

**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:

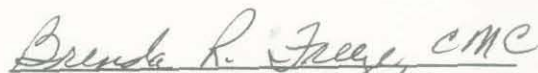
1. The City-County Tax Collector has collected certain taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time 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 28th day of September, 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, Brenda R. Freeze, 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 28th day of September, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 357-358.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of September, 1998.

  
Brenda R. Freeze, CMC, City Clerk

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE  
AUTHORIZING THE CHARLOTTE AVIATION DIRECTOR TO ACCEPT FEDERAL  
AVIATION ADMINISTRATION (FAA) GRANT AIP33

WHEREAS, the City of Charlotte has been offered Federal Aviation Administration Grant AIP33 during Federal Fiscal Year 98; and

WHEREAS, the above-referenced grant must be accepted during Federal Fiscal 98 (no later than September 30, 1998); and

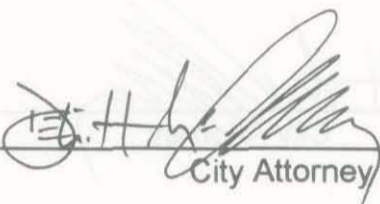
WHEREAS, the September 28, 1998 meeting is the last regularly scheduled Council business meeting prior to September 30, 1998; and

WHEREAS, the Charlotte City Council desires to authorize the City's Director of Aviation to accept the above-referenced FAA Grant on behalf of the City.

NOW, THEREFORE, be it resolved by the City Council of the City of Charlotte, in regular session duly assembled, as follows:

Pursuant to N.C.G.S. 160A-12, the Charlotte Director of Aviation is hereby authorized to accept on behalf of the City of Charlotte FAA Grant AIP 34.

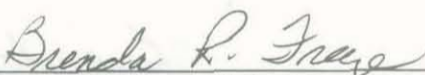
Approved as to form:

  
\_\_\_\_\_  
City Attorney

**CERTIFICATION**

I, Brenda R. Freeze, 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 28th day of September, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 359.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 6th day of October, 1998.

  
\_\_\_\_\_  
Brenda R. Freeze, CMC, 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 **COLONY ROAD EXTENSION-PHASE II 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 **COLONY ROAD EXTENSION-PHASE II PROJECT**; and estimated to be approximately **3,964 square feet (0.091 ac.) for 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. 211-361-17, said property currently owned by **RICHARD J. RINK and wife, MARIE L. RINK; RALPH R. MCMILLAN, Trustee; WIELAND FINANCIAL SERVICES, INC., Beneficiary; NATIONSBANC MORTGAGE CORP., Assignee**; 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.

**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:

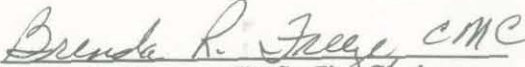
1. The City-County Tax Collector has collected certain taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time 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 28th day of September, 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, Brenda R. Freeze, 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 28th day of September, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 357-358.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of September, 1998.

  
Brenda R. Freeze, CMC, City Clerk

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

<u>Name</u>	<u>Amount of Refund</u>
	<u>Clerical Error</u>
Charlotte Day Care	\$ 194.14
First Union Corporation	3,858.11
Robert J Robinson	188.42
Robert J Robinson	188.42
Body Shop The	292.50
Robert J Robinson	153.61
Robert J Robinson	153.61
Robert J Robinson	153.61
Piper Glen Retail	1,088.01
Harrelson Ford Inc.	1,666.77
Helms Louis M Jr.	295.94
Total	<u>\$8,233.14</u>

*[Signature]*  
Clerk of the City of Charlotte

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE  
AUTHORIZING THE CHARLOTTE AVIATION DIRECTOR TO ACCEPT FEDERAL  
AVIATION ADMINISTRATION (FAA) GRANT AIP33

WHEREAS, the City of Charlotte has been offered Federal Aviation Administration Grant AIP33 during Federal Fiscal Year 98; and

WHEREAS, the above-referenced grant must be accepted during Federal Fiscal 98 (no later than September 30, 1998); and

WHEREAS, the September 28, 1998 meeting is the last regularly scheduled Council business meeting prior to September 30, 1998; and

WHEREAS, the Charlotte City Council desires to authorize the City's Director of Aviation to accept the above-referenced FAA Grant on behalf of the City.

