

**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-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time limits.
3. The amounts listed on the schedule were collected through either a clerical or assessor error.

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 23th day of March, 1998 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

**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 23rd day of March, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 34, Page(s) 943-944.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of March, 1998.

\_\_\_\_\_  
Nancy S. Gilbert, CMC, Deputy City Clerk

**TAXPAYERS AND REFUNDS REQUESTED  
MORE THAN \$100**

<u>Name</u>	<u>Amount of Refund</u>
<u>Clerical Error</u>	
Scott Drug Co	\$ 214.75
Pine Brook Center Ltd	222.29
Avco Financial Services	141.75
Four Wall Associates Inc	697.46
Neal Karen M	101.22
North Bros Inc	1,751.56
Gallup Property Management Inc	176.34
Gleiberman, Spears, Shepherd	742.89
<u>Board of Equalization Review Adjustment</u>	
Moore Beryl B	105.00
Total	<u>\$4,153.26</u>

**CHARLOTTE CITY COUNCIL**

**Resolution Authorizing Sale of Personal Property by Public Auction**

Whereas, G. S. 160A-270 allows the City Council to sell personal property at public auction upon adoption of a resolution or order authorizing the appropriate official to dispose of the property at public auction; and

Whereas, the City Manager has recommended that the property listed on the attached Exhibit A should be sold at public auction as surplus property; now therefore,

Be It Resolved, by the Charlotte City Council that the City Manager or her designee is authorized to sell at public auction on the 25th day of April 1998, at 10:00 a.m. at the City-County Investment Recovery Facility, 7515-A Warren Road, Charlotte, North Carolina, the surplus property described on Exhibit A, as per the terms and conditions as specified in the "Auctioneer Services" contract approved by this Council and in accordance with G. S. 160A-270 . The terms of the sale shall be net cash. The City Manager is directed to publish at least once and not less than ten (10) days before the date of the auction, a copy of this Resolution or a notice summarizing its content as required by North Carolina General Statute 160A-270.

Adopted on this 23rd day of March, 1998.

Patrick M. McCrory  
Mayor  
Patrick McCrory

ATTEST:

Nancy S. Gilbert, CMC  
Deputy City Clerk  
Nancy S. Gilbert, CMC

**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 23rd day of March, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 34, Page(s) 945.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 1st day of April, 1998.

Nancy S. Gilbert, CMC, Deputy City Clerk

RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE A PORTION OF SOUTH  
COLLEGE STREET IN THE CITY OF CHARLOTTE,  
MECKLENBURG COUNTY, NORTH CAROLINA

---

WHEREAS, George H. Talbot have filed a Petition to close a portion of South College Street in the City of Charlotte; and

WHEREAS, that portion of South College Street petitioned to be closed lies south of Bland Street as shown on a map 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, Charlotte-Mecklenburg Government Center, 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 March 23, 1998, that it intends to close a portion of South College Street lying south of Bland Street, said street (or portion thereof) 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 7:00 p.m., on Monday the 27th day of April, 1998, in the Council's Meeting Chamber, Charlotte-Mecklenburg Government Center, 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 23rd day of March, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 34, Page(s) 946.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 23rd day of March, 1998.

\_\_\_\_\_  
Nancy S. Gilbert, CMC, Deputy City Clerk

RESOLUTION APPROVING AGREEMENT FOR SALE OF WATER BETWEEN CITY OF CHARLOTTE AND LANCASTER COUNTY WATER AND SEWER DISTRICT

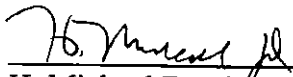
BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina:

Section 1. That the sale of water by the City to the Lancaster County Water and Sewer District ("District") and the purchase of water by the City from the District in accordance with the provisions of the AGREEMENT FOR SALE OF WATER between the City and the District is approved.

Section 2. That the Director of the Charlotte-Mecklenburg Utility Department is hereby authorized and directed to execute the AGREEMENT FOR SALE OF WATER between the City and the District.

