

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 11th day of October, 1976, 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 11th day of October, 1976, the reference having been made in Minute Book 64, and is recorded in full in Resolutions Book 12, at Page 97.

Ruth Armstrong
City Clerk

TAXPAYERS AND REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT OF REFUND REQUESTED</u>	<u>REASON</u>
Dow Badische Company	\$3,770.52	Clerical Error
Dow Badische Company	<u>1,360.70</u>	Clerical Error
	<u>\$5,131.22</u> =====	

The following resolution was introduced, and Councilman Whittington moved that it be adopted. The motion was seconded by Councilman Withrow and, upon being put to a vote, the resolution was unanimously carried;

WHEREAS, the North Carolina Board of Transportation has prepared and adopted plans to make certain street and highway improvements within this Municipality under Project 8.1654824, said plans consisting of the installation of two (2) overhead sign structures and assemblies, Part I being located on US 74 (Independence Boulevard) near Oakland Avenue and Part II being located on US 74 (Independence Boulevard) near the Plaza, that said project is considered to be a most necessary street and highway improvement for the promotion of public safety and convenience; and,

WHEREAS, the Board of Transportation and this Municipality propose to enter into an agreement for the above mentioned project wherein this Municipality shall cooperate with said Board to the extent of:

- (1) Effecting the necessary adjustments of any utilities under franchise and providing for the adjustments of any municipally owned utilities, said adjustments to be accomplished without cost or obligation to the Board of Transportation.
- (2) Providing all the rights of way necessary for the construction of Part II of the project and removing therefrom all obstructions and encroachments without any cost or liability whatsoever to the Board of Transportation; and, further, indemnifying and saving harmless said Board from any and all claims for damages arising on account of the acquisition of said rights of way.

NOW, THEREFORE, BE IT RESOLVED that Project 8.1654824, 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 Board of Transportation.

This Resolution was passed and adopted the 11th day of October, 1976.

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 12th day of October, 1976.

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