NOW, THEREFORE, be it resolved by the City Council of the City of Charlotte, in regular session duly assembled, as follows:

Pursuant to N.C.G.S. 160A-12, the Charlotte Director of Aviation is hereby authorized to accept on behalf of the City of Charlotte FAA Grant AIP 34.

Approved as to form:

  
\_\_\_\_\_  
City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 28th day of September, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 359.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 6th day of October, 1998.

  
\_\_\_\_\_  
Brenda R. Freeze, CMC, City Clerk

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE  
AUTHORIZING THE CHARLOTTE AVIATION DIRECTOR TO ACCEPT FEDERAL  
AVIATION ADMINISTRATION (FAA) GRANT AIP34**

WHEREAS, the City of Charlotte has been offered Federal Aviation Administration Grant AIP34 during Federal Fiscal Year 98; and

WHEREAS, the above-referenced grant must be accepted during Federal Fiscal 98 (no later than September 30, 1998); and

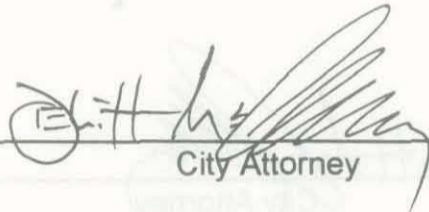
WHEREAS, the September 28, 1998 meeting is the last regularly scheduled Council business meeting prior to September 30, 1998; and

WHEREAS, the Charlotte City Council desires to authorize the City's Director of Aviation to accept the above-referenced FAA Grant on behalf of the City.

NOW, THEREFORE, be it resolved by the City Council of the City of Charlotte, in regular session duly assembled, as follows:

Pursuant to N.C.G.S. 160A-12, the Charlotte Director of Aviation is hereby authorized to accept on behalf of the City of Charlotte FAA Grant AIP 34.


Approved as to form:

  
\_\_\_\_\_  
City Attorney

**CERTIFICATION**

I, Brenda R. Freeze, 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 28th day of September, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 360.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 6th day of October, 1998.

  
\_\_\_\_\_  
Brenda R. Freeze, CMC, 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 **COLONY ROAD EXTENSION-PHASE II 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 **COLONY ROAD EXTENSION-PHASE II PROJECT**; and estimated to be approximately **3,964 square feet (0.091 ac.) for 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. 211-361-17, said property currently owned by **RICHARD J. RINK and wife, MARIE L. RINK; RALPH R. MCMILLAN, Trustee; WIELAND FINANCIAL SERVICES, INC., Beneficiary; NATIONS BANC MORTGAGE CORP., Assignee**; 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.



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

WHEREAS, the City Council of the City of Charlotte, North Carolina, has adopted a resolution authorizing the acquisition of certain real property as indicated below for the COLONY ROAD EXTENSION PHASE II PROJECT;

WHEREAS, the City Clerk is hereby authorized to execute the same on behalf of the City of Charlotte, North Carolina, in accordance with the provisions of this resolution and to sign any and all documents and instruments which may be required in connection with the acquisition of the property;

**CERTIFICATION**

I, Brenda R. Freeze, 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 28th day of September, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 361-362.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of September, 1998.

*Brenda R. Freeze, CMC*  
Brenda R. Freeze, CMC, City Clerk

RESOLUTION CLOSING PORTIONS OF THE WILSON ROW AND AN ALLEY LOCATED  
BETWEEN KEE COURT AND SOUTH TRYON 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 Wilson Row and an Alley 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 Wilson Row and an Alley 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 this portion of Wilson Row and an Alley, all as required by N.C.G.S. 160A-299; and

WHEREAS, the petitioner has provided a 15-foot Wilson Row and a 10-foot alleyway easement to BellSouth Telecommunications, Inc. And Charlotte Mecklenburg Utility Department to install, maintain, replace, and repair their facilities as shown on the map marked Exhibit "A" attached hereto and made a part hereof.

