

**RESOLUTION DECLARING AN INTENT TO ABANDON AND
CLOSE GARRIS ROAD A PORTION THEREOF LOCATED OFF
OF STACY BLVD. IN THE CITY OF CHARLOTTE, MECKLENBURG
COUNTY, NORTH CAROLINA**

WHEREAS, Larry Burton has filled a petition to close a portion of Garris Rd in the City of Charlotte; and

Whereas, a portion of Garris Rd. petitioned to be closed lies at the end off Garris Rd. and the Falls Apartments off of Stacy Blvd. as shown in 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, required 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 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 City Council of the City of Charlotte, at its regularly scheduled session of April 22, 1996, that it intends to close a portion of Garris Rd. lying off of Stacy Blvd. at the end of Garris Rd, said street a portion thereof being more particularly described on a map and metes and bounds described available for public hearing on the question to be held at 7:00 p.m., on Tuesday, the 28th day of May, 1996, in the CMGC Meeting Chamber, 600 E. Fourth St., Charlotte, NC.

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, Nancy S. Gilbert, Deputy 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 22nd day of April, 1996, the reference having been made in Minute Book 109, and recorded in full in Resolution Book 34, Page(s) 169.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 23rd day of April, 1996.

Nancy S. Gilbert, Deputy City Clerk

**RESOLUTION CLOSING PORTIONS OF OLD WILMONT ROAD LOCATED
WEST OF OAK LAKE BOULEVARD AND NORTH OF NEW WILMONT ROAD
MECKLENBURG COUNTY, NORTH CAROLINA.**

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has cause to be published a Resolution of Intent to Close a portion of old Wilmont Road 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 old Wilmont Road 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 portions of old Wilmont Road, all as required by G.S. 160-299; and

WHEREAS, the public hearing was held on the 22nd day of April, 1996, and City Council determined that the closing of a portion of Wilmont Road 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 22, 1996, that the Council hereby orders the closing of a portion of old Wilmont Road in the City of Charlotte, Mecklenburg County, North Carolina as described below:

(Metes and Bounds Description)

See attached Exhibit A which is incorporated herein by reference.

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, Nancy S. Gilbert, Deputy 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 22nd day of April, 1996, the reference having been made in Minute Book 109, and recorded in full in Resolution Book 34, Page(s) 170-172.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of April, 1996.

Nancy S. Gilbert, Deputy City Clerk

Tract 1-A

A certain tract or parcel land lying and being in the City of Charlotte, Mecklenburg County, NC, and being further described as follows:

Beginning at a concrete monument at the intersection of the northern right-of-way of Wilmont Road and the western right-of-way of Oak Lake Boulevard, thence along said right-of-way of Wilmont Road for two calls: First call being along a curve to the left with an arc of 80.63 ft with a radius of 604.85 ft (chord bearing N 79-34-42 W with a chord distance of 80.57 ft) to a point; Second call continuing along the same curve to the left an arc distance of 121.14 ft with a radius of 604.85 ft (chord bearing N 89-08-04 W with a chord distance of 120.93 ft) to a point, the True Point of Beginning. Thence continuing along the same curve to the left with an arc distance of 67.97 ft with a radius of 604.85 ft (chord bearing S 82-07-50 W with a chord distance of 67.93 ft) to a point; thence along the common line of John P. Brady N 78-33-38 E a distance of 67.81 ft to an existing concrete monument; thence S 11-19-28 E a distance of 4.23 ft to the True Point of Beginning and containing 0.002 acres.

