

April 25, 1988
Resolution Book 24 - Page 226

RESOLUTION DIRECTING THAT STORM DRAINAGE
IMPROVEMENTS BE MADE IN THE MONTIBELLO SUBDIVISION
IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY,
NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-224 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to make storm drainage improvements within the right of way and on private property in or near the 3500 block of Broadfield Road to the 3500 block of Foxridge Road, the 3400 block of Foxridge Road, 4700-4800 blocks of McAlpine Farm Road, the 5100 block of McAlpine Farm Road, the 4800-4900 blocks of Montibello Drive, and the 5000 block of Sentinel Post Road and called for a public hearing on the question; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to make storm drainage improvements in the Montibello Subdivision to be sent by certified mail to all owners of property subject to assessment as shown on the County tax records as required by N.C.G.S. 160A-224; and

WHEREAS, the public hearing was held on the 25th day of April, 1988, and the City Council determined that the making of storm drainage improvements in the Montibello Subdivision is not contrary to the public interest; and

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; and

WHEREAS, the final assessments, based on the actual total cost of constructing the improvements or the cost estimated by the City Engineer at the time of City Council approval, whichever is less, 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.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting on April 25, 1988, that the Council hereby orders the making of storm drainage improvements in the Montibello Subdivision in the City of Charlotte, North Carolina.

BE IT FURTHER RESOLVED that a certified copy of the Resolution be filed in the Office of Register of Deeds for Mecklenburg County, 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 25th day of April, 1988, the reference having been made in Minute Book 90, and is recorded in full in Resolution Book 24, at page(s) 226.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of April, 1988.

Pat Sharkey, City Clerk

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RESOLUTION DIRECTING THAT STORM DRAINAGE
IMPROVEMENTS BE MADE IN THE LAKEVIEW NEIGHBORHOOD
IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY,
NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-224 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to make storm drainage improvements within the right of way and on private property in or near the 3300 block of Boyd Street, 300 block of Jones Street, 100-200 blocks of Lakewood Avenue, 3200 block of Grant Street, 300 block of Ramona Street, and 3100-3200 blocks of Kalyne Street and called for a public hearing on the question; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to make storm drainage improvements in the Lakeview neighborhood to be sent by certified mail to all owners of property subject to assessment as shown on the County tax records as required by N.C.G.S. 160A-224; and

WHEREAS, the public hearing was held on the 25th day of April 1988, and the City Council determined that the making of storm drainage improvements in the Lakeview neighborhood is not contrary to the public interest; and

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; and

WHEREAS, the final assessments, based on the actual total cost of constructing the improvements or the cost estimated by the City Engineer at the time of City Council approval, whichever is less, 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.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of Monday, April 25, 1988, that the Council hereby orders the making of storm drainage improvements in the Lakeview neighborhood in the City of Charlotte, North Carolina.

BE IT FURTHER RESOLVED that a certified copy of the Resolution be filed in the Office of Register of Deeds for Mecklenburg County, North Carolina.

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APPROVED AS TO FORM:

Harry 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 25th day of April, 1988, the
reference having been made in Minute Book 90, Page _____, and recorded
in full in Resolution Book 24, Page 227.

WITNESS my hand and the corporate seal of the City of Charlotte, North
Carolina, this the 26th day of April, 1988.

Pat Sharkey, City Clerk

kf

April 25, 1988
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FOR RESOLUTION CLOSING A PORTION OF CHALYCE
 LANE LYING NORTH OF THE MARGIN OF MIDDLEBRIDGE
 LANE IN THE CITY OF CHARLOTTE, MECKLENBURG
 COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to Close a portion of Chalyce Lane lying North of the margin of Middlebridge Lane which calls for a public hearing on the question; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to Close a portion of Chalyce Lane lying North of the margin of Middlebridge Lane to be sent by registered or certified mail to all owners of property adjoining the said street (or portion thereof), and prominently posted a notice of the closing and public hearing in at least two places along Chalyce Lane, all as required by G.S. 160-299; and

WHEREAS, the public hearing was held on the 25th day of April, 1988, and City Council determined that the closing of Chalyce Lane lying North of the margin of Middlebridge Lane is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of April 25, 1988, that the Council hereby orders the closing of Chalyce Lane in the City of Charlotte, Mecklenburg County, North Carolina as described below:

SEE EXHIBIT "A" ATTACHED HERETO

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

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 25th day of April, 1988, the reference having been made in Minute Book 90, Page _____, and recorded in full in Resolution Book 24, Page 229.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of April, 1988.

 Pat Sharkey, City Clerk

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EXHIBIT "A"

DESCRIPTION OF THAT PORTION OF CHALYCE LANE
LYING NORTH OF THE NORTHERLY MARGIN OF
MIDDLEBRIDGE LANE

BEGINNING at a point located on the Northerly margin of Middlebridge Lane, said point being located the following courses and distances from the Northwestern most point of Lot No. 1 of REVISION OF BISHOPS RIDGE, PHASE II as recorded in Map Book 21, Page 1 of the Mecklenburg County Public Registry:

(a) Beginning at a point which is Northwestern most corner Lot No. 1 of the REVISION OF BISHOPS RIDGE, PHASE II, Map Book 21, Page 1 said point being located in the Southeasterly most margin of Prince Williams Lane, and thence continuing with the margin of Prince Williams Lane in a Westerly direction with the arc of a circular curve to the left, having a radius of 52 feet and an arc distance of 28.82 feet to a point and thence;

