

R E S O L U T I O N

WHEREAS, the Charlotte City Council, hereinafter referred to as the "Council", and the North Carolina Board of Transportation, hereinafter referred to as the "Board", have agreed that the improvement of Independence Boulevard from I-277 to Albemarle Road (NC 24/27) is the top priority transportation project in the City of Charlotte, and

WHEREAS, the Council and the Board have agreed that this project needs to be completed as expeditiously as possible, and

WHEREAS, the Council and the Board and the Urban Mass Transportation Administration have agreed to study the feasibility of mass transit facilities within the project limits, and that the proposed design can accommodate this important transportation feature, either now or in the future, within the proposed right of way; and

WHEREAS, the current estimated cost of the roadway project is \$75 million, which exceeds current available funding by \$17 million, and

WHEREAS, the Council and the Board have determined that certain modifications to the project may be necessary to bring it within available funding;

NOW, THEREFORE, BE IT RESOLVED, that the Council supports expeditious construction of this project as designed by the North Carolina Department of Transportation (NCDOT) staff with the understanding that the Board and the NCDOT staff will consider all options to remedy the following concerns:

- 1) With respect to an overpass, instead of an underpass, at Hawthorne Lane:

Council requests that the NCDOT follow the proposed plan for the Elizabeth Neighborhood which depresses Independence Boulevard and carries Hawthorne Lane over Independence; and furthermore, Council requests that the NCDOT keep the proposed improvements as close to the existing alignment of Independence as possible between I-277 and the Seaboard Railroad overpass; and

- 2) With respect to elimination of the acquisition of property fronting on the north side of Independence Boulevard from Pecan Avenue to Morningside Drive:

Because of Council's concerns about negative impacts of noise, creation of future land use problems and future quality of life problems in the Commonwealth/Morningside Neighborhood, and, because of Council's concern about the proximity of the project to the Chantilly Neighborhood, particularly if a frontage road is provided along the north side of Independence Boulevard, and because of Council's concern that in order to obtain the \$6.7 million "savings" the NCDOT may incur significant hidden costs including delays to the project arising from litigation initiated by individual property owners and residents; Council requests that the NCDOT restore to the project the approximately \$6.7 million necessary to purchase the property fronting on the north side of the project between Pecan

October 27, 1986
Resolution Book 23 - Page 2

Avenue and Morningside Drive; and that the segment between Pecan Avenue and Morningside Drive be built as close to the existing Independence Boulevard alignment as possible; and, should the NCDOT determine that these funds are not available, Council requests that they examine the project for other designs that may reduce the negative impacts on the remaining property; and

- 3) With respect to elimination of pedestrian overpasses in the Chantilly Neighborhood and at the existing Coliseum:

While Council feels that pedestrian overpasses may be desirable, Council fully understands the problems associated with construction and the minimum use that structures of this type generally receive and would agree to postponing construction of such facilities until need is demonstrated; and furthermore, with the construction of the new Charlotte Coliseum, a pedestrian overpass at the existing Coliseum probably will never be needed and, should an overpass be needed at some time in the future for the Chantilly Neighborhood, negotiations should be undertaken with the NCDOT at that time; and

- 4) With respect to elimination of the Morningside Drive overpass:

Although this modification could have a negative impact on future traffic volumes on Pecan Avenue, Council concurs with the NCDOT recommendation on elimination of this overpass, and requests that the NCDOT work with City staff to explore options to reduce this impact, particularly in the Elizabeth Neighborhood; and

- 5) With respect to delaying construction of the Pierson Drive Interchange:

Council encourages the NCDOT to pursue design alternatives which will solve the problem of U-turn traffic in the general vicinity of Pierson Drive and Albemarle Road without constructing the interchange; therefore, Council concurs with the NCDOT proposal to only purchase right of way for the Pierson Drive interchange at this time and delay actual construction of the interchange to a future date, if such construction proves necessary; and

FURTHERMORE, BE IT RESOLVED, that the Council requests that after all comments have been received at the Design Public Hearing, NCDOT staff return to present to Council the response of NCDOT to the above listed concerns.

APPROVED AS TO FORM

Henry W. Underhill Jr.
City Attorney

CERTIFICATION

I, PAT SHARKEY, 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 27th day of October, 1986, the reference having been made in Minute Book 87, and recorded in full in Resolution Book 23, at Page(s) 1-2.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of October, 1986.

PAT SHARKEY, CITY CLERK

October 27, 1986
Resolution Book 23 - Page 3

RESOLUTION TEMPORARILY CLOSING THE STREETS AND SIDEWALKS ALONG THE ROUTE OF THE THANKSGIVING DAY PARADE AND AUTHORIZING OTHER ACTIVITIES.

WHEREAS, Carolinas' Carrousel, Inc., a private, non-profit volunteer organization, each year stages the annual Thanksgiving Festival and Thanksgiving Day Parade; and

WHEREAS, this year the Carrousel has requested that the City Council adopt a resolution temporarily closing certain streets and sidewalks along the parade route; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, in regular session duly assembled, that Tryon Street between Eleventh Street and Stonewall Street; Stonewall Street between Tryon Street and College Street; College Street between Stonewall Street and Second Street; Second Street between College Street and McDowell Street; and the sidewalks within the boundaries of these streets be closed between 10:30 a.m. and 5:00 p.m. on November 27, 1986; and

THAT the Carolinas' Carrousel may erect grandstands on the sidewalks where necessary and, in conjunction with this event, has the authority to establish and charge reasonable fees to properly licensed vendors; together with the authority to assign and allocate vending space. Such fees shall be in addition to any other City fees normally required to conduct business activities.

APPROVED AS TO FORM:

Henry W. Underhill Jr.
Attorney

CERTIFICATION

I, PAT SHARKEY, 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 27th day of October, 1986, the reference having been made in Minute Book 87, and recorded in full in Resolution Book 23, at Page(s) 3.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of October, 1986.

PAT SHARKEY, CITY CLERK

October 27, 1986

Resolution Book 23 - Page 4

RESOLUTION OF THE CITY OF CHARLOTTE, NORTH CAROLINA,
 ENDORSING CONSTITUTIONAL AMENDMENT #3

WHEREAS, Language of the North Carolina State Constitution, as interpreted by recent court decisions, is not sufficiently specific to permit seaport and airport authorities to use revenue bonds for building needed facilities and leasing them on a long term basis to public and private entities, and

WHEREAS, the jobs created by commercial and industrial activity at North Carolina's seaports and airports play an important role in achieving the State's goal of providing productive employment for its people, and

WHEREAS, the North Carolina General Assembly has recognized this problem and voted overwhelmingly to present this amendment to the State's voters on November 4, 1986. If approved, Amendment #3 would clarify language in the State's Constitution to permit North Carolina's seaports and airports to use revenue bonds for needed improvements, and

WHEREAS, the potential exists for encouraging further development of the North Carolina seaports and airports, and

WHEREAS, the proposed Constitutional Amendment pertaining to revenue bond financing for North Carolina seaports and airports would encourage development of such facilities and would result in the creation of more jobs, and

WHEREAS, approval of this amendment would not result in any additional taxes for the citizens of North Carolina. Both the amendment and enabling legislation specify that all obligations created by these bonds must be paid by the users, and

WHEREAS, our seaports and airports operate at a disadvantage because port facilities in neighboring and many other states routinely use revenue bonds for financing improvements;

NOW, THEREFORE, Be it resolved by the City Council of the City of Charlotte, North Carolina, that passage of this proposed amendment is in the public interest and recommends its approval by the voters of North Carolina.

APPROVED AS TO FORM:

Henry W. Underhill Jr.
 City Attorney

CERTIFICATION

I, PAT SHARKEY, 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 27th day of October, 1986, the reference having been made in Minute Book 87, and recorded in full in Resolution Book 23, at Page(s) 4.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of October, 1986.