Tract 1-B

A certain tract or parcel land lying and being in the City of Charlotte, Mecklenburg County, NC, and being further described as follows:

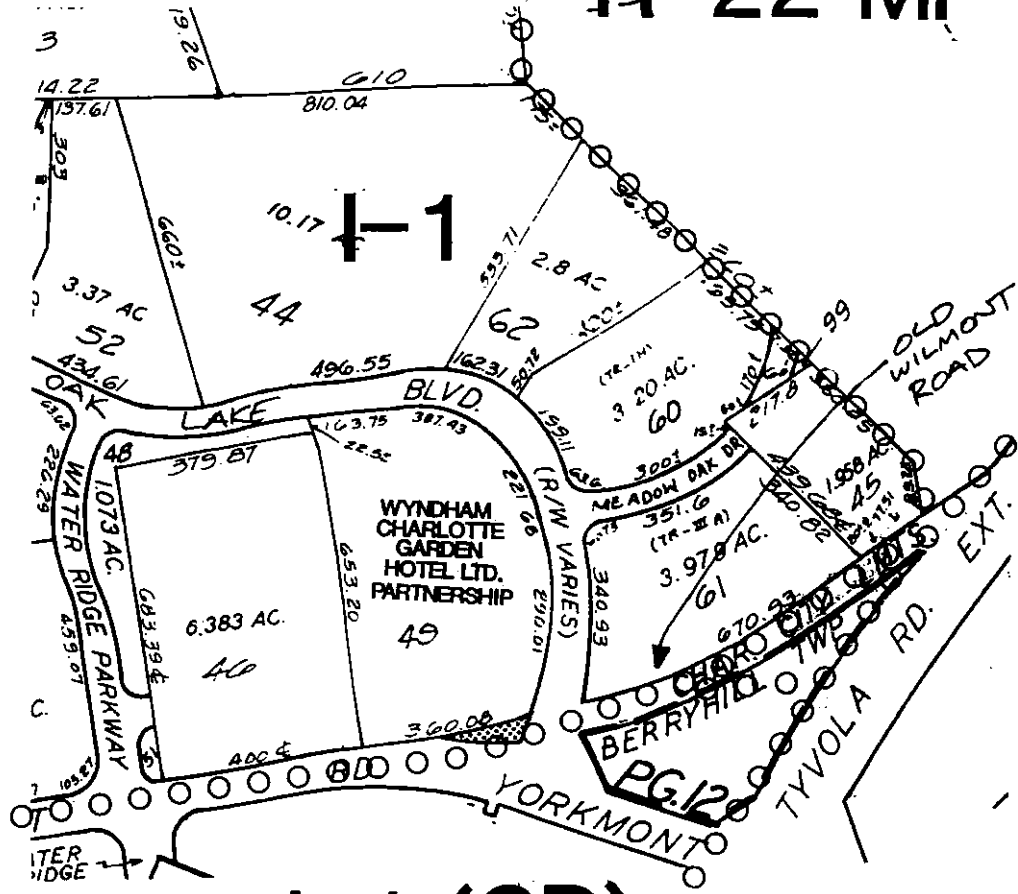
Beginning at a concrete monument at the intersection of the northern right-of-way of Wilmont Road and the western right-of-way of Oak Lake Boulevard, thence with said right-of-way of Wilmont Road along a curve to the left with an arc of 80.63 ft and a radius of 604.85 ft (chord bearing N 79-34-42 W with a chord distance of 80.57 ft) to a point, the True Point of Beginning. Thence continuing along said curve to the left with an arc of 121.14 ft and a radius of 604.85 ft (chord bearing N 89-08-04 W with a chord distance of 120.93 ft) to a point; thence N 11-19-28 W a distance of 4.23 ft to a concrete monument; thence along the line with Wyndham Charlotte Garden Hotel N 78-33-35 E 355.85 ft to a point in the right-of-way of Oak Lake Boulevard, thence with the right-of-way of Oak Lake Boulevard for two calls: first call being along a curve to the right with an arc of 10.11 ft and a radius of 618.50 ft (chord bearing S 15-38-29 W with a chord distance of 10.11 ft) to a point; second call being S 16-06-35 W 23.68 ft to a point; thence S 78-33-34 W 222.15 ft to a point, the True Point of Beginning and containing 0.199 acres.