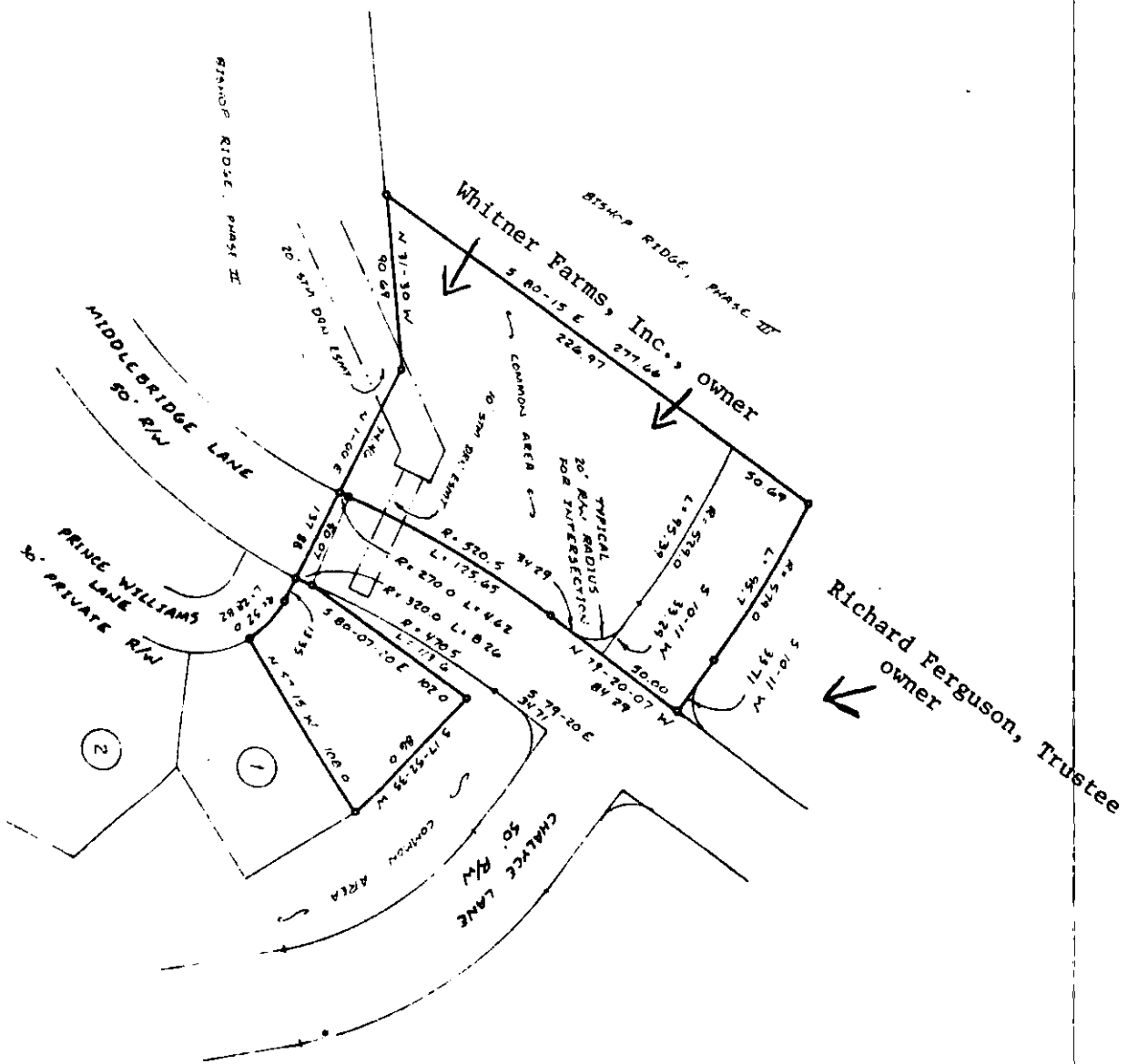
(b) North 1 degree East 63.42 feet to a point on the Northerly margin of Middlebridge Lane;

(c) Thence continuing with the Northerly margin of Middlebridge Lane in an Easterly distance with the arc of a circular curve to the right having a radius of 520.5 feet and an arc distance of 125.65 feet to a point located on the Northerly margin of Middlebridge Lane;

(d) Thence North 79 degrees 20 minutes 7 seconds West 34.29 feet to the point and place of BEGINNING located on the Northerly margin of Middlebridge Lane;

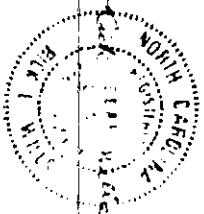
Thence continuing from said point and place of beginning North 79 degrees 20 minutes 7 seconds West 50.0 feet to a point located on the Northerly margin of Middlebridge Lane thence continuing with the Easterly margin of Chalyce Lane North 10 degrees 11 minutes East 33.71 feet to a point thence continuing with the Easterly margin of Chalyce Lane in a Northerly direction with the arc of a circular curve to the left having a radius of 579.00 feet and an arc distance of 95.7 feet to a point located on the Northeasterly most point of Chalyce Lane as shown on the plat of REVISION OF BISHOPS RIDGE, PHASE II as recorded in Map Book 21, Page 1 thence continuing North 80 degrees 15 minutes West 50.69 feet to a point located on the Northwestern most corner of Chalyce Lane as set forth on the plat recorded in Map Book 21, Page 1 thence continuing with the Westerly margin of Chalyce Lane in a Southerly direction with the arc of a circular curve to the right having a radius of 529.00 feet and an arc distance of 95.39 feet to the point and place of BEGINNING.

"EXHIBIT B"



DIVISION SURVEY
OF
BISHOP RIDGE, PHASE II
FOR
THE WHITNER COMPANY
1" = 60'

PROVIDENCE TMS. WOODLUMBERG CO.
CHARLOTTE N.C.
MAY 05, 1987
RICK WILLS - N.C./S.C. LAND SURVEYOR
5602 DAVIS RD. WAKAHAM N.C. 28173
TEL: 704/843-4031



NOTE: For source of boundary information, see Plat of revision of
Bishops Ridge - Phase II, Map Book 21, Page 1.

