

ORDINANCE NO. 1188

AN ORDINANCE AMENDING
CHAPTER 9

AN ORDINANCE AMENDING CHAPTER 9, (FLOODWAY REGULATIONS)
OF THE CODE OF THE CITY OF CHARLOTTE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE,
NORTH CAROLINA:

Section 1. Chapter 9, is hereby amended as follows:

- A. Amend CHAPTER 9: FLOODWAY REGULATIONS, ARTICLE 3: GENERAL PROVISIONS, Section 9-7: LAND TO WHICH THIS CHAPTER APPLIES, by adding the "Mallard Creek Revised Flood Areas Maps" to the official flood areas map series.

The revised subsection will then read as follows:

This chapter shall apply to all lands within the area shown on the official flood areas map series **or the Mallard Creek Revised Flood Areas Maps** as being located within the boundaries of the floodway and/or floodway-fringe districts or land adjacent to the floodway-fringe if it is effected by the work that is taking place.

- B. Amend CHAPTER 9: FLOODWAY REGULATIONS, ARTICLE 3: GENERAL PROVISIONS, Section 9-8: BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD, by adding the statement "Provided, however, those areas of special flood hazard identified in the Mallard Creek Revised Flood Areas Maps and other supporting data, shall be governed by said Maps."

The revision subsection will then read as follows:

The areas of special flood hazard identified by the Federal Emergency Management Agency in its FIRM Maps and the City of Charlotte and Mecklenburg County in their official flood areas map series, with accompanying maps and other supporting data, and any revision thereto, are adopted by reference and declared to be a part of this ordinance. **Provided, however, those areas of special flood hazard identified in the Mallard Creek Revised Flood Areas Maps and other supporting data, shall be governed by said Maps.**

- C. Amend CHAPTER 9: FLOODWAY REGULATIONS, ARTICLE 5": PROVISIONS FOR FLOOD HAZARD REDUCTION, Section 9-21: SPECIFIC STANDARDS, by adding the statements "Provided, however, residential construction in the areas of special flood hazard identified on the Mallard Creek Revised Flood Areas Maps shall have the lowest floor, including basement, and

attached garages elevated no lower than two (2) feet above the base flood elevation as shown on said Maps.” to section 9-21(1); and “Provided, however, construction of any commercial, industrial, or nonresidential structure in the areas of special flood hazard identified on the Mallard Creek Revised Flood Areas Maps, shall have the lowest floor, including basement, elevated no lower than two (2) feet above the base flood elevation as shown on said Maps.” to section 9-21(2).


The revised subsection will then read as follows:

In all areas of special flood hazard where base flood elevation data has been provided, as set forth in Article III, section 9-8 and Article IV, section 9-17 (10), the following provisions are required:

- (1) ***Residential Construction.*** New construction or substantial improvement of any residential structure shall have the lowest floor, including basement, and attached garages elevated no lower than one (1) foot above the base flood elevation. **Provided, however, residential construction in the areas of special flood hazard identified on the Mallard Creek Revised Flood Areas Maps shall have the lowest floor, including basement, and attached garages elevated no lower than two (2) feet above the base flood elevation as shown on said Maps.** Should solid foundation perimeter walls be used to elevate a structure, openings sufficient to facilitate the unimpeded movements of floodwaters shall be provided.
- (2) ***Nonresidential Construction.*** New construction or substantial improvement of any commercial, industrial, or nonresidential structure shall have the lowest floor, including basement, elevated no lower than (one foot) above the level of the base flood elevation. **Provided, however, construction of any commercial, industrial, or nonresidential structure in the areas of special flood hazard identified on the Mallard Creek Revised Flood Areas Maps, shall have the lowest floor, including basement, elevated no lower than two (2) feet above the base flood elevation as shown on said Maps.** Structures located in the floodway-fringe or the floodway may be flood-proofed in lieu of elevation, provided that all areas of the structure below the required elevation are watertight with walls substantially impermeable to the passage of water, using structural components having the capability of resisting hydrostatic and hydrodynamic loads and the effects of buoyancy. A registered professional engineer or architect shall certify that the standards of this subsection are satisfied. Such certification shall be provided to the official as set forth in Article IV, section 9-16 (5).