 PAT SHARKEY, CITY CLERK

October 27, 1986
Resolution Book 23 - Page 5

A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN ENCROACHMENT AGREEMENT WITH SOUTHERN RAILWAY COMPANY FOR INSTALLATION OF A 48 INCH RCP STORM DRAINAGE PIPE CROSSING E. 8TH STREET BETWEEN N. COLLEGE AND NORTH BREVARD STREET JOB NUMBER 512-84-063

BE IT RESOLVED by the City Council of the City of Charlotte, that the Mayor and City Clerk are hereby authorized to execute an Encroachment Agreement with the Southern Railway Company for the installation of a 48 inch RCP storm drainage pipe, in the area of the Southern Railway Crossing at E. 8th Street between N. College Street and North Brevard Street. The City is to pay Fifty Dollars (\$50.00) for administrative costs to the railroad for the encroachment.

APPROVED AS TO FORM:

Henry W. Underhill Jr.
City Attorney

CERTIFICATION

I, Pat Sharkey, 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 27th day of October, 1986, the reference having been made in Minute Book 87, page _____, and recorded in full in Resolution Book 23, page 5.

Witness my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of October, 1986.

City Clerk

October 27, 1986
Resolution Book 23 - Page 6

RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE
NORTH SUMMIT AVENUE LOCATED BETWEEN MARTIN STREET AND
WEST FIFTH STREET IN THE CITY OF CHARLOTTE, MECKLENBURG
COUNTY, NORTH CAROLINA

WHEREAS, the City of Charlotte Community Development Department has filed a Petition to close North Summit Avenue between Martin Street and West Fifth Street in the City of Charlotte, Mecklenburg County, North Carolina; and

WHEREAS, the portion of North Summit Avenue petitioned to be closed lies between Martin Street and West Fifth Street as shown on maps marked Exhibit "A" and is more particularly described by metes and bounds in a document marked Exhibit "B", all of which are available for inspection in the Office of the City Clerk, City Hall, Charlotte, North Carolina.

WHEREAS, the procedure for closing streets and public alleyways as outlined in North Carolina General Statutes, Chapter 160A, Section 299 requires that Council adopt a Resolution declaring its intent to close the street or public alleyway and calling 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 or public alleyway as shown on the County tax records, and a notice of the closing and public hearing shall be prominently posted in at least two (2) places along said street or public alleyway; and

WHEREAS, the City of Charlotte is desirous of complying with the Petitioner's request.

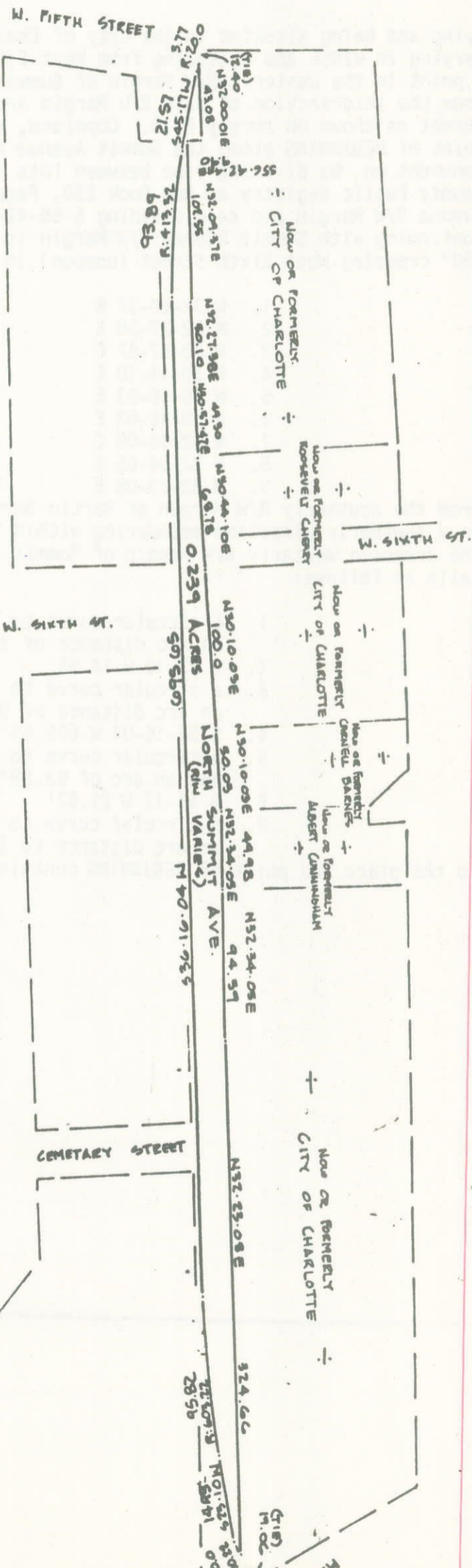
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, at its regularly scheduled session of October 27, 1986, that it intends to close said street and alleyway being more particularly described on maps and by a metes and bound description available for inspection in the City Clerk's Office, and hereby calls a public hearing on the question to be held at 3:00 p.m., on Monday, the 8th day of December, 1986, at City Hall. The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for four successive weeks next preceding the date fixed here for such hearing, as required by N.C.G.S. 160A-299.

CERTIFICATION

I, PAT SHARKEY, 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 27th day of October, 1986, the reference having been made in Minute Book 87, and recorded in full in Resolution Book 23, at Page(s) 6 - 8.

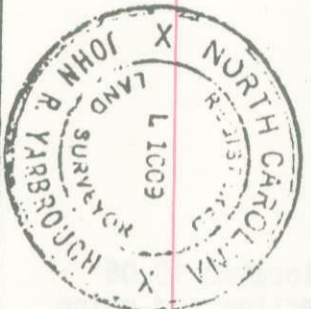
WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of October, 1986.

PAT SHARKEY, CITY CLERK



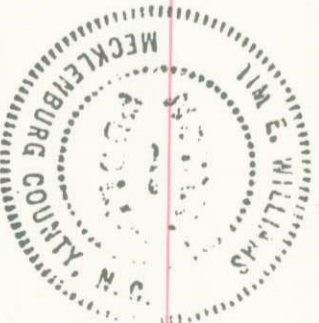
I, John E. YARBROUGH, REGISTERED LAND SURVEYOR BEING DULY SWORN, DO CERTIFY THAT THE PLAN UPON WHICH THIS CERTIFICATE APPEARS WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED, IS IN ALL RESPECTS CORRECT ACCORDING TO THE BEST OF MY KNOWLEDGE AND BELIEF AND WAS PREPARED FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION ON THE 3RD DAY OF JUNE 1986, WITH A PLAN, TYPED THEREON OR CLONED OR REPRODUCED, AND A PLAN, FIELD ERROR OR ANGLE OR DISTANCE OF 25 MIL. PER ANGLE.

SIGNED: *John E. Yarbrough*
REGISTERED LAND SURVEYOR



I, Tim E. Williams, a Notary Public in and for the County of Mecklenburg and State of North Carolina, DO HEREBY CERTIFY THAT JOHN E. YARBROUGH, REGISTERED LAND SURVEYOR, PERSONALLY APPEARED BEFORE ME THIS DAY AND ACKNOWLEDGED THE CONTENTS OF THE FOREGOING CERTIFICATE AND SWORE HIS OATH SWORN TO THE TRUTH OF THE STATEMENTS SET FORTH HEREIN.

SIGNED: *Tim E. Williams*
NOTARY PUBLIC
15 2-25-86



Undedication Map
0.239 Acres Total
CITY OF CHARLOTTE
City of Charlotte
Meck. Co. NC.