**RESOLUTION CLOSING a portion of Waco Street
LOCATED BETWEEN Ellison STREET AND
Kings Drive STREET IN THE CITY OF CHARLOTTE
MECKLENBURG COUNTY, NORTH CAROLINA.**

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to Close a portion of Waco Street which calls for a public hearing on the question; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to Close a portion of Waco Street to be sent by registered or certified mail to all owners of property adjoining the said street (or portion thereof), and prominently posted a notice of the closing and public hearing in at least two places along _____ Street, all as required by G. S. 160-299; and

WHEREAS, the public hearing was held on the 25th day of April, 1988, and City Council determined that the closing of a portion of WACO Street is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of April, 1988, that the Council hereby orders the closing of a portion of WACO Street in the City of Charlotte, Mecklenburg County, North Carolina as described below:

(Metes and Bounds Description)

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

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 25th day of April, 1988, the reference having been made in Minute Book 90, page _____, and recorded in full in Resolution Book 24, Page 232.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of April, 1988.

Pat Sharkey, City Clerk

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BEGINNING at a point in the westerly margin of Ellison Street, said point also being the southeasterly corner of Lot 2 in Block 9 of Cherryton as shown on map recorded in Map Book 230 at page 47 in the Office of the Register of Deeds for Mecklenburg County, North Carolina, said point further being in the northerly margin of the right-of-way of Waco Street, and running thence from said beginning point along a line representing an extension of the westerly margin of the right-of-way of Ellison Street, S. 33-55-20 E. 30.47 feet to a point in the southerly margin of the right-of-way of Waco Street; thence along the northerly boundary of the property of Kings Investors of Charlotte, Inc. as described in deed recorded in deed book 5285 at page 732 of the Mecklenburg County Public Registry (either now or formerly) S. 45-34-31 W. 389.76 feet to a point marked by an existing iron pin, said point also being in the northerly property line of Lot 7-A in Block 11-D of Myers Park as shown on map recorded in Map Book 967 at page 507 of the Mecklenburg County Public Registry; thence N. 12-06-26 E. 54.32 feet to a point marked by an existing iron pin, said point being the southerly most corner of Lot 14 in Block 9 of Cherryton as shown on map recorded in Map Book 230 at page 47 of the Mecklenburg County Public Registry; thence along the southeasterly lot lines of Lots 14, 12, 10, 8, 6, 4, and 2 in Block 9 of Cherryton as shown on the aforesaid map, N. 45-34-31 E. 350 feet to the point or place of beginning, and consisting of an area of 11,096 square feet, all as shown on a survey dated December 11, 1987, by Jack R. Christian, Registered Surveyor.

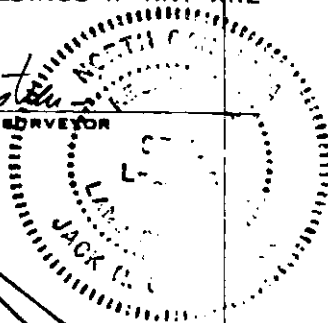
THIS IS TO CERTIFY THAT ON THE 11th DAY OF December 19 87 I SURVEYED THE PROPERTY SHOWN ON THIS PLAT AND THAT THE TITLE LINES AND THE WALLS OF THE BUILDINGS IF ANY ARE SHOWN HEREON

ELLISON STREET

S 33° 55' 20" E
30.47'

SIGNED

Jack R. Christy
REGISTERED SURVEYOR



Lot 2

Lot 4

5

9

7

8

9

9

Lot 12

Lot 14

WACO STREET

Area - 11,096 Sq. Ft.

N. 45° 34' 31" E. 350.00'

30' R/W

S. 45° 34' 31" W. 389.76'

"Cherrnuton"
BLOCK 9
MB 230 P 47

Kings Investors of Charlotte, Inc
DB 5285 P 732

"Myers Park"
BLOCK 11-D
MB 967 P 507

Kings Investors of Charlotte, Inc
DB 5285 P 732

EXHIBIT "A"

EIP

54.32'
N. 12° 06' 26" E

EIP Lot 7-A

Street Closing SURVEY OF

Portion of Waco Street

City of Charlotte - Mecklenburg County, N.C.

SCALE 1" = 40'

THE PROPERTY OF Kings Investors of Charlotte, Inc.

MAP RECORDED IN BOOK

AT PAGE

DEED RECORDED IN BOOK

PAGE

RESOLUTION CLOSING A PORTION OF SOUTH CLARKSON
STREET LOCATED OFF WEST FOURTH STREET IN THE
CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provision of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to Close a portion of South Clarkson Street which calls for a public hearing on the question; and

WHEREAS, the Petitioner has caused a copy of the Resolution of Intent to Close a portion of South Clarkson Street to be sent by registered or certified mail to all owners of property adjoining the said street (or portion thereof), and prominently posted a notice of the closing and public hearing in at least two places along South Clarkson Street, all as required by G. S. 160A-299; and

WHEREAS, the public hearing was held on the 25th day of April, 1988, and City Council determined that the closing of a portion of South Clarkson Street is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of April 25, 1988, that the Council hereby orders the closing of a portion of South Clarkson Street in the City of Charlotte, Mecklenburg County, North Carolina as described below:

Lying and being located in the City of Charlotte, County of Mecklenburg, North Carolina, and being more particularly described as follows:

TRACT I:

BEGINNING at a point in the southeasterly margin of the right-of-way of South Clarkson Street, said Beginning Point marking the most westerly corner of the property conveyed to Ernest C. Creech and wife, Susan C. Creech by deed recorded in Book 4611 at page 411 in the Mecklenburg County Public Registry, said Beginning Point also being located S. 34-10-09 W. 78.73 feet from the point marking the intersection of the westerly margin of the right-of-way of West Trade Street with the southerly or southeasterly margin of the right-of-way of South Clarkson Street; thence from said Beginning Point with the southeasterly margin of the right-of-way of South Clarkson

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Street and with the northwesterly property line of the property conveyed to NCNB Community Development Corporation by deeds recorded in Book 5428 at page 482 and Book 5428 at page 503 and the property described in deed recorded in Book 4503 at page 183 in the Mecklenburg County Public Registry, S. 34-10-09 W. 163.84 feet to a point; thence leaving the southeasterly margin of the right-of-way of South Clarkson Street and crossing South Clarkson Street, N. 45-18-03 W. 48.42 feet to a point in the northwesterly margin of the right-of-way of South Clarkson Street; thence with the northwesterly margin of the right-of-way of South Clarkson Street and the southeasterly property line of the property conveyed to NCNB Community Development Corporation by deeds recorded in Book 5428 at page 457, Book 5428 at page 467, Book 5428 at page 461 and Book 5428 at page 464 in the Mecklenburg County Public Registry, N. 34-02-58 E. 162.62 feet to a point; thence leaving the said northwesterly margin of the right-of-way of South Clarkson Street and crossing South Clarkson Street, S. 46-47-29 E. 48.55 feet to the point and place of Beginning and containing 0.179 acres all as shown on a survey by Jack R. Christian, N.C.R.L.S., dated August 17, 1987, reference to which survey is hereby made.