Section 2. That this ordinance shall become effective upon its adoption.


Approved as to form:


Asst. 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 an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of January, 1999, the reference having been made in Minute Book 113, and recorded in full in Ordinance Book 49, Page(s) 180-182.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of January, 1999.


Nancy S. Gilbert, CMC, Deputy City Clerk

ORDINANCE NO. 1189-X

0-28

AN ORDINANCE TO AMEND ORDINANCE NO. 1059-X, THE 1998-99 BUDGET ORDINANCE, PROVIDING APPROPRIATIONS FOR THE PROVISION OF SERVICES IN FOUR ANNEXATION AREAS.

BE IT ORDAINED by the City Council of the City of Charlotte, North Carolina;

Section 1. That the following amounts are hereby appropriated for the operation of City government services in four annexation areas for the indicated effective dates according to the following schedules:

**SCHEDULE A. GENERAL FUND 0101
(FY00- EFFECTIVE JULY 1, 1999)**

TOTAL GENERAL FUND \$ 1,233,427

**SCHEDULE B. POWELL BILL 0120
(FY00- EFFECTIVE JULY 1, 1999)**

TOTAL POWELL BILL FUND \$ 113,125

Section 2. It is estimated that the following revenues will be available during the indicated fiscal years to meet the appropriations shown in Section 1 according to the following schedules:

**SCHEDULE A. GENERAL FUND 0101
(FY00- EFFECTIVE JULY 1, 1999)**

Property Tax (does not reflect reduction of \$420,542 in Police Services Revenue)	\$ 1,661,799
Business Privilege	30,775
Cable TV	32,741
Animal Licenses	9,686
Utility Franchise	155,680
Beer and Wine Tax	28,167
Motor Vehicle Licenses	11,831
Solid Waste Fees	78,672
Charges for Current Services	39,800
TOTAL GENERAL FUND	\$ 2,049,151

**SCHEDULE B. POWELL BILL 0120
(FY00- EFFECTIVE JULY 1, 1999)**

State Gas Tax Refund	\$ 241,870
TOTAL POWELL BILL FUND	\$ 241,870

Section 3. That the sum of \$413,252 is hereby estimated to be available from Property Taxes in the following Funds and becomes available for appropriation within these same Funds.

<u>Fund</u>	<u>Amount</u>
Municipal Debt Service	\$ 304,223
Pay As You Go	98,917
Storm Water	10,112
Total	\$ 413,252

Section 4. That the sum \$59,153 is hereby estimated to be available from Motor Vehicle Licenses in Transit Fund 7801 and becomes available for appropriation within this Fund.

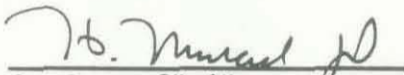
Section 5. That the sum of \$87,165 included in Section 1, Schedule A above for payment to private garbage haulers is estimated to require authorization past the end of the fiscal year. Therefore, this amount and its authorization shall remain in effect for the duration of the payment process.

Section 6. That the sum of \$232,086 included in Section 1, Schedule A above for payment to voluntary fire stations for debt payout agreements is estimated to require authorization past the end of the fiscal year. Therefore, this amount and its authorization shall remain in effect for the duration of the payment process.

Section 7. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 8. It is the intent of this ordinance to be effective July 1, 1999.

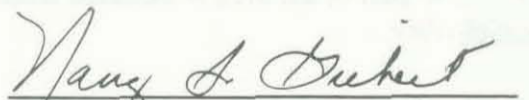
Approved as to form:


D. D. D. 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 an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of January, 1999, the reference having been made in Minute Book 113, and recorded in full in Ordinance Book 49, Page(s) 183-184.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of January, 1999.