No.	PLW DESCRIPTION	REVISION
1	2486	
2	9-24-86	

John E. Yarbrough & Associates, Inc.
Professional Land Surveyors • Engineers • Drafters
2000 South Blvd., Suite 110, Charlotte, NC 28203
Phone: 336-371-1234

October 27, 1986
Resolution Book 23 - Page 8

LEGAL DESCRIPTION

Lying and being situated in the City of Charlotte, being in general a strip of land varying in width and extending from West Fifth Street to Martin Street; BEGINNING at a point in the westerly R/W Margin of Summit Avenue; said point being N 45-17 E 12.40' from the intersection of said R/W Margin and the northerly R/W Margin of West Fifth Street as shown on survey by B. Copeland, dated 9-26-85; thence from place and point of BEGINNING along the Summit Avenue R/W Margin N 32-00-01 E 43.08' to a concrete monument on the dividing line between lots 1 and 2 on a map recorded in the Mecklenburg County Public Registry at Map Book 230, Page 277; thence continuing along Summit Avenue R/W Margin and said dividing S 56-42-48 E 9.90' to a concrete monument; thence continuing with Summit Avenue R/W Margin in a northerly direction approximately 890' crossing West Sixth Street (unopen) in nine calls as follows:

- | | | | |
|----|--------------|---------|---------------------------------|
| 1. | N 32-09-37 E | 102.55' | to an iron |
| 2. | N 32-27-38 E | 50.10' | to an iron |
| 3. | N 30-57-47 E | 49.30' | to a point |
| 4. | N 30-44-10 E | 68.78' | to a point |
| 5. | N 30-10-03 E | 100.00' | to a point |
| 6. | N 30-10-03 E | 50.03' | to a point |
| 7. | N 32-34-05 E | 49.98' | to a point |
| 8. | N 32-34-05 E | 94.59' | to an iron |
| 9. | N 32-23-08 E | 324.66' | to a point being located 19.06' |

from the southerly R/W Margin of Martin Street; thence reversing direction and going in a southerly direction meandering within the R/W limits of Summit Avenue along the proposed westerly R/W Margin of Summit Avenue as it will be relocated in seven calls as follows:

1. a circular curve to the right having a radius of 20.00' an arc distance of 10.22' and a chord S 8-32 W 10.10'
2. S 23-10 W 14.93'
3. a circular curve to the right having a radius of 603.22' an arc distance of 95.82' and a chord S 27-43 W 95.72'
4. S 32-16-04 W 695.65'
5. a circular curve to the right having a radius of 413.32' and an arc of 93.89' and a chord S 38-46-32 W 93.68'
6. S 45-17 W 21.57'
7. a circular curve to the right having a radius of 20.00' an arc distance to 3.77' and a chord S 50-41-26 W 3.77'

to the place and point of BEGINNING containing 0.239 Acres.

RESOLUTION DECLARING AN INTENT TO ABANDON AND
CLOSE WEST PALMER STREET AND TEN FOOT ALLEY
ADJOINING WEST PALMER STREET LOCATED BETWEEN
WINNIFRED STREET AND SOUTH TRYON STREET
WEST CATHERINE STREET AND WEST INDEPENDENCE BOULEVARD
IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY,
NORTH CAROLINA

WHEREAS, William W. Sturges has filed a Petition to close West Palmer Street and a ten-foot alley extending ninety-nine feet southwesterly from West Palmer Street, between Winnifred Street, South Tryon Street, West Catherine Street and West Independence Boulevard in the City of Charlotte; and

WHEREAS, the portion of West Palmer Street and the ten foot alley petitioned to be closed lies between West Street, South Tryon Street, West Catherine Street and West Independence Boulevard, as shown on a map marked Exhibit "A", and is more particularly described by metes and bounds in a document marked Exhibit "B", both of which are available for inspection in the Office of the City Clerk, City Hall, Charlotte, North Carolina.

WHEREAS, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said Statute further requires that the resolution shall be published once a week for four 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 a notice of the closing and public hearing shall be prominently posted in at least two places along said street; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, at its regularly scheduled session of October 27, 1986, declares that it intends to close a portion of West Palmer Street and the ten foot alley adjoining to the southwesterly side of West Palmer Street, lying between Winnifred Street, South Tryon Street, West Catherine Street and West Independence Boulevard, said street being more particularly described on a map and by a metes and bounds description available for inspection in the City Clerk's Office, hereby calls a public hearing on the question to be held at 3:00 p.m., on Monday, the 8th day of December, 1986, at City Hall. The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for four successive weeks next preceding the date fixed here for such hearing, as required by N.C.G.S. §160A-299.

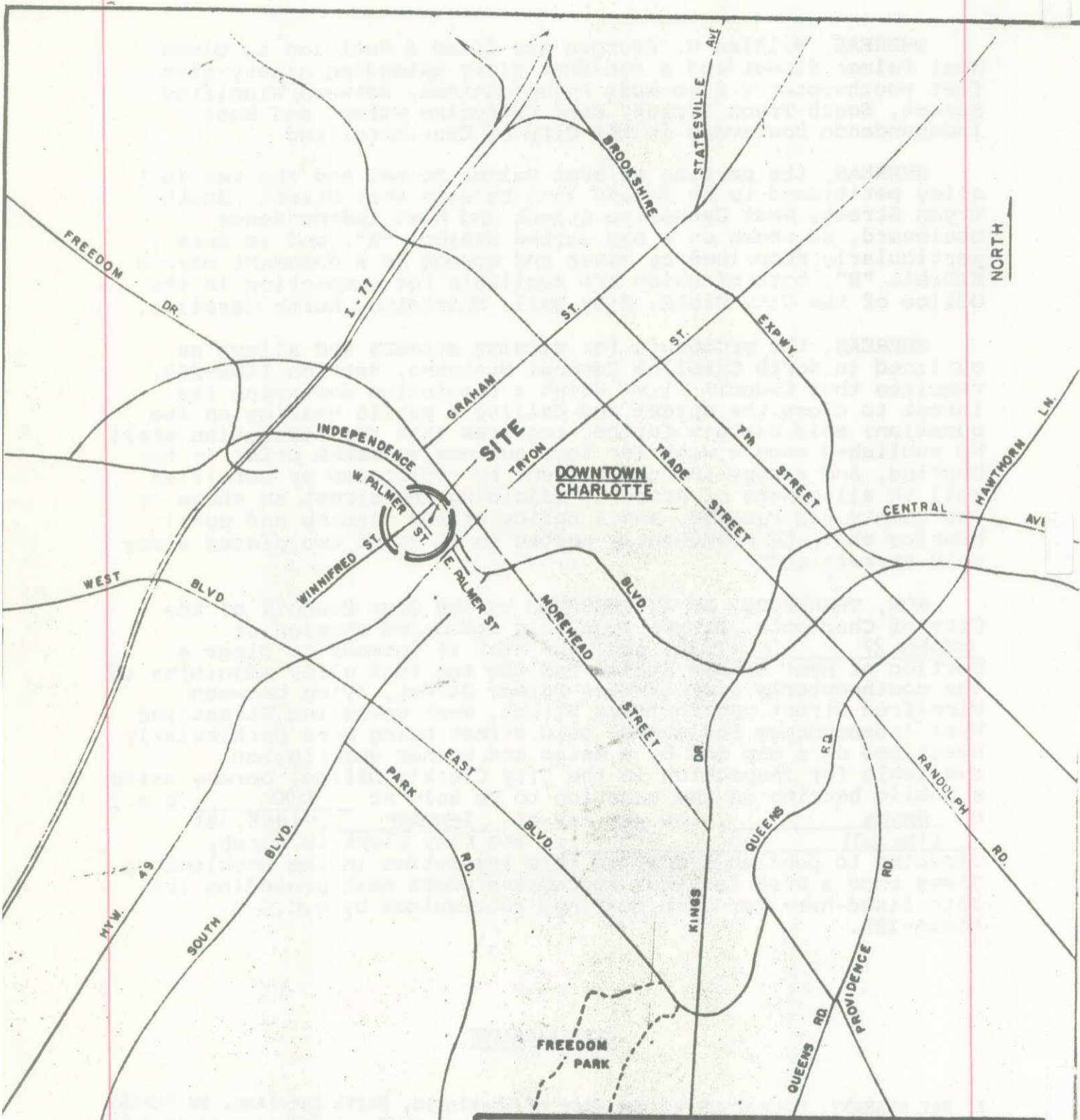
CERTIFICATION

I, PAT SHARKEY, 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 27th day of October, 1986, the reference having been made in Minute Book 87, and recorded in full in Resolution Book 23, at Page(s) 9 - 13.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of October, 1986.