Adopted this the 23rd day of March, 1998.

Approved as to form:

  
\_\_\_\_\_  
H. Michael Boyd

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 23rd day of March, 1998, the reference having been made in Minute Book 112, and is recorded in full in Resolution Book 34, at page(s) 947.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina this the 24th day of March, 1998.

\_\_\_\_\_  
Nancy S. Gilbert, CMC, Deputy City Clerk

RESOLUTION APPROVING AGREEMENT FOR TREATMENT OF WASTEWATER  
BETWEEN CITY OF CHARLOTTE AND LANCASTER COUNTY WATER AND SEWER  
DISTRICT

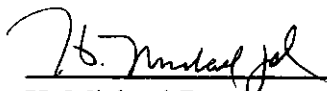
BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina:

Section 1. That the sale of wastewater services by the City to the Lancaster County Water and Sewer District ("District") in accordance with the provisions of the AGREEMENT FOR TREATMENT OF WASTEWATER between the City and the District is approved.

Section 2. That the Director of the Charlotte-Mecklenburg Utility Department is authorized and directed to execute the AGREEMENT FOR TREATMENT OF WASTEWATER between the City and the District.

Adopted this the 23rd day of March, 1998.

Approved as to form:

  
\_\_\_\_\_  
H. Michael Boyd  
Senior Deputy City Attorney

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 23rd day of March, 1998, the reference having been made in Minute Book 112, and is recorded in full in Resolution Book 34, at page(s) 948.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina this the 24th day of March, 1998.

\_\_\_\_\_  
Nancy S. Gilbert, CMC, Deputy City Clerk

**RESOLUTION  
AUTHORIZING THE CITY OF CHARLOTTE  
TO ENTER INTO AN AGREEMENT WITH  
THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION**

A motion was made by Councilmember Rouso and seconded by Councilmember Sellers for adoption of the following resolution, and upon being put to a vote, was duly adopted.

**WHEREAS**, the City of Charlotte has requested the North Carolina Department of Transportation to assist in the funding of a region-wide carpooling/vanpooling study;

**WHEREAS**, the City of Charlotte will provide 10 percent of the cost of the above described project;

**NOW, THEREFORE, BE IT RESOLVED** that the Director of Transportation is hereby authorized to enter into a contract with the Department of Transportation and execute all agreements and contracts with the North Carolina Department of Transportation, Public Transportation Division.

**Approved as to form:**

  
\_\_\_\_\_  
Bob Hagemann  
Assistant City Attorney

3/30/98  
\_\_\_\_\_  
Date

**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 23rd day of March, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 34, Page(s) 949.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 31st day of March, 1998.

\_\_\_\_\_  
Nancy S. Gilbert, CMC, Deputy City Clerk

COPY OF A RESOLUTION PASSED BY THE CITY COUNCIL  
OF THE CITY OF CHARLOTTE, NORTH CAROLINA

A motion was made by Councilmember Rouso and seconded by Councilmember Sellers for the adoption of the following Resolution, and upon being put to a vote was duly adopted:

WHEREAS, the North Carolina Department of Transportation has prepared and adopted plans to make certain street and highway improvements within this Municipality under Project U-2510 B, Mecklenburg County, said plans consisting of the improvement of NC 16 (Old Providence Road) from north of SR 3626 and SR 3445 north of Charlotte Outer Loop (R-211) to south of NC 51; and,

WHEREAS, said Department of Transportation and this Municipality propose to enter into an Agreement for the above-captioned project whereby this Municipality agrees: (1) to effect the necessary adjustment of any utilities under franchise without cost to the Department of Transportation, and (2) to provide for the adjustment of any municipally-owned utilities without cost to the Department of Transportation, except that said Department will reimburse this Municipality in accordance with said Department's Municipally-Owned Utility Policy; and, (3) to reimburse the Department an estimated cost of \$202,312.00 for sidewalk construction cost. (Total estimated total cost of sidewalk construction is \$351,382.00, estimated cost to the Municipality is \$202,312.00.)