Nancy S. Gilbert, CMC, Deputy City Clerk

ORDINANCE NO. 1190-X

SARDIS ROAD AREA

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS FOR THE CITY OF CHARLOTTE UNDER THE AUTHORITY GRANTED BY PART 3, ARTICLE 4A, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA.

WHEREAS, all of the prerequisites to adoption of this ordinance prescribed in Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina, have been met (including, but not limited to, the adoption on September 23, 1998 of a resolution stating the intent of the City of Charlotte to consider annexation of the Sardis Road Area); and

WHEREAS, the City Council has taken into full consideration the statements presented at the public hearing held on the 19th day of November, 1998, on the question of this annexation; and

WHEREAS, the City Council has concluded and hereby declares that annexation of the area described herein is necessary to the orderly growth and development of the City of Charlotte.

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

Section 1. That from and after the 30th day of June, 1999, the effective date of this annexation, the following territory shall be annexed to and become a part of the City of Charlotte, and the corporate limits of the City of Charlotte shall on said 30th day of June, 1999, be extended to include said territory more particularly described by metes and bounds set forth in Exhibit A, attached hereto and specifically incorporated as a part of this ordinance.

Section 2. That the City Council does hereby specifically find and declare that the above-described territory meets the requirements of G.S. § 160A-48, in that:

A. The Area proposed to be annexed meets the general standards of G.S. § 160A-48(b) as follows:

- (1) The area is contiguous as defined in G.S. § 160A-53, to the City's boundary as of the time of the beginning of this annexation proceeding.
- (2) The aggregate boundary of the area is 4,410 feet of which 2,160 feet or more than forty-eight percent (48.9%) coincides with the present city boundary.
- (3) No part of the area is included within the boundary of another incorporated municipality.

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B. The area proposed to be annexed meets the requirements of G.S. § 160A-48(c)(1) as follows:

The area qualifies for annexation under the standard of two persons per acre of land as set forth in G.S. § 160A-48(c)(1). The area has an estimated total population of 4.86 persons per acre. This estimate is made in accordance with G.S. § 160A-54(1). There are 40 dwelling units in the area, which when multiplied by the average household size (according to the last federal decennial census for which such information is available) results in an estimated total resident population of 113. After allowing for a reasonable vacancy rate of 7.5%. This population, when divided by the total number of acres (23.26) results in a population density of 4.86 persons per acre.

C. The area proposed to be annexed meets the requirements of G.S. § 160A-48(c)(3) as follows:

The area qualifies for annexation under the standards of at least one person for each acre of land and is subdivided in a manner that conforms with the requirements of G.S. § 160A-48(c)(2). There are a total number of 57 lots and tracts within the area, and of that number there are 57 lots and tracts of one acre or less in size, which equals 100% of the total. Furthermore, there are a total of 20.89 acres (excluding streets) in the area, and of that number 20.89 acres consist of lots and tracts of five acres or less in size, which represents 100% of the total acreage. Finally, in accordance with the provisions of G.S. § 160A-54(1), the area has an estimated total population of 4.86 persons per acre, as set forth in Section 2(B) above.

D. The area proposed to be annexed meets the requirements of G.S. § 160A-48(c)(2) as follows:

There are a total number of 57 lots and tracts within the area, and of that number 40 or 70.2% of the total number of lots and tracts, are used for residential, commercial, industrial, institutional, or governmental purposes. Furthermore, after excluding the acreage used for commercial, industrial, governmental, or institutional purposes, 20.89 acres remain. Of that acreage, 20.89 acres or 100% are in lots or tracts five acres or less in size.

E. In determining the population of the area, it has been assumed that up to seven and one-half percent (7.5%) of the dwelling units in the area may be vacant. This assumption is not a finding that any of the dwelling units in the area are vacant in fact. The purpose of this assumption is to allow for possible application of the following factors: any dwelling unit(s) which may not be habitable, to the extent such a condition precludes the consideration of such dwelling unit(s) in determining the population of the area; errors, if any, as to the existence of one or more dwelling units; and other factors which may result in one or more dwelling units being vacant.