PAT SHARKEY, CITY CLERK

October 27, 1986
Resolution Book 23 - Page 10



VICINITY MAP
 PROPOSED REMOVAL FROM DEDICATION
 PORTION OF
WEST PALMER STREET
 and 10' ALLEY
 CITY OF CHARLOTTE MECKLENBURG COUNTY
 NORTH CAROLINA
GENERAL SURVEYORS, P.A.
 CHARLOTTE NORTH CAROLINA

NORTH REFERENCED TO NORTHWESTERLY
BOUNDARY OF WINNIFRED STREET
PER DEED BOOK 4541 PAGE 854

AREA TABULATION		
	Acres	Sq. Ft.
W. PALMER ST.	0.1978	8,617
10' ALLEY	0.0230	1,002



W. INDEPENDENCE BLVD.

S. TRYON ST.

TOPS OF CHARLOTTE, INC.,
A North Carolina Corporation
(REPUTED OWNER)
D.B. 1995 P. 25
D.B. 1970 P. 102

ROWE CORPORATION
(REPUTED OWNER)
D.B. 4690 P. 819

CHRIS ECONOMIDES, JR
and wife, PATRICIA LA GIOS ECONOMIDES
(REPUTED OWNERS)
D.B. 3115 P. 341
D.B. 3115 P. 350

CHRIS ECONOMIDES, JR.
and wife, PATRICIA LA GIOS ECONOMIDES
(REPUTED OWNERS)
D.B. 3923 P. 673

GATHINGS MOTOR CO., INC.
(REPUTED OWNER)
D.B. 1313 P. 185
D.B. 2313 P. 161
D.B. 2321 P. 337

ROBERT A. KARNEY
(REPUTED OWNER)
D.B. 5185 P. 880

WINNIFRED STREET

BOUNDARY SURVEY
PROPOSED REMOVAL FROM DEDICATION
PORTION OF
WEST PALMER STREET
and 10' ALLEY

CITY OF CHARLOTTE MECKLENBURG COUNTY NORTH CAROLINA

GENERAL SURVEYORS, P. A.
CHARLOTTE, NORTH CAROLINA

$\Delta = 89^{\circ}54'00''$
 $R = 20.00'$
 $L = 31.38'$
CH. = $S03^{\circ}40'16''E - 28.26'$

$\Delta = 90^{\circ}06'00''$
 $R = 20.00'$
 $L = 31.45'$
CH. = $S86^{\circ}19'44''W - 28.31'$

W. PALMER STREET
6" W
N 48°37'16" W 232.05'
6" W
S 41°16'44" W 100.20'
10' ALLEY
S 41°16'44" W 100.20'
POINT OF BEGINNING
ALLEY
S 48°37'16" E 10.00'
POINT OF BEGINNING
ALLEY
N 41°16'44" E 100.20'
(Total) 50.76'
57.78' Pav. Son. M.H.
See RESOLUTION CLOSING PORTION OF W PALMER STREET
D.F. 4426 - P. 786

S 41°22'44" W 33.50'

THE UNDERSIGNED REGISTERED LAND SURVEYOR HEREBY CERTIFIES THAT UNDER HIS DIRECTION AND SUPERVISION, THIS MAP WAS PREPARED IN ACCORDANCE WITH 6S 47-30 AS AMENDED, THAT THIS IS A CORRECT MAP MADE FROM AN ACTUAL FIELD SURVEY BY GENERAL SURVEYORS, P. A. THAT THE FIELD SURVEYS WERE TO A MINIMUM LINEAR PRECISION RATIO OF 1:10,000 WITH A MAXIMUM ANGULAR ERROR OF 75 SECONDS PER ANGLE; THAT ANY BOUNDARY OR PARCEL LINES SHOWN HEREON BUT NOT SURVEYED, ARE SO NOTED; THAT THERE ARE NO ENCROACHMENTS EITHER WAY ACROSS PROPERTY LINES (EXCEPT AS SHOWN)

SIGNED *Gerald M. Ellis* GENERAL SURVEYORS, P.A.
GERALD M. ELLIS, RLS
N.C. LIC. # L-2935
DATE September 24, 1986

October 27, 1986
Resolution Book 23 - Page 12

TRACT ONE:

BEGINNING at a point which is located at the intersection of the easterly right of way of Winnifred Street and the southerly right of way of West Palmer Street and which point of beginning is on the westerly boundary line of property owned by Chris Economides, Jr. and wife, Patricia La Gios Economides (Deed Book 3115, Page 341 and Deed Book 3115, Page 350 of the Mecklenburg Public Registry); thence from said point of beginning and running along the easterly right of way of Winnifred Street, N. 41-16-44 E. 73.50 feet to a point at the intersection of the easterly right of way of Winnifred Street and the northerly right of way of West Palmer Street and which point is located on the westerly boundary line of Rowe Corporation property (Deed Book 4690, Page 819 of the Mecklenburg Public Registry); thence with the northerly right of way of West Palmer Street with the arc of a curve to the left having an arc of 89-54-00 degrees, a radius of 20.00 feet and an arc length of 31.38 feet to a point on the northerly right of way of West Palmer Street and on the southerly boundary of the Rowe Corporation property referred to above; thence continuing with the northerly right of way of West Palmer Street S. 48-37-16 E. 232.17 feet to a point on the northerly right of way of West Palmer Street and which point is also located on the southerly boundary line of the Tops of Charlotte, Inc. property (Deed Book 1995, Page 25 and Deed Book 1970, Page 102 of the Mecklenburg Public Registry) and which point is also located at a corner of a portion of West Palmer Street heretofore closed by Resolution of the City of Charlotte (Deed Book 4426, Page 786 of the Mecklenburg Public Registry); thence along the boundary line of the portion of the heretofore closed West Palmer Street as hereinabove described, S. 41-22-44 W. 33.50 feet to a point on the southerly right of way of West Palmer Street and which point is also located on the northerly boundary of the Chris Economides, Jr. and wife, Patricia La Gios Economides property (Deed Book 3923, Page 673 of the Mecklenburg Public Registry); thence along the southerly right of way of West Palmer Street N. 48-37-16 W. 232.05 feet to a point on the southerly right of way of West Palmer Street; thence continuing with the southerly right of way of West Palmer Street with the arc of a curve to the left having an arc bearing of 90-06-00 degrees, a radius of 20.00 feet and an arc length of 31.45 feet to the point and place of beginning. Said portion of West Palmer Street hereinabove described being shown on boundary survey by General Surveyors, P.A. of Charlotte, North Carolina dated September 17, 1986.

TRACT TWO :

BEGINNING at an existing iron pin located at the northwesterly corner of the Robert A. Karney property (Deed Book 5185, Page 880 of the Mecklenburg Public Registry) and which point is also located at the northeasterly corner of the Gathings Motor Co., Inc. property (Deed Book 1313, Page 185, Deed Book 2313, Page 161 and Deed Book 2321, Page 337 of the Mecklenburg Public Registry); and which point is also located at a common corner

EXHIBIT
B

Exhibit B
Page Two

October 27, 1986
Resolution Book 23 - Page 13

with property owned by Chris Economides, Jr. and wife, Patricia La Gios Economides (Deed Book 3923, Page 673 of the Mecklenburg Public Registry); thence from said point of beginning and running with the Economides boundary N. 41-16-44 E. 100.20 feet to a point on the southerly right of way of West Palmer Street; thence continuing with the southerly right of way of West Palmer Street N. 48-37-16 W. 10.00 feet to a point on the southerly right of way of West Palmer Street; thence S. 41-16-44 W. 100.20 feet to a point on the northerly boundary line of Gathings Motor Co., Inc. property hereinabove referenced; thence continuing with the Gathings Motor Co., Inc. northerly boundary line hereinabove referenced, S. 48-37-16 E. 10.00 feet to the point and place of beginning. Said ten-foot alley being shown on boundary survey by General Surveyors, P.A., of Charlotte, North Carolina dated September 17, 1986.

October 27, 1986
Resolution Book 23 - Page 14

RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE
PORTIONS OF SARDIS ROAD AND RAMA ROAD (UNUSED RIGHT
OF WAY) IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY,
NORTH CAROLINA

WHEREAS, the City of Charlotte Engineering Department has filed a Petition to close portions of Sardis Road and Rama Road (unused right of way) in the City of Charlotte, Mecklenburg County, North Carolina; and

WHEREAS, the portions of Sardis Road and Rama Road (unused right of way) petitioned to be closed lies at the intersection of Sardis and Rama Roads as shown on maps marked Exhibit "A" and is more particularly described by metes and bounds in a document marked Exhibit "B", all of which are available for inspection in the Office of the City Clerk, City Hall, Charlotte, North Carolina.