Tract 1-C

A certain tract or parcel land lying and being in the City of Charlotte, Mecklenburg County, NC, and being a portion of that larger tract as described in Deed Book 5218 Page 507 of the Mecklenburg County Registry, and being further described as follows:

Beginning at a concrete monument at the intersection of the northern right-of-way of Wilmont Road and the western right-of-way of Oak Lake Boulevard, the True Point of Beginning. Thence along the right-of-way of Wilmont Road with a curve to the left an arc of 80.63 ft and a radius of 604.85 ft (chord bearing N 79-34-42 W with a chord distance of 80.57 ft) to a point; thence N 78-33-34 E 222.15 ft to a point in the right-of-way of Oak Lake Boulevard; thence with said Oak Lake Boulevard for three calls: first call being S 16-06-35 W 31.44 ft; second call being along a curve to the right with an arc of 2.42 ft with a radius of 63.00 ft (chord bearing S 17-12-31 W with a chord distance of 2.42 ft) to a point; third call being S 78-33-35 W 131.67 ft to a concrete monument, the True Point of Beginning and containing 0.12 acres.

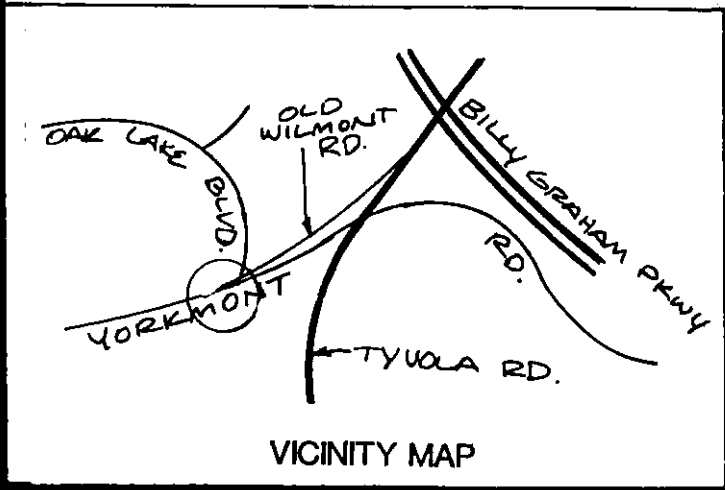
R-22 MF



I-1 (CD)



ROADWAY TO BE ABANDONED



CITY OF CHARLOTTE DEPARTMENT OF TRANSPORTATION TRANSPORTATION ENGINEERING DIVISION	
ROADWAY ABANDONMENT	
A PORTION OF OLD WILMONT ROAD	
RGS / PROJECT NO.	FILE NO. 96-1

N 56-23-40 E 99.70' to a point; thence S 51-31-57 E 39.40' to a point in the southern margin of Packard Street; thence with the southern margin of Packard Street, S 56-17-01 W 111.99' to a point at the intersection of the southern margin of Packard Street with the eastern right-of-way of China Grove Church Road; thence with the eastern right-of-way of China Grove Church Road, S 33-22-09 E 232.88' to a point at the intersection of the eastern right-of-way of China Grove Church Road with the western right-of-way of Southern Railroad; thence with the western right-of-way of Southern Railroad, S 18-55-06 W 8.61' to a point in the line of the property of Rutland Plastic Technologies, Inc., as recorded in the Mecklenburg County Register of Deeds at Book 6254 Page 587; thence with the line of Rutland, S 33-48-04 E 2.05' to a point in the line of Rutland; thence S 22-24-54 W 28.06' to a corner of another tract of Rutland Plastic Technologies, Inc., as recorded in the Mecklenburg County Register of Deeds at Book 5396 Page 685; thence with the line of Rutland, a curve to the right (radius 3054.34'; chord bearing S 19-32-56 W 37.60') an arc distance of 37.60' to a point located at the intersection of the Rutland tract with the western right-of-way of China Grove Church Road; thence with the western right-of-way of China Grove Church Road, N 33-22-09 W 512.10' to the POINT and PLACE of BEGINNING, all as shown on Exhibit "A" dated December 6, 1995.

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

Brenda R. Frazee
I, ~~Nancy S. Gilbert, Deputy~~ 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 22nd day of April, 1996, the reference having been made in Minute Book 109, and recorded in full in Resolution Book 34, Page(s) 173-174.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of April, 1996.

Brenda R. Frazee
~~Nancy S. Gilbert, Deputy City Clerk~~
Brenda R. Frazee