Section 3. That it is the purpose and intent of the City of Charlotte, to provide services to the area being annexed under this ordinance, as set forth in the report of plans for services approved by the City Council on the 12th day of October, 1998 and filed in the office of the Clerk for public inspection.

Section 4. That the City Council does hereby specifically find and declare that, on the effective date of annexation prescribed in Section 1 hereof, the City of Charlotte will have authority to issue bonds under the provisions of Sub-chapter IV of Chapter 159 of the General Statutes, if necessary, in an amount sufficient to finance the estimated costs of construction of any water and sewer facilities found necessary in the report of plans for services to extend the basic water and sewer system into the area to be annexed under this ordinance.

Section 5. That from and after the effective date of this annexation, the territory annexed and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Charlotte, and shall be entitled to the same privileges and benefits as other parts of the city.

Section 6. That the newly annexed territory described hereinabove shall be subject to City taxes according to G.S. § 160A-58.10.

Section 7. That the Mayor of the City of Charlotte shall cause an accurate map of the annexed territory described in Section 1, hereof, together with a duly certified copy of this ordinance, to be recorded in the office of the Register of Deeds of Mecklenburg County, and in the office of the Secretary of State in Raleigh.

Adopted this 25th day of January, 1999.

CITY OF CHARLOTTE

By: *Pamela A. Syfert*
Pamela A. Syfert, City Manager

ATTEST:



Nancy Gilbert
Nancy Gilbert, CMC, Deputy City Clerk

Approved as to form:

[Signature]
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 an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of January, 1999, the reference having been made in Minute Book 113, and recorded in full in Ordinance Book 49, Page(s) 185-190 A

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 2nd day of February, 1999.