WHEREAS, the procedure for closing streets and public alleyways as outlined in North Carolina General Statutes, Chapter 160A, Section 299 requires that Council adopt a Resolution declaring its intent to close the street or public alleyway and calling 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 or public alleyway as shown on the County tax records, and a notice of the closing and public hearing shall be prominently posted in at least two (2) places along said street or public alleyway; and

WHEREAS, the City of Charlotte is desirous of complying with the Petitioner's request.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, at its regularly scheduled session of October 27, 19 86, that it intends to close portions of Sardis Road and Rama Road (unused right of way) said streets being more particularly described on a map and by a metes and bounds description available for inspection in the City Clerk's Office, and hereby calls a public hearing on the question to be held at 3:00 p.m., on Monday, the 8th day of December, 19 86, at City Hall. The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for four successive weeks next preceding the date fixed here for such hearing, as required by N.C.G.S. 160A-299.

CERTIFICATION

I, PAT SHARKEY, 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 27th day of October, 19 86, the reference having been made in Minute Book 87, and recorded in full in Resolution Book 23, at Page(s) 14 - 26.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of October, 19 86.

PAT SHARKEY, CITY CLERK

October 27, 1986
Resolution Book 23 -
Page 15

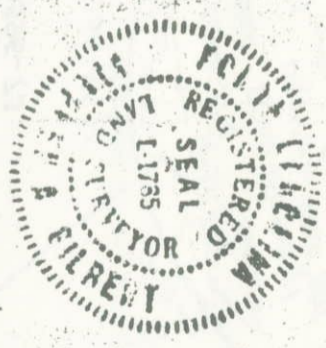
Note
Parcel Nos. 9, 10, 11 as assigned to Right-of-Way plots
"SARDIS ROAD WIDENING" See R/W File of same
Dated June, 1982.

CITY OF CHARLOTTE
Deed 4614-908
Scale 1"=10'

TAX CODE 187-033-03
SOUTHEAST COMMUNITY CORP.
Deed 3224-401
Less Deed 4596-73 (R/W to City)
7.163 Ac.

TAX CODE 185-155-07
R.B. Miller
3605-203
R/W TO CITY OF CHARLOTTE
Deed 4614-908
Present R/W R=507.50
A=221.66'

RAMA RD.
(Formerly)
Providence Day School
TAX CODE 185-155-08
Deed 4400-972
0.306 Ac.



NOTE: SEE SWEET NO. 2 FOR ACREAGE

This plat was prepared under my

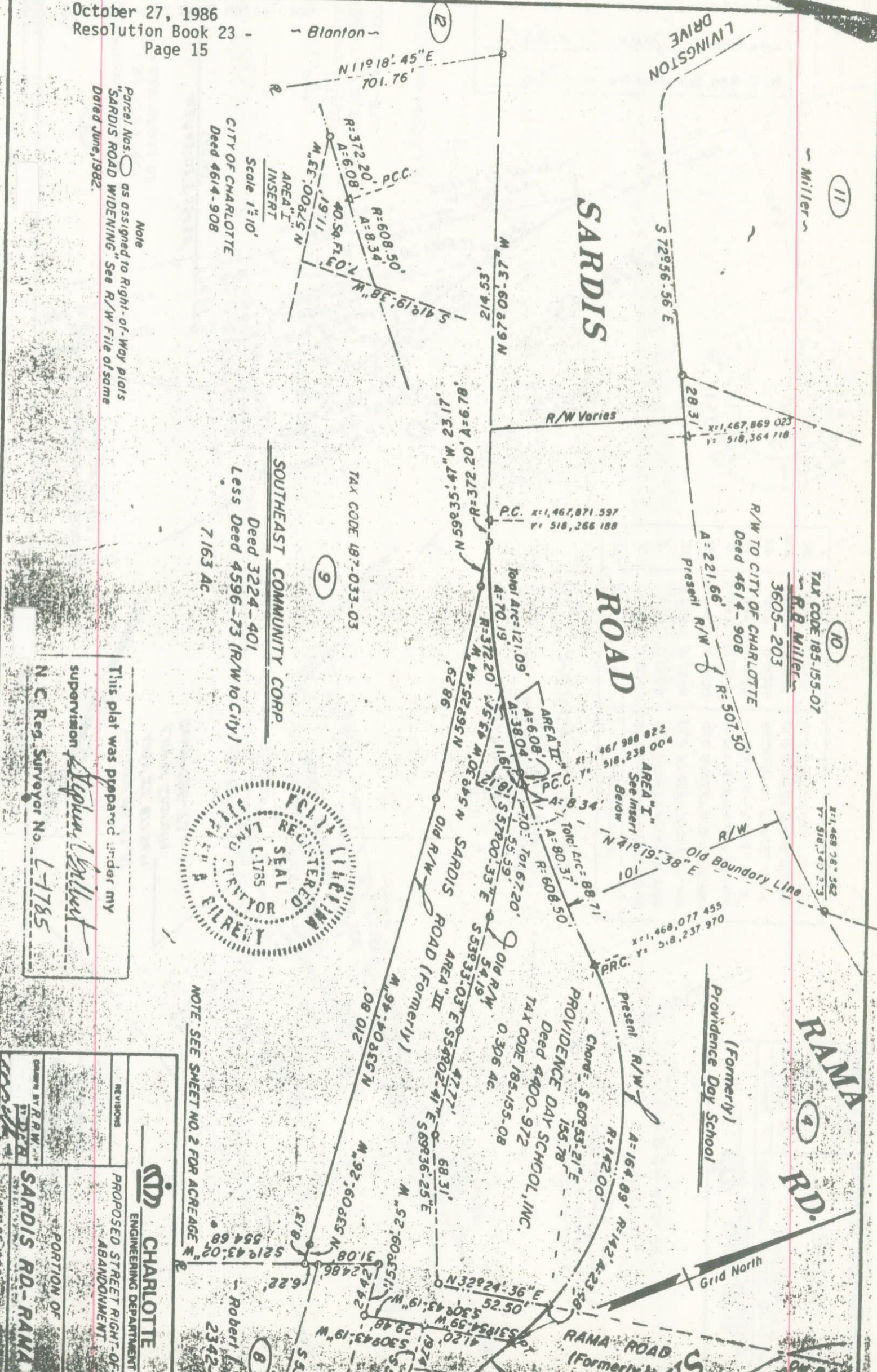
supervision *Stephen Willett*

N.C. Reg. Surveyor No. L-1785

REVISIONS	PROPOSED STREET RIGHT-OF-WAY ABANDONMENT
DESIGNED BY R.R.W. / S.D.P.H.	PORTION OF SARDIS RD.-RAMA
DATE: JUN 25 1985	

CHARLOTTE ENGINEERING DEPARTMENT

Robert



This plat was prepared under my supervision *Robert L. Gilbert*
N. C. Reg. Surveyor No. *1785*

East Community Corp.
Deed 3224-401
TAX CODE 187-033-03

(B)
TAX CODE 187-033-02
ROBERT I. DALTON, JR.
Deed 2342-611

R/W To City Deed 4600-630

N21°43'-02"E 554.68'

560.90

(9)

SARDIS ROAD
(Formerly)
SEE SHEET NO. 1

Providence Day School
Deed 4400-972

(4)

SARDIS

RD.

RAMA

RAMA

RD.