WHEREAS, the petitioner and abutting property owners have agreed to a distribution of right-of-way as shown in Exhibit "C" attached hereto and made a part hereof.

WHEREAS, the public hearing was held on the 28th day of September, 1998, and City Council determined that the closing a portion of Wilson Row and an Alley 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 September 28, 1998, that the Council hereby orders the closing of a portion of Wilson Row and an Alley in the City of Charlotte, Mecklenburg County, North Carolina 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 attached hereto and made a part hereof.

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, Brenda Freeze, 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 28th day of September, 1998,

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

RESOLUTION CLOSING PORTION OF THE WILSON ROW AND AN ALLEY LOCATED BETWEEN YORK STREET AND SOUTH TRYON STREET IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA.

the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 363-367.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of September, 1998.

*Brenda R. Freeze CMC*  
Brenda R. Freeze, CMC, City Clerk

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

Approved by the City of Charlotte - Box  
City of Charlotte

RESOLUTION

I, Brenda Freeze, City Clerk of the City of Charlotte, Mecklenburg County, North Carolina, do hereby certify that the foregoing is a true and correct copy of a Resolution adopted by the City Council of the City of Charlotte, Mecklenburg County, North Carolina, in regular session convened on the 29th day of September, 1998.

# Exhibit "B"

**LEGAL DESCRIPTION**  
A PORTION OF WILSON ROW  
TO BE REMOVED FROM DEDICATION  
0.2073 ACRE

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

**BEGINNING** at a new iron pin at the intersection of the westerly margin of Wilson Row (variable public right-of-way) and the westerly margin of an alley as shown in Block 7 on the plat of Wilmore, Section 1, recorded in Map Book 332, Page 96 of the Mecklenburg County Public Registry, said new iron being the common rear corner between Lots 2 and 16, Block 7, as shown on said map, and runs thence with the westerly margin of Wilson Row and with the rear of Lots 2 and 3 of Block 7 North 59-29-07 West, passing an existing iron at 50.17 feet and another existing iron at 100.00 feet, for a total distance of 125.00 feet to a new iron pin on the northerly line of Lot 4; thence with a new line North 25-54-03 East 66.59 feet to a new iron rod in the northerly margin of Wilson Row, said iron also being located along the southerly line of the E. J. Evans Property as described in Deed Book 6370, Page 235 of said Registry; thence with the northerly margin of Wilson Row and with the Evans Line South 59-47-27 East, a distance of 145.27 feet to an existing iron pin at the southerly terminus of Wilson Row, said iron being the intermediate rear corner of Lot 17; thence with the rear line of Lot 17 South 42-48-10 West 59.01 feet to an existing iron pin on the easterly margin of the alley shown on said plat of Wilmore recorded in Map Book 332, Page 96 of said Registry; thence with a new line crossing the alley South 44-27-45 West 9.77 feet to the point and place of **BEGINNING**, containing 9,028 square feet or 0.2073 acre as shown on a map by R. B. Pharr and Associates, P.A., dated September 10, 1996, and last revised July 21, 1998.



*[Faint signature]*  
City Clerk

RESOLUTION CLOSING A PORTION OF HEFNER DRIVE 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 Hefner Drive which calls for a public hearing on the question; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to Close Hefner Drive to be sent by registered 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 Hefner Drive, all as required by G.S. 160A-299; and

WHEREAS, the petition will provide an easement to 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 public hearing was held on the 28th day of September, 1998, and City Council determined that the closing of Hefner Drive 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 September 28, 1998, that the Council hereby orders the closing of Hefner Drive 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, Brenda Freeze, 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 28th day of September 1998. The reference having been made in Minute Book 112, page       , and recorded in full in Resolution Book 35, page 368-370.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of September, 1998.