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



FY99

Annexation Area Description

Sardis Road

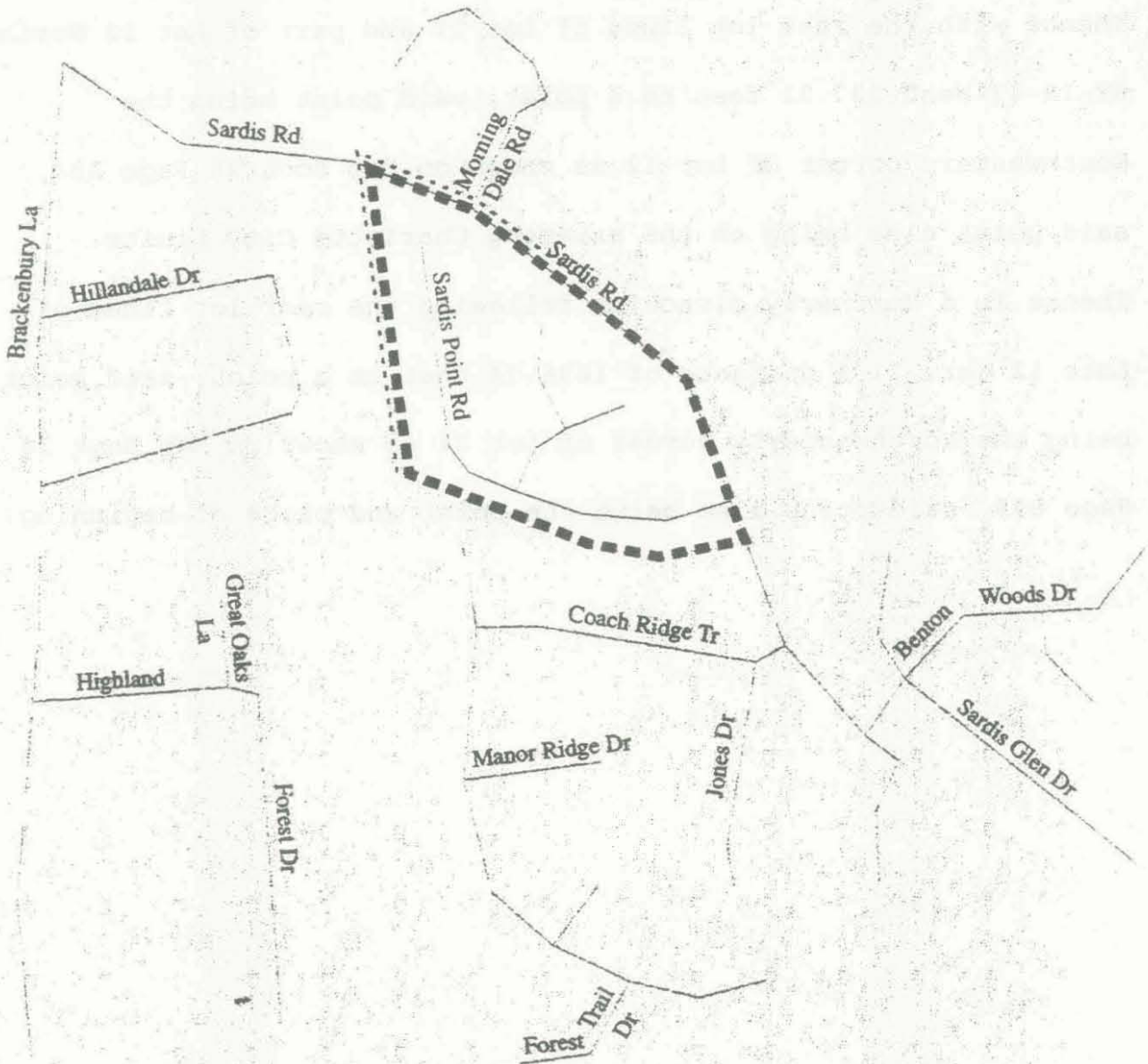
Beginning at a point on the existing CHARLOTTE CITY LIMITS, said point being the Northeasterly corner of Lot 25 as shown on Map Book 7 page 799, and also being the Northwesterly corner of Lot 21 as shown on Map Book 28 page 899, and also being on the Southern Right-of-Way margin of Sardis Road. Thence in a Southeasterly direction following the Southern Right-of-Way of Sardis Road a distance of approximately 1940 feet to a point; said point being the Southeasterly corner of Lot 1 as shown on Map Book 26 page 892, said point also being on the current Matthews City Limits. Thence following the Current Matthews City Limits and the rear lot lines of Lots 1, 2 and 3 as shown on Map Book 26 page 892 a distance of 328.07 feet to a point; said point being the Southwesterly corner of Lot 3 as shown on Map Book 26 page 892, said point also being the Southeasterly corner of Lot 4 as shown on Map Book 26 page 893. Thence continuing with the current Matthews City Limits and the rear lot lines of Lots 4 thru 10 as shown on Map Book 26 page 893 a distance of 558.13 feet to a point; said point being the Southwesterly corner of Lot

10 as shown on Map Book 26 page 893, said point also being the Southeasterly corner of Lot 11 as shown on Map Book 28 page 899. Thence with the rear lot lines of Lot 11 and part of Lot 12 North 69-15-43 West 237.31 feet to a point; said point being the Southwestern corner of Lot 12 as shown on Map Book 28 Page 899, said point also being on the existing Charlotte City Limits. Thence in a Northerly direction following the rear lot lines of Lots 12 thru 21 a distance of 1096.74 feet to a point; said point being the Northwesterly corner of Lot 21 as shown on Map Book 28 Page 899, said point also being the point and place of beginning.



Sardis Road Annexation Area, 1999

January 25, 1999
Ordinance Book 49, Page 190A



*This map is not a certified survey
& has not been reviewed by a
government agency for compliance
with any applicable land
development regulations*

----- City of Charlotte
- - - - Annexation Boundary



ORDINANCE NO. 1191-X

SOUTH BOULEVARD/U.S. 521 AREA

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS FOR THE CITY OF CHARLOTTE UNDER THE AUTHORITY GRANTED BY PART 3, ARTICLE 4A, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA.