R/W To City Deed 4593-323

(5)
TAX CODE 189-054-26
JOE FRANK DEARIEN B
WIFE MARGARET G. DEARIEN
Deed 4843-604

TAX CODE 185-155-32
AREA "VII" 872 Sq. Ft.
City of Charlotte
Deed 4596-73

Grid North

(4)
TAX CODE 185-155-07
R. B. Miller
Deed 4596-73

Present R/W
A=112.54'
79' R/W

Present R/W
R=437.96'

M. 60° 51' 35" E 143.13'
M. 60° 51' 35" E 143.13'
M. 60° 51' 35" E 143.13'

M. 65° 13' 55" S 90.02'
M. 65° 13' 55" S 90.02'

M. 61° 52' 35" S 102.71'
M. 61° 52' 35" S 102.71'

M. 66° 56' 00" S 102.71'
M. 66° 56' 00" S 102.71'

M. 41° 50' 45" E 162.29'
M. 41° 50' 45" E 162.29'

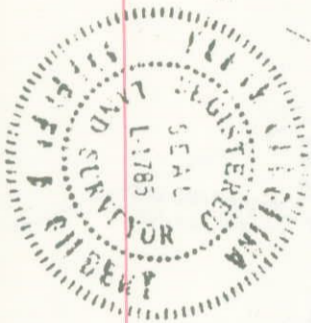
R/W To City 4579-76

TAX CODE 189-054-61
ROBERT B. HANLEY B
WIFE GAIL DURHAM HANLEY
Deed 5155-215
Map Book 20-40

462.54'
95.67'
542°-40'-35"E

CHARLOTTE
ENGINEERING DEPARTMENT
PROPOSED STREET RIGHT-OF-WAY
ABANDONMENT

AREA	SQ. FT.	AC.	DESCRIPTION
I	40.	0.0009	RESIDUE OF PARCEL NO. 10
II	473.	0.0109	OLD STREET RIGHT-OF-WAY
III	12,408.	0.2848	OLD STREET RIGHT-OF-WAY
IV	3,716.	0.0853	OLD STREET RIGHT-OF-WAY
V	2,953	0.0678	OLD STREET RIGHT-OF-WAY
VI	739.	0.0170	RESIDUE OF PARCEL NO. 5
VII	872.	0.0200	RESIDUE OF PARCEL NO. 4
VIII	5,859	0.1345	OLD STREET RIGHT-OF-WAY
IX	525.	0.0121	OLD STREET RIGHT-OF-WAY



REVISIONS

Area VIII & IX
Feb. 24, 1986
OWNER'S NAME
MAR. 10, 1986

DRAWN BY R.R.W.
CHECKED BY D.D.A.

PORTION OF
SARDIS RD.-RAMA RD.

7
Newell

SEE SHEET NO. 1

AREA I
CITY OF CHARLOTTE
to
PROVIDENCE DAY SCHOOL, INC.

Beginning at a point in the old northerly r/w margin of Sardis Road, said point being the southeast corner of the property conveyed to the City of Charlotte by deed of Robert B. Miller and wife, Saralyn T. Miller, dated January 19, 1983 and recorded in Deed Book 4614, Page 908, said point also being located in four (4) courses measured along the old northerly r/w margin of Sardis Road from the old westerly r/w margin of Rama Road as follows: (1) N 69°-36'-25" W. 68.31 feet to a point. (2) N 54°-02'-41" W. 47.77 feet to a point. (3) N 53°-33'-03" W. 54.19 feet to a point. (4) N 57°-00'-33" W. 55.59 feet to the point of beginning; thence continuing with the old northerly r/w margin of Sardis Road N 57°-00'38" W. 11.61 feet to a point in the present southerly r/w margin of Sardis Road (relocated); thence in an easterly direction with the present southerly r/w margin of Sardis Road (relocated) in two (2) courses as follows: (1) with an arc of a circular curve to the left, having a radius of 372.20 feet, an arc distance of 6.08 feet to a point. (2) with an arc of a circular to the left, having a radius of 608.50 feet, an arc distance of 8.34 feet to a point; thence with the westerly line of The Providence Day School, Inc. property now or formerly S 41°-19'-38" W. 7.03 feet to the point or place of beginning. Containing 40. sq. ft. or 0.0009 acres. All as shown on a map prepared by the City of Charlotte Engineering Department, dated January 25, 1985, and being known and designated as Area "I".

Description above being a portion of the property conveyed to the City of Charlotte by Deed of Robert B. Miller and wife, Saralyn T. Miller, dated January 19, 1983, and recorded in Deed Book 4614, Page 908.

October 27, 1986
Resolution Book 23 - Page 18

AREA II
ABANDONMENT OF STREET RIGHT OF WAY
SARDIS ROAD
PROVIDENCE DAY SCHOOL, INC.

Beginning at a point in the old northerly r/w margin of Sardis Road, said point being the southeast corner of the property conveyed to the City of Charlotte by Deed of Robert B. Miller and wife, Saralyn T. Miller, dated January 19, 1983, and recorded in Deed 4614, Page 908, said point also being located in four (4) courses measured along the old northerly r/w margin of Sardis Road from the old westerly r/w margin of Rama Road as follows: (1) N $69^{\circ}-36'-25''$ W. 68.31 feet to a point. (2) N $54^{\circ}-02'-41''$ W. 47.77 feet to a point. (3) N $52^{\circ}-33'-03''$ W. 54.19 feet to a point. (4) N $57^{\circ}-00'-33''$ W. 55.59 feet to the point of beginning, and running thence S $41^{\circ}-19'-38''$ W. 18.12 feet to a point in or near the centerline of Sardis Road (formerly); thence with a line in or near the centerline of Sardis Road (formerly) N $54^{\circ}-30'-00''$ W. 43.51 feet to a point in the present southerly r/w margin of Sardis Road (relocated); thence in an easterly direction with the present southerly r/w margin of Sardis Road (relocated) with an arc of a circular curve to the left, having a radius of 372.20 feet, an arc distance of 38.04 feet to a point; thence with the old northerly r/w margin of Sardis Road S $57^{\circ}-00'-33''$ E. 11.61 feet to the point or place of beginning containing 473 sq.ft. or 0.0109 acres. All as shown on a map prepared by the City of Charlotte Engineering Department dated January 25, 1985 and being known and designated as Area "II".

AREA III

ABANDONMENT STREET RIGHT OF WAY

SARDIS ROAD - RAMA ROAD

PROVIDENCE DAY SCHOOL, INC.

Beginning at a point of intersection of the present southerly r/w margin of Sardis Road (relocated) with the old westerly r/w margin of Rama Road, said point being the southeast corner of the property conveyed to the City of Charlotte by Deed of Providence Day School, Inc. dated November 17, 1982 and recorded in Deed Book 4596, Page 73, and running thence with the present southerly r/w margin of Sardis Road (relocated) in a southeasterly direction with an arc of a circular curve to the right, having a radius of 142.00 feet, an arc distance of 23.48 feet to a point in or near the centerline of Rama Road (formerly); thence with a line in or near the centerline of Rama Road (formerly) in two (2) courses as follows: (1) S 31°-54'-59" W. 41.20 feet to a point. (2) S 30°-43'-19" W. 29.48 feet to a point in or near the centerline of Sardis Road (formerly); thence with a line in or near the centerline of Sardis Road (formerly) N 53°-09'-25" W. 24.42 feet to a point; thence S 21°-43'-02" W. 31.08 feet to a point; thence with the old southerly r/w margin of Sardis Road in four (4) courses as follows: (1) N 53°-09'-26" W. 8.13 feet to a point. (2) N 53°-04'-46" W. 210.80 feet to a point. (3) N 56°-25'-44" W. 98.29 feet to a point. (4) N 59°-35'-47" W. 23.17 feet to a point in the present southerly r/w margin of Sardis Road (relocated); thence in an easterly direction with the present southerly r/w margin of Sardis Road (relocated) with an arc of a circular curve to the left, having a radius of 372.20 feet, an arc distance of 70.19 feet to a point; thence with a line in or near the

October 27, 1986
Resolution Book 23 - Page 20

centerline of Sardis Road (formerly) S 54°-30'-00" E. 43.51 feet to a point; thence N 41°-19'-38" E. 18.12 feet to a point in the old northerly r/w margin of Sardis Road; thence with the old northerly r/w margin of Sardis Road in four (4) courses as follows: (1) S 57°-00'33" E. 55.59 feet to a point. (2) S 53°-33'-03" E. 54.19 feet to a point. (3) S 54°-02'-41" E. 47.77 feet to a point. (4) S 69°-36'-25" E. 68.31 feet to a point; thence with the old westerly r/w margin of Rama Road N 32°-24'-36" E. 52.50 feet to the point or place of beginning. Containing 12,408 sq. ft. or 0.2848 acres. All as shown on a map prepared by the City of Charlotte Engineering Department dated January 25, 1985, and being known and designated as Area "III".