WHEREAS, said Department of Transportation agrees to acquire the right of way and construct the project in accordance with the approved project plans; and,

WHEREAS, the Agreement will further provide for the establishment, maintenance, and enforcement of traffic operating controls for the regulation and movement of traffic on the project upon its completion.

NOW, THEREFORE, BE IT RESOLVED that Project R-2510 B, Mecklenburg County, is hereby formally approved by the City Council of the City of Charlotte and that the Director of Transportation and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

**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 23rd day of March, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 34, Page(s) 950.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of March, 1998.

Nancy S. Gilbert, CMC, Deputy City Clerk



**RESOLUTION TO AUTHORIZE THE EXCHANGE OF REAL PROPERTY  
BELONGING  
TO THE CITY OF CHARLOTTE FOR OTHER REAL PROPERTY BELONGING TO  
INTERNATIONAL AIRPORT CENTER, LLC.**

WHEREAS, the City of Charlotte owns certain parcels of real property located on the south side of Byrum Drive at its intersection with Belle Oaks Drive, further described as Tax Parcels 141-054-01, 02, 03, 04, 21, 22, and 24, which parcels comprise 8.93 acres (hereinafter "City Property"); and

WHEREAS, International Airport Center, LLC owns certain parcels of real property located on Yorkmont Road south of its intersection with Byrum Drive, further described as Tax Parcels 143-111-43, 141-054-14, 15, 16, 18, 19, 20 and 23 (hereinafter IAC Property"); and

WHEREAS, the City desires to exchange the City Property, which has been appraised by an MAI Appraiser as having a value of \$60,000 per acre for a total value of \$535,800 for 8.93 acres of IAC Property as depicted on a survey prepared by R.B. Pharr & Assoc. dated December 24, 1997, a copy of which is on file in the Office of the City Clerk, which has been appraised by an MAI Appraiser as having a value of \$60,000 per acre for a total value of \$535,800; and

WHEREAS, notice of Council's intent to authorize the exchanged was published at least 10 days before the adoption of this resolution as required by N.C.G.S. 160A-271;

NOW, THEREFORE, BE IT RESOLVED that the Charlotte City Council hereby authorizes the exchange of real property as heretofore described in compliance with N.C.G.S. 160A-271.

**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 23rd day of March, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 34, Page(s) 951.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of March, 1998.

\_\_\_\_\_  
Nancy S. Gilbert, CMC, Deputy City Clerk

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

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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 **STEELE CREEK PARALLEL SEWER TRUNK 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 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:

PROPERTY DESCRIPTION:

Amount necessary for the **STEELE CREEK PARALLEL SEWER TRUNK PROJECT** and estimated to be approximately 21,232 square feet (0.49 acre) for a permanent sanitary sewer easement and a temporary construction easement; and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 201-161-01A, said property currently owned by **ALAN T. WITHROW, Trustee for the Withrow Family Trust; JAMES W. KISER, Trustee; NATIONSBANK (formerly North Carolina National Bank, N. A.); JERONE C. HERRING, Trustee; BRANCH BANKING AND TRUST COMPANY, Beneficiary; or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for 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.

**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 23rd day of March, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 34, Page(s) 952-953.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of March, 1998.

\_\_\_\_\_  
Nancy S. Gilbert, CMC, Deputy 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 **PROPOSED 36-INCH WATER MAIN-ASBURY CHAPEL ROAD 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 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:

PROPERTY DESCRIPTION:

Amount necessary for the **PROPOSED 36-INCH WATER MAIN-ASBURY CHAPEL ROAD PROJECT** and estimated to be approximately 1,457 square feet (0.033 acre) for a permanent water line easement and a temporary construction easement; and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 021-041-21, said property currently owned by **KAREN BROWN GONZALEZ and spouse, if any; ELIZABETH BROWN WIKE and spouse, if any; CYNTHIA BROWN LINDSAY and spouse, if any;** or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for 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.