TRACT II:

BEGINNING at a point located in the westerly or southwesterly margin of the right-of-way of West Trade Street, said Beginning point marking the intersection of the said westerly or southwesterly margin of the right-of-way of West Trade Street with the southerly or southeasterly margin of the right-of-way of South Clarkson Street, said Beginning point also marking the most northerly corner of the property conveyed to Ernest C. Creech and wife, Susan C. Creech by deed recorded in Book 4611 at page 411 in the Mecklenburg County Public Registry; and running thence from said Beginning point with the westerly or northwesterly property line of the said Ernest C. Creech and wife, Susan C. Creech property (now or formerly) and with the southerly or southeasterly margin of the right-of-way of South Clarkson Street, S. 34-10-09 W. 78.73 feet to a point; thence leaving the southerly or southeasterly margin of the right-of-way of South Clarkson Street, N. 46- W. 48.55 feet to a point located in the southerly or southeasterly property line of the property conveyed to NCNB Community Development Corporation by deed recorded in Book 5428 at page 864 in the Mecklenburg County Public Registry, said point also being located in the westerly or northwesterly margin of the right-of-way of South Clarkson Street; thence with the southerly or southeasterly property line of the NCNB Community Development Corporation property and the westerly or northwesterly margin of the right-of-way of South Clarkson Street, N. 34-02-58 E. 77.66 feet to a point located in the westerly or southwesterly margin of the right-of-way of West Trade Street; thence with the westerly or southwesterly margin of the right-of-way of West Trade Street, S. 48-04-17 E. 48.55 feet to the point or place of Beginning, and containing 0.086 acres all as shown on a survey by Jack R. Christian, N.C.R.L.S., dated November 4, 1987, reference to which survey is hereby made.

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BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

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 25th day of April, 1988, the reference having been made in Minute Book 90, Page 24, and recorded in full in Resolution Book 235-239.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of April, 1988.

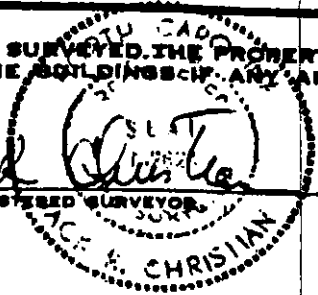
Pat Sharkey, City Clerk

April 25, 1988

EXHIBIT A

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THIS IS TO CERTIFY THAT ON THE 17th DAY OF August 1987 I, SURVEYED THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE TITLE LINES AND THE WALLS OF THE BUILDINGS, IF ANY, ARE SHOWN HEREON



SIGNED *Ernest C. Creech*
REGISTERED SURVEYOR

SOUTH CLARKSON STREET
S.46°47'29"E. 48.55'

ERNEST C. CREECH
& WIFE SUSAN C. CREECH
DEED: 4611-411

78.73' TO
W. TRADE ST.

NCNB COMMUNITY
DEVELOPMENT CORP.
DEED 5428-464

NCNB COMMUNITY
DEVELOPMENT CORP.
DB. 5428 P. 482

NCNB COMMUNITY
DEVELOPMENT CORP.
DEED 5428-464

0.179 ACRES

NCNB COMMUNITY
DEVELOPMENT CORP.
DB. 5428 P. 503

NCNB COMMUNITY
DEVELOPMENT CORP.
DB. 5428 P. 461

N.34°02'58"E. 162.62'

S.34°10'09"W. 163.84'

10' ALLEY

UNDER CONTRACT TO
NCNB COMMUNITY
DEVELOPMENT CORP.

NCNB COMMUNITY
DEVELOPMENT CORP.
DEED: 5428-457 &
DEED: 5428-467

JOHN LEWIS SHROPSHIRE & WIFE
CELESTE SUE SHROPSHIRE McCULLOUGH
DEED: 4503-183

N.45°18'03"W. 48.42'

138.16' TO
W. FOURTH ST.

NOTE: the portion of South
Clarkson Street shown hereon is
also shown on map of property
known as Woodlawn, a plat of
which is recorded in Book 230 a
page 9 in the Mecklenburg County
Public Registry.

BOUNDARY SURVEY
OF

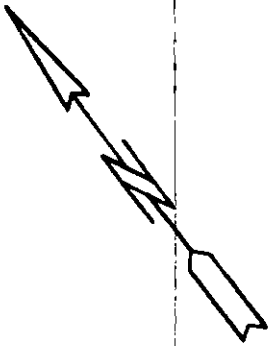
PORTION OF SOUTH CLARKSON ST. TO BE CLOSED
CITY OF CHARLOTTE - MECKLENBURG COUNTY, N.C.

SCALE 1" = 20'

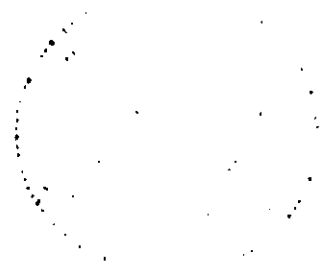
THE PROPERTY OF NCNB COMMUNITY DEVELOPMENT CORP.