October 27, 1986
Resolution Book 23 - Page 21

AREA IV
ABANDONMENT STREET RIGHT OF WAY
SARDIS ROAD
ROBERT I. DALTON

Beginning at a point of intersection of the old southerly r/w margin of Sardis Road with the present southerly r/w margin of Sardis Road (relocated), said point being located as measured in a southeasterly direction along an arc of a circular curve to the left, having a radius of 516.96 feet, an arc distance of 169.35 feet from the old easterly r/w margin of Rama Road, and running thence with the old southerly r/w margin of Sardis Road in four (4) courses as follows: (1) N56°-07'-53" W. 15.48 feet to a point. (2) N. 55°-52'-11" W. 49.82 feet to a point. (3) S 34°-07'-49" W. 3.54 feet to a point. (4) N 53°-09'-26" W. 119.29 feet to a point; thence N 21°-43'-02 E. 24.86 feet to a point in or near the centerline of Sardis Road (formerly); thence with a line in or near the centerline of Sardis Road (formerly) S 53°-09'-25" E. 141.05 feet to a point in the present southerly r/w margin of Sardis Road (relocated); thence in a southeasterly direction with the present southerly r/w margin of Sardis Road (relocated) with an arc of a circular curve to the left, having a radius of 516.96 feet, an arc distance of 52.73 feet to the point or place of beginning. Containing 3,716 sq. ft. or 0.0853 acres. All as shown on a map prepared by the City of Charlotte Engineering Department dated January 25, 1985, and being known and designated as Area "IV".

October 27, 1986
Resolution Book 23 - Page 22

AREA V
ABANDONMENT STREET RIGHT OF WAY
SARDIS ROAD-RAMA ROAD
ROBERT I. DALTON

Beginning at a point of intersection of the old northerly r/w margin of Sardis Road with the old easterly r/w margin of Rama Road, said point being the southwest corner of the property conveyed to the City of Charlotte by Deed of Vintage Development Company dated November 8, 1982, and recorded in Deed Book 4593, Page 323 and running thence with the old northerly r/w margin of Sardis Road in two (2) courses as follows: (1) S 43°-17'-29" E. 33.30 feet to a point. (2) S 44°-57'-15" W. 25.01 feet to a point in the present southerly r/w margin of Sardis Road (relocated); thence in a southeasterly direction with the present southerly r/w margin of Sardis Road (relocated) with an arc of a circular curve to the left, having a radius of 516.96 feet an arc distance of 46.76 feet to a point in or near the centerline of Sardis Road (formerly); thence with a line in or near the centerline of Sardis Road (formerly) N 53°-09'-25" W 116.63 feet to a point; thence with a line in or near the centerline of Rama Road (formerly) in two (2) courses as follows: (1) N 30°-43'-19" E. 29.48 feet to a point. (2) N 31°-54'-59" E. 41.20 feet to a point in the present southerly r/w margin of Sardis Road (relocated); thence with the present southerly r/w margin of Sardis Road (relocated) S 18°-09'-00" E. 23.73 feet to a point; thence with the old easterly r/w margin of Rama Road S 29°-02'-01" W. 28.22 feet to the point or place of beginning containing 2,953 sq. ft. or 0.678 acres. All as shown on a map prepared by the City of Charlotte Engineering Department dated January 25, 1985, and being known and designated as Area "V".

AREA VI
CITY OF CHARLOTTE
to
ROBERT I. DALTON

Beginning at a point of intersection of the old easterly r/w margin of Rama Road with the old northerly right of way margin of Sardis Road, said point being the southwest corner of the property conveyed to the City of Charlotte by Deed of Vintage Development Company dated November 8, 1982, and recorded in Deed Book 4593, Page 323 and running thence with the old easterly r/w margin of Rama Road N 29°-02'-01" E. 28.22 feet to a point in the present southerly r/w margin of Sardis Road (relocated); thence with the present southerly r/w margin of Sardis Road (relocated) in two (2) courses as follows: (1) S 18°-09'-00" E. 2.00 feet to a point. (2) with an arc of a circular curve to the left, having a radius of 516.96 feet, an arc distance of 69.86 feet to a point; thence with the old northerly r/w margin of Sardis Road in two (2) courses as follows: (1) N 44°-57'-15" W. 25.01 feet to a point. (2) N. 43°-17'-29" W. 33.30 feet to the point or place of beginning. Containing 739 sq.ft. or 0.0170 acres. All as shown on a map prepared by the City of Charlotte Engineering Department, dated January 25, 1985, and being known and designated as Area "VI".

Description above being a portion of the property conveyed to the City of Charlotte by deed of Vintage Development Company, dated November 8, 1982, and recorded in Deed Book 4593, Page 323.

October 27, 1986
Resolution Book 23 - Page 24

AREA VII
CITY OF CHARLOTTE

to

VINTAGE DEVELOPMENT COMPANY

Beginning at a point of intersection of the present northerly r/w margin of Sardis Road (relocated) with the old westerly r/w margin of Rama Road and running thence in a northerly and/or northeasterly direction with the present northerly r/w margin of Sardis Road (relocated) with an arc of a circular curve to the right, having a radius of 92.00 feet, an arc distance of 94.64 feet to a point; thence in an easterly direction with the present westerly r/w margin of Rama Road (relocated) with an arc of a circular curve to the left, having a radius of 586.50 feet, an arc distance of 6.19 feet to a point; thence with the old westerly r/w margin of Rama Road in two (2) courses as follows: (1) S 32°-51'-53" W. 63.14 feet to a point. (2) S 33°-16'-37" W. 32.84 feet to the point or place of beginning. Containing 872 sq. ft. or 0.20 acres. All as shown on a map prepared by the City of Charlotte Engineering Department dated January 25, 1985, and being known and designated as Area "VII".

Description above being a portion of the property conveyed to the City of Charlotte by Deed of Providence Day School, Inc. dated November 17, 1982, and recorded in Deed Book 4596, Page 73.

October 27, 1986
Resolution Book 23 - Page 25

AREA VIII

ABANDONMENT STREET RIGHT OF WAY
RAMA ROAD (VINTAGE DEVELOPMENT CO.)

Beginning at a point of intersection of the present northerly r/w margin of Sardis Road (relocated) with the old easterly r/w margin of Rama Road and running thence with the present northerly r/w margin of Sardis Road (relocated) crossing Rama Road (formerly) in two (2) courses as follows: (1) N $18^{\circ}-09'-00''$ W. 19.84 feet to a point (2) with an arc of a circular curve to the right, having a radius of 92.00 feet, an arc distance of 31.93 feet to a point in the old westerly r/w margin of Rama Road; thence with the old westerly r/w margin of Rama Road in two (2) courses as follows: (1) N $33^{\circ}-16'-37''$ E. 32.84 feet to a point. (2) N $32^{\circ}-51'-53''$ E. 63.14 feet to a point in the present southerly r/w margin of Rama Road (relocated); thence in an easterly direction with the present southerly r/w margin of Rama Road (relocated) with an arc of a circular curve to the left, having a radius of 586.50 feet, an arc distance of 93.04 feet to a point; thence S $42^{\circ}-34'-38''$ E. 1.02 feet to a point in the old easterly r/w margin of Rama Road; thence with the old easterly r/w margin of Rama Road in three (3) courses as follows: (1) S $30^{\circ}-54'-16''$ W. 41.16 feet to a point. (2) S $33^{\circ}-46'-18''$ W. 106.73 feet to a point. (3) S $33^{\circ}-13'-59''$ W. 70.06 feet to the point or place of beginning. Containing 5,865 sq. ft. or 0.1346 acres. All as shown on a map prepared by the City of Charlotte Engineering Department, dated January 25, 1985, and being known and designated as Area "VIII."

October 27, 1986
Resolution Book 23 - Page 26

AREA IX

ABANDONMENT STREET RIGHT OF WAY

RAMA ROAD

JOHN P. HIGHTOWER

Beginning at a point in the old easterly r/w margin of Rama Road, said point being the most western corner of lot 28 as shown on recorded map book 20, page 40, and running thence with the southerly line of lot 20 (if extended) N 42° -34'-38" W. 16.51 feet to a point in the present southerly r/w margin of Rama Road (relocated); thence in an easterly direction with the present southerly r/w margin of Rama Road (relocated) with an arc of a circular curve to the left, having a radius of 586.50 feet, an arc distance of 69.35 feet to a point; thence with the old easterly r/w margin of Rama Road S 34°-11'-09" W. 70.10 feet to the point or place of beginning, containing 525. sq. ft. or 0.0121 acres. All as shown on a map prepared by the City of Charlotte Engineering Department, dated January 25, 1985, and being known and designated as Area IX.