**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 23rd day of March, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 34, Page(s) 954-955.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of March, 1998.

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Nancy S. Gilbert, CMC, Deputy 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 **PROPOSED 36-INCH WATER MAIN-ASBURY CHAPEL ROAD 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 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:

**PROPERTY DESCRIPTION:**

Amount necessary for the **PROPOSED 36-INCH WATER MAIN-ASBURY CHAPEL ROAD PROJECT** and estimated to be approximately 3,347 square feet (0.077 acre) for a permanent water line easement and a temporary construction easement; and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 021-041-03, said property currently owned by **JEFFREY WILSON BROWN and spouse, if any; JOANN (a/ka/ JOANNE) BROWN MILLER and spouse, if any; RUTH MARILYN BROWN and spouse, if any; RUTH M. BROWN and spouse, if any;** or the owners' successor-in-interest.

**ESTIMATED JUST COMPENSATION:**

Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for 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.

**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 23rd day of March, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 34, Page(s) 956-957.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of March, 1998.

\_\_\_\_\_  
Nancy S. Gilbert, CMC, Deputy City Clerk

**RESOLUTION CLOSING EXCESS RIGHT-OF-WAY AT 5300 CARMEL ROAD IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, 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 Carmel Road at 5300 Carmel 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 Carmel Road to be sent by registered mail to all owners of property adjoining the said streets (or portion thereof), and prominently posted a notice of the closing and public hearing in at least two places along said portion of Carmel Road, all as required by G.S. 160A-299; and

WHEREAS, the petitioner will provide an easement to the Charlotte Mecklenburg Utility Department to maintain their facilities as shown on the map attached hereto and made a part hereof marked, "Exhibit A," and,

WHEREAS, the petitioner will provide an access easements to the Charlotte Mecklenburg Utility Department to maintain their facilities as shown on the attached map marked Exhibit A.

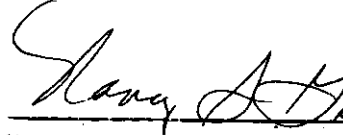
WHEREAS, the public hearing was held on the 23rd day of March, 1998, and City Council determined that the closing of said portion of Carmel Road is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived or reasonable means of ingress and egress to his or its property.

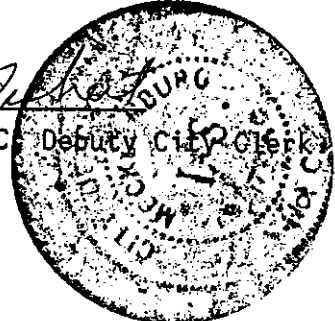
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of March 23, 1998 that the Council hereby orders the closing of said portions of Carmel Road in the City of Charlotte, Mecklenburg County, North Carolina as described in a metes and bounds description marked "Exhibit B."

BE IT 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 23rd day of March, 1998. The reference having been made in Minute Book 112, and recorded in full in Resolution Book 34, page 958.