MAP RECORDED IN BOOK AT PAGE DEED RECORDED IN BOOK PAGE

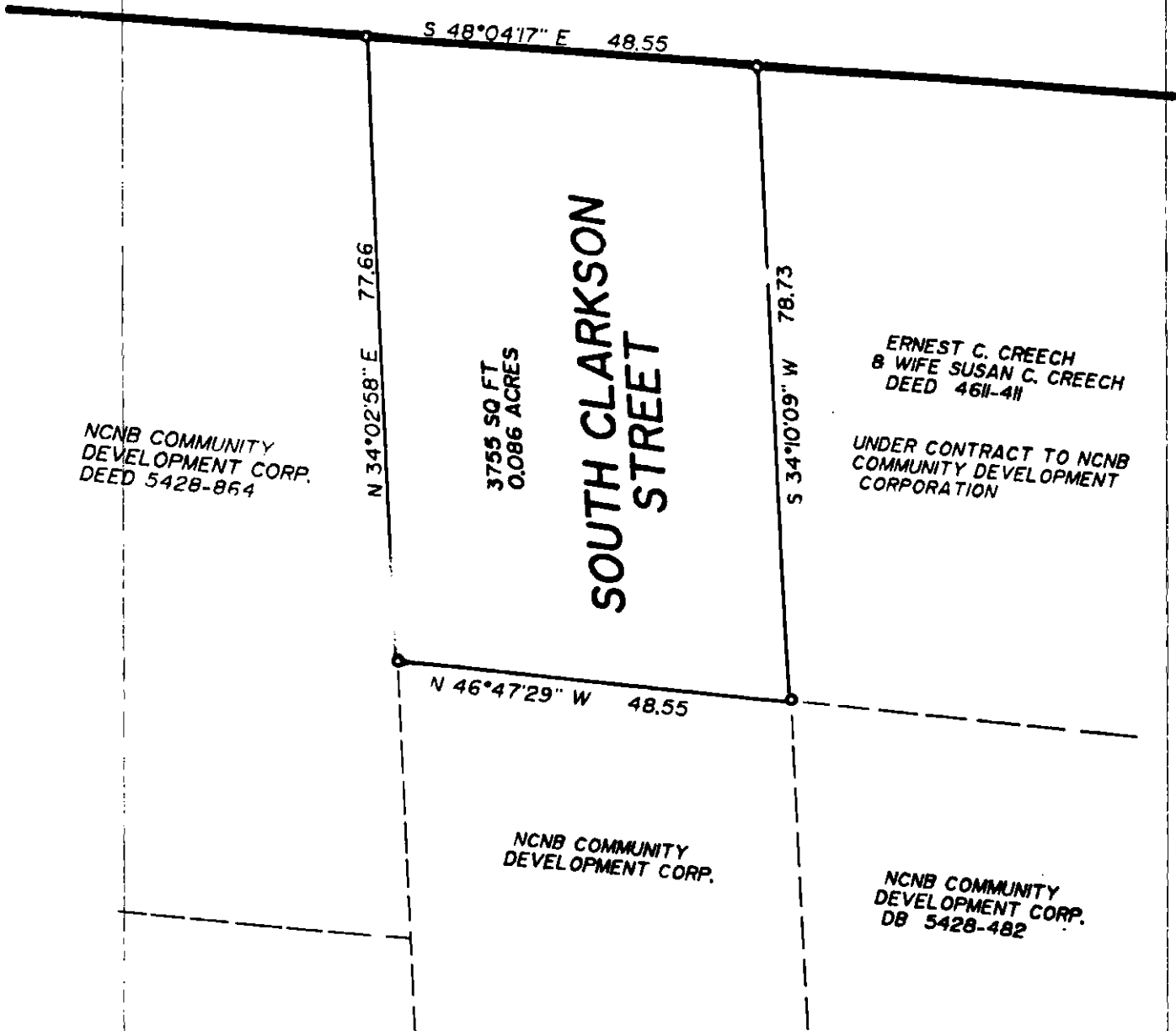
THIS IS TO CERTIFY THAT ON THE 4TH DAY OF NOVEMBER 1987 I, SURVEYED THE PROPERTY SHOWN ON THIS PLAT AND THAT THE TITLE LINES AND THE WALLS OF THE BUILDINGS IF ANY ARE SHOWN HEREON



SIGNED Ed R. Christian
REGISTERED SURVEYOR



WEST TRADE STREET



NCNB COMMUNITY DEVELOPMENT CORP.
DEED 5428-864

3755 SQ. FT.
0.086 ACRES

ERNEST C. CREECH
& WIFE SUSAN C. CREECH
DEED 4611-411

UNDER CONTRACT TO NCNB
COMMUNITY DEVELOPMENT
CORPORATION

NCNB COMMUNITY
DEVELOPMENT CORP.

NCNB COMMUNITY
DEVELOPMENT CORP.
DB 5428-482

NOTE: the portion of South Clarkson Street shown hereon is also shown on map of property known as Woodlawn, a plat of which is recorded in Book 230 at page 9 in the Mecklenburg County Public Registry.

BOUNDARY OF SURVEY

PORTION OF SOUTH - TO BE CLOSED
CITY OF CHARLOTTE-MECKLENBURG CO.-NORTH CAROLINA

SCALE: 1"=20'

THE PROPERTY OF NCNB COMMUNITY DEVELOPMENT CORPORATION

MAP RECORDED IN BOOK AT PAGE DEED RECORDED IN BOOK PAGE

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RESOLUTION CLOSING A PORTION OF WALLACE AVENUE LOCATED
BETWEEN DELTA ROAD AND LAWRENCE ORR ROAD IN THE CITY
OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to close a portion of Wallace Avenue which calls for a public hearing on the question; and

WHEREAS, the petition has caused a copy of the Resolution of Intent to close a portion of Wallace Avenue to be sent by registered or certified mail to all owners of property adjoining the said portion of Wallace Avenue to be closed and prominently posted a notice of the closing and public hearing in at least two places along Wallace Avenue, all as required by N.C.G.S. 160A-299;

WHEREAS, the public hearing was held on the 25th day of April, 1988, and the City Council determined that the closing of a portion of Wallace Avenue is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of a reasonable means of ingress and egress to his or its property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of April 25, 1988, that the council hereby orders the closing of a portion of Wallace Avenue in the City of Charlotte, Mecklenburg County, North Carolina as described below:

BEGINNING at a point on the northerly right of way margin of Wallace Avenue; said point being approximately 210 feet from its intersection with Lawrence Orr Road; thence in a northerly direction with an arc of a circular curve to the left having a radius of 812.62 feet, an arc distance of 88.26 feet to a point; said point being located along the northerly right of way margin of Wallace Avenue; thence with a new line S. 38-44-44 W., 60.00 feet to a point, said point being located along the southerly right of way margin of Wallace Avenue; thence in a northerly direction with the arc of a circular curve to the left having a radius of 752.62 feet, an arc distance of 96.04 feet to a point; said point being located along the southerly right of way margin of Wallace Avenue; thence N. 58-33-57 W., 12.53 feet to a point; thence with a new line N. 56-27-32 E., 66.09 feet to a point; to the point and place of beginning; all as shown on a map located in the Mecklenburg County Register of Deeds Office in Map Book 17 at page 65 dated July, 1972 and Map Book 17 at page 67 dated August, 1972, and Map Book 6 at page 587 dated August, 1951.

BE IT FURTHER RESOLVED that a certified copy of this resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

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 25th day of April, 1988, the reference having been made in Minute Book 90, page , and recorded in full in Resolution Book 24, page 240.

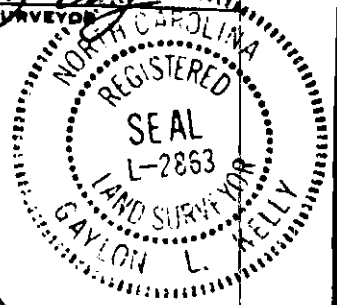
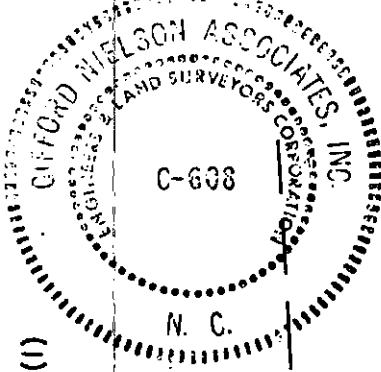
WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina this the 26th day of April, 1988.

Pat Sharkey, City Clerk

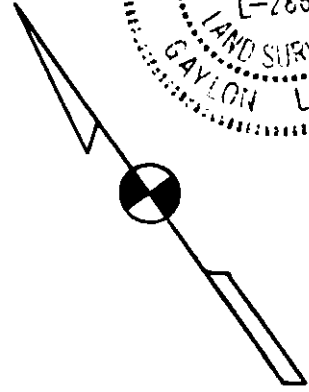
THIS IS TO CERTIFY THAT ON THE 23rd DAY OF APRIL 1987 I, SURVEYED THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE TITLE LINES AND THE WALLS OF THE BUILDINGS IF ANY ARE SHOWN HEREON.