*Brenda R. Freeze*  
Brenda R. Freeze, CMC,



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

THIS IS TO CERTIFY THAT ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 19\_\_\_\_ THIS MAP WAS MADE UNDER MY SUPERVISION. THIS MAP DOES NOT REPRESENT A HOLDING STATE OF THE PROPERTY SHOWN HEREON. BOUNDARY LINES WERE PLOTTED FROM EXISTING RECORDS OR FROM PREVIOUS SURVEYS BY R.H. PRATER & ASSOCIATES, P.A. THIS MAP IS NOT INTENDED TO BE USED FOR CONVEYANCES, RECORDATION OR SALES.



J.D. CHILDRESS &  
 F.W. KLEIN JR.  
 9330-346



SIGNED *C. Clark Neilson*

R. B. PIATT & ASSOCIATES, REGISTERED SURVEYORS  
 427 HANCOCK LANE  
 CHARLOTTE, N.C. 28204  
 TEL: (704) 378-7146



J.D. CHILDRESS &  
 F.W. KLEIN JR.  
 9659-244

J.D. CHILDRESS &  
 F.W. KLEIN JR.  
 9659-244

Exhibit "A"

LINE TABLE		
L1	N 58° 50' 32" W	20.00'
L2	S 31° 9' 28" W	20.00'
L3	S 58° 50' 32" E	20.00'

CURVE TABLE			
CURVE NO.	RADIUS	ARC	CHORD BEARING & DISTANCE
C1	25.00'	18.69'	S 9° 46' 36" W 18.26'
C2	25.00'	18.69'	N 57° 34' 19" E 18.26'

**HEFNER DRIVE**  
 (VARIABLE PUBLIC DEDICATED R/W)

J.D. CHILDRESS &  
 F.W. KLEIN ET AL  
 6084-264

J.D. CHILDRESS &  
 F.W. KLEIN ET AL  
 6084-264

**WEST TYVOLA ROAD**  
 (VARIABLE PUBLIC DEDICATED R/W)

AREA:  
 49666 SQ.FT.  
 1.1402 Ac.

J.D. CHILDRESS &  
 F.W. KLEIN  
 8759-883

J.D. CHILDRESS &  
 F.W. KLEIN ET AL  
 6084-264

**This is not a certified survey and no  
 reliance may be placed in its accuracy.**

I, RICHARD B. HOBBS, REVIEW TO ORDER OF MECKLENBURG COUNTY. CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATE IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

*Richard B. Hobbs*  
 Review Officer  
 Date 10/6/98

MAP OF:  
 1.1402 ACRE PARCEL OF LAND KNOWN AS HEFNER DRIVE

CHARLOTTE N.C.  
 CHILDRESS KLEIN PROPERTIES

PREPARED FOR \_\_\_\_\_  
 SCALE 1" = 60'  
 MAP BOOK \_\_\_\_\_ PAGE \_\_\_\_\_  
 DEED BOOK \_\_\_\_\_ PAGE \_\_\_\_\_

**Childress Klein Properties**  
Legal Description  
Hefner Drive Abandonment

Description:

Being that portion of Hefner Drive (variable public right-of-way) lying in the City of Charlotte and more particularly described as follows:

**BEGINNING** at an existing concrete monument at the northeasterly intersection of West Tyvola Road (variable public right-of-way) and Hefner Drive (variable public right-of-way) and runs thence with the easterly margin of Hefner Drive in nine (9) courses and distances as follows: 1) S. 58-52-22 E. 183.37 feet to an existing concrete monument; 2) with the arc of a circular curve to the right having a radius of 103.30 feet, an arc distance of 165.80 feet (chord: S. 13-48-58 E. 148.57 feet) to an existing concrete monument; 3) S. 31-09-28 W. 103.95 feet to a point; 4) S. 58-50-32 E. 20.00 feet to a point; 5) S. 31-09-28 W. 20.00 feet to a point; 6) N. 58-50-32 W. 20.00 feet to a point; 7) S. 31-09-28 W. 143.52 feet to a point; 8) with the arc of a circular curve to the left having a radius of 25.00 feet, an arc distance of 18.69 feet (chord: S. 09-46-36 W. 18.26 feet) to a point; 9) thence with the arc of a circular curve to the right having a radius of 50.00 feet an arc distance of 231.84 feet (chord: N. 58-48-34 W. 73.33 feet) to a point in the westerly margin of Hefner Drive; thence in three (3) courses and distances with the westerly margin of Hefner Drive as follows: 1) with the arc of a circular curve to the left having a radius of 25.00 feet, an arc distance of 18.69 feet (chord: N. 52-34-19 E. 18.26 feet) to an existing concrete monument; 2) N. 25-18-29 E. 300.32 feet to a new iron pin; 3) N. 58-52-22 W. 183.16 feet to an existing concrete monument, said point being the southeasterly intersection of West Tyvola Road and Hefner Drive; thence with the easterly margin of West Tyvola Road, if extended N. 19-57-41 E. 75.21 feet to the point and place of **BEGINNING**. Containing 1.1402 acre or 49,666 square feet as shown on a survey prepared by R.B. Pharr & Associates, P.A. dated May 15, 1998.

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

**RESOLUTION PROPOSING TO ACCEPT AN OFFER TO PURCHASE AND LEASE CITY OWNED PROPERTY LOCATED IN FIRST WARD,**

**WHEREAS**, the City owns certain property which was acquired for neighborhood development, consisting of approximately 3.8 acres including all, or portions of tax codes 080-102-01; 080-111-01 through 05; and 080-111-01, 02, being more particularly described in Exhibit A, attached hereto; and

**WHEREAS**, the City has received an Offer to Purchase for the purchase of a portion of such real property and an offer to lease the remainder of such property, subject to the terms and conditions stated in said Lease Agreement, a copy of both are attached hereto as Exhibit B; and

**WHEREAS**, it is in the public interest to return the property to private ownership for tax purposes; and

**WHEREAS**, the City proposes to accept said Offer for the sale of property, subject to its terms and conditions, under the provisions and authority of N.C.G.S. §160A-457 and for the lease of property, subject to the terms and conditions of the Lease Agreement, under the provisions and authority of § 9.126 of the Charter of the City of Charlotte.

**NOW, THEREFORE, BE IT RESOLVED**, that Trinity Episcopal School, a North Carolina Non-Profit Corporation submitted an offer of Three Hundred Thirty Seven Thousand, Five Hundred Ninety Dollars, (\$337,590.00)


**BE IT FURTHER RESOLVED**, that a public hearing was scheduled for September 28, 1997 in accordance with N.C.G.S. §160A-457; and

**BE IT FURTHER RESOLVED**, that after the public hearing, the City Council hereby approves the offer and sell the property to Trinity Episcopal School, a North Carolina Non-Profit Corporation and the Lease of the remainder of the aforementioned property to Trinity Episcopal School pursuant to said Lease Agreement.

CERTIFICATION

I, Brenda R. Freeze, CMC, 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 28th day of Sept., 1998, and the reference having been made in Minute Book 112, Page       , and recorded in full in Resolutions Book 35, Page 371.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of Sept., 1998.

  
Brenda R. Freeze, CMC, City Clerk



**RESOLUTION PROPOSING TO ACCEPT AN OFFER TO PURCHASE CITY OWNED PROPERTY LOCATED IN FIRST WARD,**

**WHEREAS**, the City owns certain property which was acquired for neighborhood development, consisting of approximately 7.9 acres including all, or portions of tax codes 080-061-02; 080-075-01; 080-102-01, 02 and 13; 080-111-01 through 05 and 080-113-01, being more particularly described in Exhibit A, attached hereto; and

**WHEREAS**, the City has received an Offer to Purchase such real property, subject to the terms and conditions stated in said Offer, a copy of which is attached hereto as Exhibit B; and

**WHEREAS**, it is in the public interest to return the property to private ownership for tax purposes; and

**WHEREAS**, the City proposes to accept said Offer, subject to its terms and conditions, under the provisions and authority of N.C.G.S. §160A-457.

