit in the amount of the high bid shall be placed with the City of Charlotte at the time of the Public Auction. The sale of said land will be subject to confirmation by the City Council of the City of Charlotte in a meeting duly assembled within 30 days of sale, and no upset bid will be accepted for less than the required increase above Sixteen thousand eight hundred fifty dollars (\$16,850.00). A map of subject property is attached herewith and made a part of this resolution.

Beginning at a point in the proposed northerly right of way line of Archdale Drive and in the southwest corner of subject property and common corner of Ralph J. Woodruff, now or formerly; thence from this point of beginning the line runs N. 22-06-21 W., for a distance of 393.38 feet to a concrete monument; thence N. 24-06-10 E. 77.90 feet to an old iron; thence S. 81-07-13 E., 398.67 feet to an iron; thence S. 71-23-49 E. 20.28 feet to an old iron; thence S. 4-58-41 W., 31.48 feet; thence following the arc of a curve to the left having a radius of 741.20 feet an arc distance of 231.54 feet; thence S. 12-55-14 E., 14.12 feet; thence following the arc of a curve to the right with a radius of 20 feet an arc distance of 31.42 feet; thence along the proposed northerly right of way line of Archdale Drive S. 77-04-46 W., 306.01 feet to the point of beginning. All according to a map drawn by City of Charlotte, Department of Public Works, Engineering Division, File #128-55, dated July 10, 1975.

Approved as to form:

Henry W. Cheshire Jr.
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 a regular session convened on the 13th day of October, 1975, the reference having been made in Minute Book 62, Page , and recorded in full in Resolutions Book 11, Page 120.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of October, 1975.

Ruth Armstrong
City Clerk

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A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO MUTUAL SAVINGS AND LOAN ASSOCIATION OF CHARLOTTE LOCATED AT 4517 RANDOLPH 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 Mutual Savings and Loan Association of Charlotte located at 4517 Randolph Road 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 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 Mutual Savings and Loan Association of Charlotte located at 4517 Randolph 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 \$5,000.00, 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:

Henry W. Charles
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 13th day of October, 1975, and the reference having been made in Minute Book 62, page _____, and recorded in full in Resolutions Book 11, page 121.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of October, 1975.

Ruth Armstrong
Ruth Armstrong, City Clerk

October 13, 1975
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A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS FOR THE ACQUISITION OF PROPERTY BELONGING TO TED S. LEWIS, JR. AND WIFE, PATTI G. LEWIS; FRANK R. THIES, TRUSTEE; AND THIES REALTY AND MORTGAGE COMPANY, LOCATED AT 4101 RANDOLPH 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 Ted S. Lewis, Jr. and wife, Patti G. Lewis; and Frank R. Thies, Trustee; and Thies Realty and Mortgage Company, located at 4101 Randolph Road 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 Ted S. Lewis, Jr. and wife, Patti G. Lewis; Frank R. Thies, Trustee; and Thies Realty and Mortgage Company, located at 4101 Randolph 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 \$760.00, 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 13th day of October, 1975, and the reference having been made in Minute Book 62, page , and recorded in full in Resolutions Book 11, page 122.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of October, 1975.


Ruth Armstrong, City Clerk

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A RESOLUTION TO RESCIND AUTHORIZATION TO INSTITUTE CONDEMNATION PROCEEDINGS AGAINST PROPERTY BELONGING TO CBS REALTY, INC., A NORTH CAROLINA CORPORATION; LEWIS H. PARHAM, JR., TRUSTEE; AND C. E. HARDING AND WIFE, GEORGIA M. HARDING, FOR THE REMOUNT ROAD WIDENING PROJECT.

WHEREAS, on May 26, 1975, the City Council of the City of Charlotte did authorize the institution of condemnation proceedings for the acquisition of property belonging to CBS Realty, Inc., a North Carolina Corporation; Lewis H. Parham, Jr., Trustee; and C. E. Harding and wife, Georgia M. Harding, for the Remount Road Widening Project; and

WHEREAS, since this action had been taken, the above named parties have, by written agreement, granted the City the necessary easement required to complete the work of this project, making it no longer necessary to institute condemnation proceedings against these owners.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte that authorization previously granted to institute condemnation proceedings against the parties named above, is hereby rescinded.

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 13th day of October, 1975, and the reference having been made in Minute Book 62, page , and recorded in full in Resolutions Book 11, page 123.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 14th day of October, 1975.

Ruth Armstrong
Ruth Armstrong, City Clerk