GIFFORD NIELSON ASSOCIATES
1710 CHARLOTTE PLAZA
CHARLOTTE, N.C. 28244

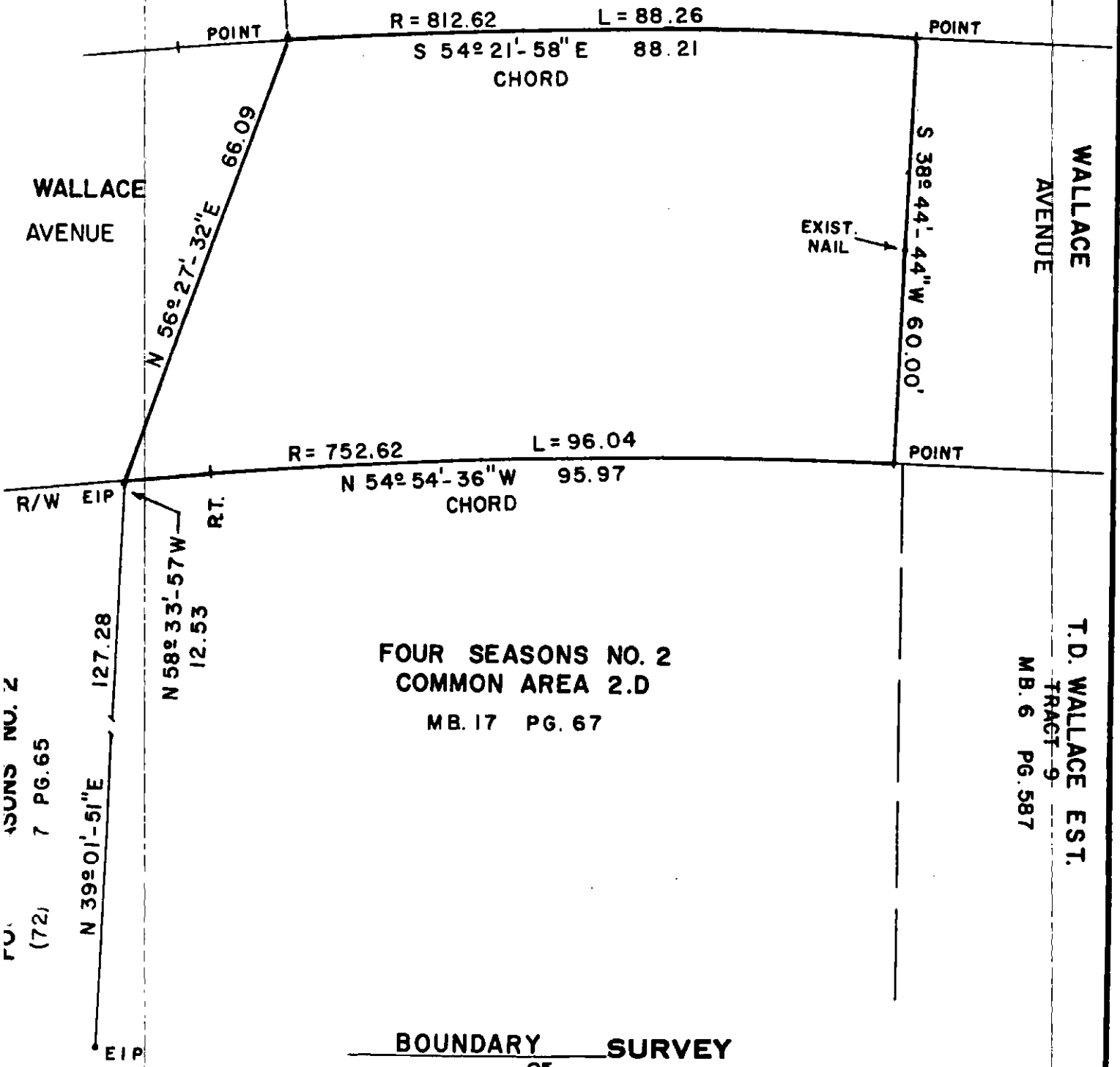
SIGNED [Signature]
REGISTERED SURVEYOR



FOUR SEASONS NO. 2
COMMON AREA 2.D
MB. 17 PG. 67



FOUR
MB. 17
10.2



BOUNDARY SURVEY
OF

PORTION OF WALLACE AVENUE CLOSING

SCALE 1"=20'

THE PROPERTY OF

CRAB ORCHARD TWP.

MECKLENBURG COUNTY

MAP RECORDED IN BOOK

AT PAGE

DEED RECORDED IN BOOK

PAGE

April 25, 1988
Resolution Book 24 - Page 242

A RESOLUTION AUTHORIZING EXECUTION OF THE SECOND AMENDMENT TO THE SOLID WASTE DISPOSAL FACILITIES INTERLOCAL AGREEMENT BETWEEN THE CITY OF CHARLOTTE AND THE COUNTY OF MECKLENBURG.

WHEREAS, N.C. Gen. Stat. § 160A-461, "Interlocal cooperation authorized," authorizes units of local government to enter into agreements with each other in order to execute an undertaking by one unit of local government on behalf of another unit of local government; and

WHEREAS, the City of Charlotte and the County of Mecklenburg entered into that certain Solid Waste Disposal Facilities Interlocal Agreement as of the 11th day of June, 1984; and

WHEREAS, the City of Charlotte and the County of Mecklenburg have amended said Solid Waste Disposal Facilities Interlocal Agreement by adopting the First Amendment; and

WHEREAS, the City of Charlotte and the County of Mecklenburg desire to further amend the said Solid Waste Disposal Facilities Interlocal Agreement; and

WHEREAS, N.C. Gen. Stat. § 160A-461 requires that such agreement " . . . shall be ratified by resolution of the governing board of each unit spread upon its minutes"; now therefore,

BE IT RESOLVED by the City Council of the City of Charlotte that the Mayor of the City of Charlotte is hereby authorized and directed to execute the Second Amendment to the Solid Waste Disposal Facilities Interlocal Agreement between the City of Charlotte and the County of Mecklenburg in substantially the form

April 25, 1988
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attached to this resolution, with any necessary minor additions or deletions, and that this resolution shall be spread upon the minutes.

Approved as to form:

Henry W. Zborichill 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 25th day of April, 1988.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of April, 1988.

Pat Sharkey, City Clerk

April 25, 1988
Resolution Book 24 - Page 244

**RESOLUTION DIRECTING THAT STORM DRAINAGE IMPROVEMENTS
BE MADE ON APPLGATE ROAD AND KENLOUGH DRIVE IN THE
CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA**

WHEREAS, Margaret N. Burns has filed a Petition to make storm drainage improvements on Applegate Road and Kenlough Drive in the City of Charlotte, North Carolina; and

WHEREAS, the storm drainage improvements shall be made on private property at 4463, 4469 and 4479 Applegate Road, and at 541 and 547 Kenlough Drive 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; and

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 involved lots and parcels of land as authorized by N.C.G.S. Article 10, Chapter 160A, City Charter Section 7.101 et seq, and the Storm Drainage Repair Policy, and listed on the limited petition marked "Exhibit B" which is available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

WHEREAS, the final assessments, based on the actual total cost of constructing the improvements or the cost estimated by the City Engineer at the time of City Council approval, whichever is less, 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; and

WHEREAS, all involved property owners subject to assessment have signed a petition requesting that storm drainage repairs be made and one-fifth of the private property cost be assessed on their lots and parcels of land, precluding the need for a public hearing.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, at its regularly assembled meeting of April 25, 1988, that the Council hereby orders the making of storm drainage improvements on Applegate Road and Kenlough Drive in the City of Charlotte, North Carolina.

BE IT FURTHER RESOLVED that a certified copy of the Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

April 25, 1988
Resolution Book 24 - Page 245

APPROVED AS TO FORM:

Harry 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 25th day of April, 1988, the reference having been made in Minute Book 90, Page _____, and recorded in full in Resolution Book 24, Page 244.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of April, 1988.

Pat Sharkey, City Clerk

April 25, 1988
Resolution Book 24 - Page 246

**RESOLUTION DIRECTING THAT STORM DRAINAGE
IMPROVEMENTS BE MADE AT 1001 EVERETTE PLACE IN THE
CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA**

WHEREAS, Willie B. Dixon has filed a Petition to make storm drainage improvements at 1001 Everette Place in the City of Charlotte, North Carolina; and

WHEREAS, the storm drainage improvements shall be made on private property at 1001 Everette Place 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; and

WHEREAS, a portion 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 involved lots and parcels of land as authorized by N.C.G.S. Article 10, Chapter 160A, City Charter Section 7.101 et seq, and the Storm Drainage Repair Policy, and listed on the limited petition marked "Exhibit B" which is available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

WHEREAS, the involved property owner has applied to the Mecklenburg County Department of Social Services and qualifies for the Storm Drainage Repair Policy's Low Income Assistance Program at the 80% level for a maximum owner payment of \$2000; and

WHEREAS, the final assessment, based on the actual total cost of constructing the improvements or the cost estimated by the City Engineer at the time of City Council approval, whichever is less, 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; and

WHEREAS, all involved property owners subject to assessment have signed a petition requesting that storm drainage repairs be made and a portion of the private property cost be assessed on their lots and parcels of land, precluding the need for a public hearing.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina, at its regularly assembled meeting of April 25, 1988, that the Council hereby orders the making of storm drainage improvements at 1001 Everette Place in the City of Charlotte, North Carolina.