  
Nancy S. Gilbert, CMC Deputy City Clerk

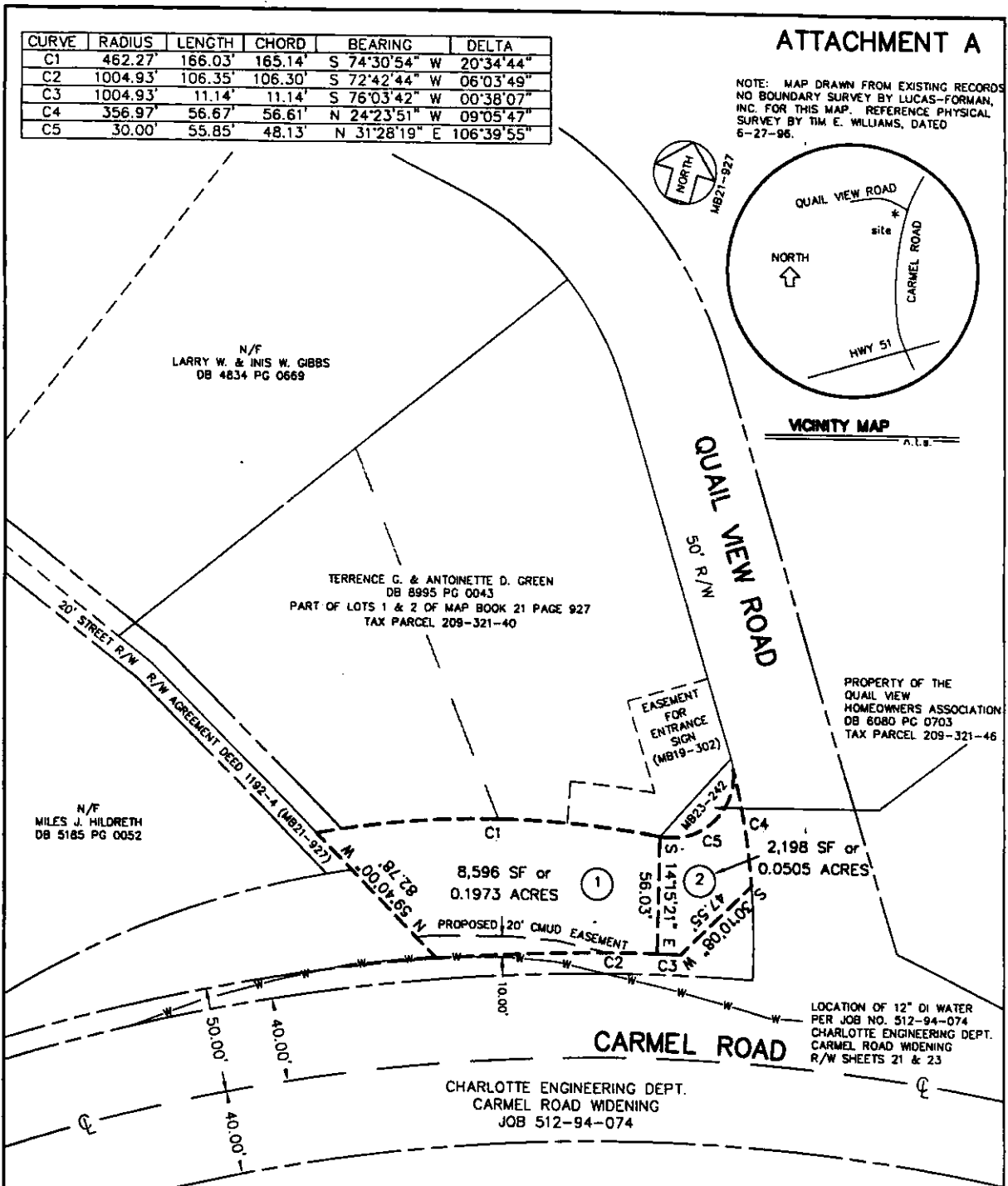
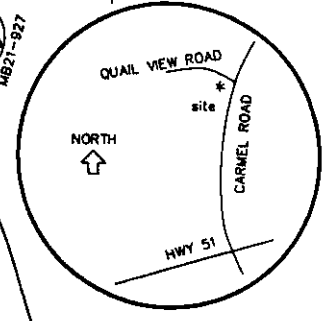




CURVE	RADIUS	LENGTH	CHORD	BEARING	DELTA
C1	462.27'	166.03'	165.14'	S 74°30'54" W	20°34'44"
C2	1004.93'	106.35'	106.30'	S 72°42'44" W	06°03'49"
C3	1004.93'	11.14'	11.14'	S 76°03'42" W	00°38'07"
C4	356.97'	56.67'	56.61'	N 24°23'51" W	09°05'47"
C5	30.00'	55.85'	48.13'	N 31°28'19" E	106°39'55"

**ATTACHMENT A**

NOTE: MAP DRAWN FROM EXISTING RECORDS NO BOUNDARY SURVEY BY LUCAS-FORMAN, INC. FOR THIS MAP. REFERENCE PHYSICAL SURVEY BY TIM E. WILLIAMS, DATED 6-27-96.