**NOW, THEREFORE, BE IT RESOLVED**, that NationsBank Community Development Corporation (NBCDC) submitted an offer of One Million Five-Hundred Ninety-Three Thousand, Three-Hundred Sixty One Dollars (\$1593,361.00),

**BE IT FURTHER RESOLVED**, that a public hearing was scheduled for September 28, 1997 in accordance with N.C.G.S. §160A-457; and

**BE IT FURTHER RESOLVED**, that after the public hearing, the City Council may approve the offer and sell the property to NBCDC.

CERTIFICATION

I, Brenda R. Freeze, CMC, 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 28th day of Sept., 1998, and the reference having been made in Minute Book 112, Page     , and recorded in full in Resolutions Book 35, Page 372.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 29th day of Sept., 19 98.

*Brenda R. Freeze, CMC*  
Brenda R. Freeze, CMC, City Clerk

**JOINT RESOLUTION OF THE MECKLENBURG COUNTY BOARD OF COMMISSIONERS, CHARLOTTE CITY COUNCIL AND CONTINGENCY PLANNING ASSOCIATION OF THE CAROLINAS ACCEPTING AN INVITATION FROM THE FEDERAL EMERGENCY MANAGEMENT AGENCY TO JOIN THE "PROJECT IMPACT" DISASTER RESISTANT COMMUNITY INITIATIVE**

**WHEREAS**, the County of Mecklenburg has in the past and will in the future suffer damage from hurricanes, ice/snow storms, flooding, and earthquakes; and

**WHEREAS**, Mecklenburg County, the City of Charlotte and the Contingency Planning Association of the Carolinas (CPAC) value sound mitigation planning and implementation of effective mitigation practices for the protection of families, homes, businesses, and livelihood; and

**WHEREAS**, the Federal Emergency Management Agency (FEMA) has started an initiative called Project Impact that focuses on establishing or strengthening public-private partnerships to help with the development of Disaster Resistant Communities; and

**WHEREAS**, Mecklenburg County and the City of Charlotte are already cooperating with the CPAC to reduce losses from natural disasters; and

**WHEREAS**, Project Impact aims to reduce the costs of disasters, challenge communities to build or strengthen partnerships, to assess vulnerabilities to natural hazards and to implement actions that protect families, homes, and businesses by preparing for and reducing the damaging effects of natural disasters; and

**WHEREAS**, the FEMA Director James Lee Witt invited Mecklenburg County and the City of Charlotte to become a Project Impact community in North Carolina; now, therefore, be it

**RESOLVED** by the Mecklenburg County Board of Commissioners, the Charlotte City Council and the Contingency Planning Association of the Carolinas that they each accept the invitation to participate in the "Project Impact" Disaster Resistant Community initiative and commit to strengthening the existing public-private partnership as they strive to reduce losses due to natural disasters.

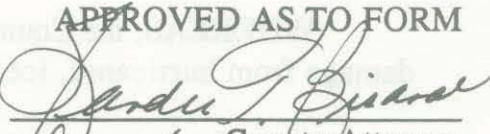
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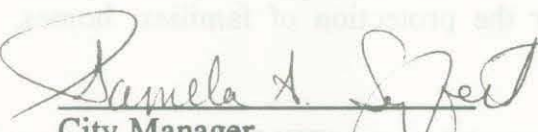
**ADOPTED** the 11th day of August, 1998 by the Mecklenburg County Board of Commissioners.


**ADOPTED** the 28th day of September, 1998 by the Charlotte City Council.

**ADOPTED** the 7th day of October, 1998 by the Contingency Planning Association of the Carolinas.

  
County Manager

APPROVED AS TO FORM  
  
Deputy County Attorney

  
City Manager

  
CPAC Chairman

**CERTIFICATION**

I, Brenda R. Freeze, 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 28th day of September, 1998, the reference having been made in Minute Book 112, and recorded in full in Resolution Book 35, Page(s) 373-374.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15th day of October, 1998.

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Brenda R. Freeze, CMC, City Clerk

AUG 11 1998