October 27, 1986
Resolution Book 23 - Page 27

RESOLUTION DECLARING AN INTENT TO MAKE
STORM DRAINAGE IMPROVEMENTS FROM 386
RIDGEWOOD AVENUE TO 2936 WESTFIELD ROAD
IN THE CITY OF CHARLOTTE, MECKLENBURG
COUNTY, NORTH CAROLINA

WHEREAS, Virginia M. Fesperman has filed a Petition to make storm drainage improvements from 386 Ridgewood Avenue to 2936 Westfield Road in the City of Charlotte; and

WHEREAS, the storm drainage improvements shall be made within the right of way of the 300 block of Ridgewood Avenue and the 2900 block of Westfield Road and on parcels which lie on Westfield Road having Mecklenburg County tax identifications of 151-112-08 and 151-112-09, as shown on a map marked "Exhibit A" which is available for inspection in the Office of the City Clerk, City Hall, Charlotte, North Carolina.

WHEREAS, one-fifth of the cost of the storm drainage improvements constructed in accordance with City standards, of a character, size, type, and material to be determined by the City and including grading or regrading, exclusive of the cost incurred in maintained street rights of way and the share of railroads (if any) and the State of North Carolina (if any), be assessed upon the lots and parcels of land in the drainage basin as authorized by N.C.G.S. 160A-218 and listed on the preliminary assessment roll marked "Exhibit B" which is available for inspection in the Office of the City Clerk, City Hall, Charlotte, North Carolina.

WHEREAS, the final assessments, based on the actual cost of constructing the improvements, and published by the Mecklenburg County Tax Collector, may be paid without interest within 30 days of the publication, or in ten annual installments accruing 8% interest on the unpaid balance, due and payable each year on the date property taxes are due.

WHEREAS, the procedure for making storm drainage improvements as outlined in North Carolina General Statutes, Section 160A-223, requires that City Council first adopt a resolution declaring its intent to make the improvements and calling a public hearing on the matter; said statute further requires that the resolution shall be published at least 10 days prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property subject to assessment as shown on the County tax records; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, at its regularly scheduled session of October 27, 1986, that it intends to make storm drainage improvements from 386 Ridgewood Avenue to 2936 Westfield Road, said location being more particularly described on a map available for inspection in the City Clerk's office, and hereby calls a public hearing on the matter to be held at 3:00 p.m., on Monday the 24th day of November, 1986, at City Hall.
The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times at least 10 days preceding the date fixed here for such hearing, as required by N.C.G.S. 160A-223.

October 27, 1986
Resolution Book 23 - Page 28

APPROVED AS TO FORM:

Henry W. Underhill Jr.
City Attorney

CERTIFICATION

I, Pat Sharkey, 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 27th day of October, 1986, the reference having been made in Minute Book 87, and recorded in full in Resolutions Book 23, at Pages 27 and 28.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of October, 1986.

Pat Sharkey, 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 has collected certain taxes from the taxpayers set out on the list attached to the Docket.
2. The City Tax Collector has certified that those taxpayers have made proper 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 10th day of February, 1986, that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in 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 27th day of October, 19 86, the reference having been made in Minute Book 87 and recorded in full in Resolution Book 23, page(s) 29 - 30.

Pat Sharkey
City Clerk

October 27, 1986
Resolution Book 23 - Page 30

TAXPAYERS AND REFUNDS REQUESTED

<u>NAME</u>	<u>AMOUNT</u>	<u>REASON</u>
Kiser, John Larry & wife, Gayle G.	\$ 29.17	Clerical error
REA Construction Co.	373.15	Clerical error
White Mack Company	1.04	Clerical error
Etheridge, Donald Thomas, Jr.	45.07	Clerical error
Hale, Brian Keith	46.03	Illegal levy
Kiser, John Larry & wf. Gayle G.	29.63	Clerical error
Stonnell, Ruth Robinson	4.48	Clerical error
Wolfe, Harry H.	78.16	Illegal levy
Apple Book Company	83.15	Clerical error
REA Construction Co.	379.07	Clerical error
White Mack Company	.96	Clerical error
Black, Clayton Lee	78.54	Illegal levy
Collins, Darrell Russell	48.98	Illegal levy
Deaton, Robert Lee	26.77	Illegal levy
Donley, Hilda Grace	14.93	Clerical error
Etheridge, Donald Thomas, Jr.	44.10	Clerical error
Gittens, Virginia Davis	60.94	Clerical error
Hale, Brian Keigh	43.53	Illegal levy
Kiser, John Larry & wife, Gayle	29.63	Clerical error
McKnight, Larry E.	52.87	Illegal levy
Wolfe, Harry H.	72.79	Clerical error
Wright, Brenda Louise	59.74	Illegal levy
Apple Book Company	145.82	Clerical error
Dasher Printing Services, Inc.	61.83	Illegal levy
General Motore Acceptance Corp.	107.85	Clerical error
Mecklenburg Furniture Shops, INC.	1,945.62	Clerical error
REA Construction Co.	379.07	Clerical error
Servatron Carolinas, Inc.	752.79	Clerical error
White Mack Company	61.79	Clerical error
D. L. Peterson Trust	40.78	Clerical error
The A. G. Boone Company	310.16	Illegal levy
Brown, George William, Jr.	7.40	Illegal levy
Pierce, Harral Otis II	104.29	Clerical error
Puckett Elizabeth Faile	17.40	Clerical error
Hickey, Peter Alexander and wife, Lauri	80.74	Clerical error
Gladden Home Builders, Inc.	53.79	Clerical error
Halberstadt & Co., Inc.	156.65	Clerical error
Ledbetters Landscaping	51.41	Clerical error
	<u>\$5,880.12</u>	

October 27, 1986
Resolution Book 23 - Page 31

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for a sanitary sewer trunk and a temporary construction easement in the project known as "1986 Annexation Area 12-Sanitary Sewer Trunk"; 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, as amended, being the Charter of The City of Charlotte, condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the procedures set forth in Article 9, Chapter 136 of the General Statutes of North Carolina, as amended:

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
Enola A. Griffin	1,348.09 s. f., plus 898.67 s.f. of Tax Code No. 041-012-26 (2000 "A" Avenue East, Charlotte, North Carolina)	\$ 400.00
Any Other Parties in Interest	(Same)	(Included)

IT IS FURTHER RESOLVED that the appraised value of the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

Approved as to form:

Heera A. Kratt
Asst. City Attorney

CERTIFICATION

I, PAT SHARKEY, 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 27th day of October, 1986, and the reference having been made in Minute Book 87, Page , and recorded in full in Resolutions Book 23, Page 31.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 28th day of October, 1986.

City Clerk

October 27, 1986
Resolution Book 23 - Page 32

A RESOLUTION TO RESCIND AUTHORIZATION TO INSTITUTE CONDEMNATION
PROCEEDINGS FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, on June 9, 1986, the City Council of The City of Charlotte did authorize the institution of condemnation proceedings for the acquisition of property belonging to the parties in interest listed below for a sanitary sewer easement and a temporary construction easement in the project known as "Proposed 54-Inch Water Main"; and

WHEREAS, since this action had been taken, the parties in interest listed below 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 herein, is hereby rescinded.

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
Temple Beth El, Inc.	1727 Providence Road (Tax Code No. 155-123-01)	\$8,000.00
Dotson G. Palmer, et al., Trustee for Mutual Savings and Loan Association	(Same)	(Included)
Mutual Savings and Loan Association, Beneficiary	(Same)	(Included)

Approved as to form:

Henry W. Underhill Jr.
City Attorney

CERTIFICATION

I, PAT SHARKEY, 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 27th day of October, 19 86, and the reference having been made in Minute Book 87, Page , and recorded in full in Resolutions Book 23, Page 32.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 28th day of October, 19 86.

City Clerk