NOTE: CHARLOTTE ENGINEERING DEPT. PLANS CALL FOR 80' R/W; HOWEVER, AGREEMENT BETWEEN ENGINEERING DEPT. AND PROPERTY OWNERS ALLOWS FOR 50' FROM NEW CENTERLINE OF CARMEL ROAD.

- ① R/W TO BE ABANDONED TO TERRENCE G. & ANTOINETTE D. GREEN
- ② R/W TO BE ABANDONED TO QUAIL VIEW HOMEOWNERS ASSOCIATION, INC.

THIS IS TO CERTIFY THAT ON THE 31st DAY OF JULY, 1997 THIS MAP WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES WERE PLOTTED FROM INFORMATION PROVIDED BY OTHERS, AND THE IMPROVEMENTS, UNLESS OTHERWISE INDICATED, ARE PROPOSED. NO ACTUAL FIELD SURVEY WAS PERFORMED IN THE PREPARATION OF THIS MAP.

NOTE: EASEMENT IN FAVOR OF THE CHARLOTTE MECKLENBURG UTILITY DEPARTMENT UPON, UNDER, AND ACROSS THE ENTIRE PROPERTY AS SHOWN ON THE MAP FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT, AND REPAIR OF THE 12-INCH WATER MAIN.

REVISED PLAT 12-22-97 TO SHOW WATER LINE AND PROPOSED 20' CMUD EASEMENT.

**Lucas-Forman Incorporated**  
 Land Surveying  
 Planning & Engineering

4000 Stuart Andrew Boulevard  
 Charlotte, North Carolina 28217  
 P.O. Box 11386 28220-0386  
 (704) 527-6626 Fax 527-9640

**R/W ABANDONMENT**  
 of  
**A PORTION OF CARMEL ROAD**  
 Charlotte, Mecklenburg County, N.C.

LOT 1&P2 BLOCK \_\_\_\_\_ MAPBOOK 21 PAGE 927  
 SUBDIVISION THE PROPERTY OF WILLIAM B. BILLINGS  
 DEED REFERENCE: DB 8995 PG 0043  
 for  
 T.G. & A.D. GREEN and QUAIL VIEW HOMEOWNERS ASSOCIATION, INC  
 SURVEYED: \_\_\_\_\_ DATE: 7-31-97 REV. 0

SEAL  
 MICHAEL S. MILLER  
 LAND SURVEYOR  
 L-3677

THIS MAP IS NOT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.  
 Return to: City of Charlotte - Box

ATTACHMENT B

LEGAL DESCRIPTION

A PORTION OF THE RIGHT-OF-WAY OF CARMEL ROAD TO BE ABANDONED:

TRACT 1:

Being a parcel of property located in Charlotte, Mecklenburg County, North Carolina, and being more particularly described as follows:

BEGINNING at a point marking the southernmost corner of Lot 1 of Map Book 21 Page 927, and running thence from said point with the line of Lot 1 of Map Book 21 Page 927, with the arc of a circular curve to the right having a radius of 462.27 feet an arc distance of 166.03 feet (chord: N 74-30-54 E 165.14 feet) to a point, a common corner with Quail View Homeowners Association, Inc. (Map Book 23 Page 242); thence S 14-15-21 E 56.03 feet to a point; thence with the arc of a circular curve to the left having a radius of 1004.93 feet an arc distance of 106.35 feet (chord: S 72-42-44 W 106.30 feet) to a point; thence N 59-40-00 W 82.78 feet to THE POINT AND PLACE OF BEGINNING, containing 8,596 square feet or 0.1973 acres, as shown on map by Lucas-Forman, Inc., dated July 31, 1997.