BE IT FURTHER RESOLVED that a certified copy of the Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

April 25, 1988
Resolution Book 24 - Page 247

APPROVED AS TO FORM:

Henry W. B. Dennis, 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 25th day of April, 1988, the reference having been made in Minute Book 90, Page , and recorded in full in Resolution Book 24, Page 246.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of April, 1988.

Pat Sharkey, City Clerk

April 25, 1988
Resolution Book 24 - Page 248

RESOLUTION

Resolution authorizing the filing of applications with the North Carolina Department of Transportation for a Rideshare Assistance Grant.

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of project costs;

WHEREAS, it is the goal of the Applicant that minority business enterprise be utilized to the fullest extent possible in connection with this project, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment contracts, or consultant and other services:

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

1. That the City Manager is authorized to execute and file an application on behalf of the City of Charlotte with the North Carolina Department of Transportation to aid in the financing of the Rideshare Program for Fiscal Year 1989.
2. That the City Manager is authorized to execute and file with such applications an assurance or any other document required by the North Carolina Department of Transportation.
3. That the Director of the Charlotte Department of Transportation is authorized to furnish such additional information as the N. C. Department of Transportation may require in connection with the application for the project.
4. That the City Manager or his designee is authorized to set forth and execute affirmative minority business policies in connection with the project's procurement needs.
5. That the Mayor is authorized to execute grant agreements and any amendments thereto on behalf of the City of Charlotte with the North Carolina Department of Transportation for aid in the financing of the Rideshare program.

Approved as to form:


City Attorney

April 25, 1988
Resolution Book 24 - Page 249

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 25th day of April, 1988, the reference having been made in Minute Book 90, and is recorded in full in Resolution Book 24, at page(s) 248-249.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of April, 1988.

Pat Sharkey, City Clerk

April 25, 1988
Resolution Book 24 - Page 250

RESOLUTION

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION WITH THE U.S. DEPARTMENT OF TRANSPORTATION AND THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR A PLANNING GRANT UNDER THE URBAN MASS TRANSPORTATION ACT OF 1964, AS AMENDED.

WHEREAS, the Secretary of Transportation is authorized to make grants for mass transportation projects;

WHEREAS, the contract for financial assistance will impose certain obligations upon the applicant, including the provision by it of the local share of project costs;

WHEREAS, it is required by the U. S. Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1964, that in connection with the filing of an application for assistance under the Urban Mass Transportation Act of 1964, as amended, the applicant give an assurance that it will comply with Title VI of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements thereunder; and

WHEREAS, it is the goal of the Applicant that minority business enterprise be utilized to the fullest extent possible in connection with the project, and that definitive procedures shall be established and administered to ensure that minority businesses shall have the maximum feasible opportunity to compete for contracts when procuring construction contracts, supplies, equipment contracts, or consultant and other services;

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

1. That the City Manager is authorized to execute and file applications on behalf of the City of Charlotte with the U.S. Department of Transportation and North Carolina Department of Transportation, to aid in the financing of a technical studies grant to implement specific items of the FY-1989 Charlotte Urbanized Area Unified Planning Work Program;
2. That the City Manager is authorized to execute and file with such applications an assurance or any other document required by the U.S. Department of Transportation or the North Carolina Department of Transportation effectuating the purposes of Title VI of the Civil Rights Act of 1964;
3. That the Director of the Charlotte Department of Transportation is authorized to furnish such additional information as the U.S. Department of Transportation may require in connection with the application for the project;
4. That the City Manager is authorized to set forth and execute Minority Business Enterprise (Disadvantaged Business Enterprise and Women Business Enterprise) policies and procedures in connection with the project's procurement needs;

- 5. That the Mayor or Mayor Pro-Tem is authorized to execute a grant agreement and any amendments thereto on behalf of the City of Charlotte with the U.S. Department of Transportation and the North Carolina Department of Transportation for aid in the financing of assistance for FY 1989 Planning.

Approved as to form:

Henry W. Underhill, Jr.

 Henry W. Underhill, Jr.
 City Attorney

April 25, 1988

 Date

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 25th day of April, 1988, the reference having been made in Minute Book 90, and is recorded in full in Resolution Book 24, at page(s) 250-251.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of April, 1988.

 Pat Sharkey, City Clerk

RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE
THE ALLEYWAY RUNNING FROM BARNETTE PLACE IN AN EASTERLY DIRECTION
TOWARDS CASWELL ROAD FOR APPROXIMATELY 177 FEET
IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, PRESBYTERIAN HEALTH SERVICES CORP. has filed a Petition to close the 12-foot alleyway running from Barnette Place in an easterly direction towards Caswell Road for approximately 177 feet, and more particularly shown in "Exhibit A" and 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 two 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 or alley; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, at its regularly scheduled session of April 25, 1988, that it intends to close the 12-foot alleyway running from Barnette Place in an easterly direction towards Caswell Road for approximately 177 feet, 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 2:30 P.M. on Monday, the 23rd day of May, 1988, at City Hall. The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two 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 25th day of April, 1988, the reference having been made in Minute Book 90, and is recorded in full in Resolution Book 24, at page(s) 252.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 2nd day of May, 1988.

Pat Sharkey, City Clerk

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 the Caldwell Street Widening Project; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to locate all the parties in interest, and has, therefore, been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

<u>Parties in Interest</u>	<u>Property Description</u>	<u>Appraised Value</u>
Wilson Lewith, Trustee	665 s. f., plus construction easement of 2,037 s. f. of Tax Parcel No. 125-023-11	\$ 28,400.00

Any Other Parties in Interest

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:

Henry W. Chadwick, Jr.

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 25th day of April, 19 88, and the reference having been made in Minute Book 90, Page _____, and recorded in full in Resolutions Book 24, Page 253.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 26th day of April, 1988.

City Clerk