TRACT 2:

Being a parcel of property located in Charlotte, Mecklenburg County, North Carolina, and being more particularly described as follows:

BEGINNING at a point marking the southernmost corner of Quail View Homeowners Association, Inc. (Map Book 23 Page 242), and running thence from said point with the line of Quail View Homeowners Association, Inc., with the arc of a circular curve to the left having a radius of 30 feet an arc distance of 55.85 feet (chord: N 31-28-19 E 48.13 feet) to a point; thence with the arc of a circular curve to the right having a radius of 356.97 an arc distance of 56.67 feet (chord: S 24-23-51 E 56.61 feet) to a point; thence S 30-10-08 W 47.55 feet to a point; thence with the arc of a circular curve to the left having a radius of 1004.93 feet an arc distance of 11.14 feet (chord: S 76-03-42 W 11.14 feet) to a point; thence N 14-15-21 W 56.03 feet to THE POINT AND PLACE OF BEGINNING, containing 2,198 square feet or 0.0505 acres, as shown on map by Lucas-Forman, Inc., dated July 31, 1997.



A handwritten signature in black ink, appearing to read "Michael S. Miller".

Drawn by: City of Charlotte  
Return to: City of Charlotte - Box



JUDITH A. GIBSON  
REGISTER OF DEEDS , MECKLENBURG COUNTY  
COUNTY & COURTS OFFICE BUILDING  
720 EAST FOURTH STREET  
CHARLOTTE NC 28202

\*\*\*\*\*  
Filed For Registration: 03/31/1999 11:54 AM  
Book: RE 10363 Page: 894-897  
Document No.: 1999056896  
RESOL 4 PGS \$10.00  
Recorder: MAXINE HAITH

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1999056896

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE  
AMENDING THE FIVE-YEAR CAPITAL INVESTMENT PLAN FOR FISCAL YEARS  
1998 TO 2002 TO ADD THREE PROJECTS IN THE TRANSIT PROGRAM:  
RENOVATION OF THE TMOC ADMINISTRATIVE BUILDING, REPLACEMENT OF  
THE CTS COMMUNICATION SYSTEM AND PURCHASE OF AN AUTOMATIC  
VEHICLE LOCATOR SYSTEM.**

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WHEREAS, the City of Charlotte recognizes the importance of developing long-range capital investment planning to maintain the growth and vitality of the community; and

WHEREAS, the City of Charlotte continuously develops and reviews the policy, financial and planning assumptions and impacts of capital investment projects for the City; and

WHEREAS, the City of Charlotte has a five-year Capital Investment Plan based on policy assumptions, so stated in the FY98-02 Capital Investment Plan that balance the potential physical development planning with long-range financial capacity; and

WHEREAS, the five-year Capital Investment Plan requires amendment from time to time to account for planning changes and changes resulting from financial resource availability.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Charlotte, in its regular session duly assembled, that it does hereby amend the Capital Investment Plan for fiscal years 1998 to 2002 to add three projects to the Transit Program: Renovation of the TMOC Administrative Building, Replacement of the CTS Communication System and Purchase of an Automatic Vehicle Locator System.

This 23th day of March, 1998

Approved as to form:

  
City Attorney

**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 23rd day of March, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 34, Page(s) 959.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 24th day of March, 1998.

\_\_\_\_\_  
Nancy S. Gilbert, CMC, Deputy City Clerk

## RESOLUTION

### **RESOLUTION AUTHORIZING THE FILING OF APPLICATIONS WITH THE U.S. DEPARTMENT OF TRANSPORTATION, UNITED STATES OF AMERICA, AND THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION FOR TRANSIT ASSISTANCE GRANTS 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 provision of Title VI of 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 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 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 transit assistance projects.
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 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 U.S. Department of Transportation and the North Carolina Department of Transportation for aid in the financing of the transit assistance projects.

Approved as to form:

Robert E. Hay 3/30/98  
Assistant City Attorney Date

**CERTIFICATION**

**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 23rd day of March, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 34, Page(s) 960-961.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 31st day of March, 1998.

Nancy S. Gilbert, CMC, Deputy City Clerk