WHEREAS, all of the prerequisites to adoption of this ordinance prescribed in Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina, have been met (including, but not limited to, the adoption on September 23, 1998 of a resolution stating the intent of the City of Charlotte to consider annexation of the South Boulevard/U.S. 521 Area); and

WHEREAS, the City Council has taken into full consideration the statements presented at the public hearing held on the 19th day of November, 1998, on the question of this annexation; and

WHEREAS, the City Council has concluded and hereby declares that annexation of the area described herein is necessary to the orderly growth and development of the City of Charlotte.

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

Section 1. That from and after the 30th day of June, 1999, the effective date of this annexation, the following territory shall be annexed to and become a part of the City of Charlotte, and the corporate limits of the City of Charlotte shall on said 30th day of June, 1999, be extended to include said territory more particularly described by metes and bounds set forth in Exhibit A, attached hereto and specifically incorporated as a part of this ordinance.

Section 2. That the City Council does hereby specifically find and declare that the above-described territory meets the requirements of G.S. § 160A-48, in that:

A. The Area proposed to be annexed meets the general standards of G.S. § 160A-48(b) as follows:

- (1) The area is contiguous as defined in G.S. § 160A-53, to the City's boundary as of the time of the beginning of this annexation proceeding.
- (2) The aggregate boundary of the area is 13,214 feet (2.50 miles) of which 6,409 feet (1.21 miles) or forty-nine percent (49%) coincides with the present city boundary.
- (3) No part of the area is included within the boundary of another incorporated

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municipality.

B. Except for the portion of the area described in Section 2(C) below, the area proposed to be annexed meets the requirements of G.S. § 160A-48(c)(3) as follows:

There are a total number of 10 lots and tracts within the area, and of that number 7 or 70.0% of the total number of lots and tracts, are used for residential, commercial, industrial, institutional, or governmental purposes. Furthermore, after excluding the acreage used for commercial, industrial, governmental, or institutional purposes, 4.07 acres remain. Of that acreage, 4.07 acres or 100% are in lots or tracts five acres or less in size.

C. The area qualifies for annexation under the standards set forth in G.S. §160A-48(c)(3). A portion of the proposed annexation area does not meet the requirements of G.S. § 160A-48(c), but does meet the requirements of G.S. § 160A-48(d)(2). This portion of the area is adjacent, on at least sixty percent (60%) of its external boundary, to a combination of the present city boundary and the portion of the area developed for urban purposes as defined in Section 2(B) above. The aggregate boundary of this undeveloped portion of the area is 4,790 feet of which 4,790 feet or 100% coincides with the present city boundary and the developed portion of the area (see the Map of D-Land Connection, page 6 of the report described in Section 3 below). This undeveloped portion of the area contains 11.45 acres.

Section 3. That it is the purpose and intent of the City of Charlotte, to provide services to the area being annexed under this ordinance, as set forth in the report of plans for services approved by the City Council on the 12th day of October, 1998 and filed in the office of the Clerk for public inspection.

Section 4. That the City Council does hereby specifically find and declare that, on the effective date of annexation prescribed in Section 1 hereof, the City of Charlotte will have authority to issue bonds under the provisions of Sub-chapter IV of Chapter 159 of the General Statutes, if necessary, in an amount sufficient to finance the estimated costs of construction of any water and sewer facilities found necessary in the report of plans for services to extend the basic water and sewer system into the area to be annexed under this ordinance.

Section 5. That from and after the effective date of this annexation, the territory annexed and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Charlotte, and shall be entitled to the same privileges and benefits as other parts of the city.

Section 6. That the newly annexed territory described hereinabove shall be subject to City taxes according to G.S. § 160A-58.10.

Section 7. That the Mayor of the City of Charlotte shall cause an accurate map of the annexed territory described in Section 1, hereof, together with a duly certified copy of this ordinance, to be recorded in the office of the Register of Deeds of Mecklenburg County, and in

the office of the Secretary of State in Raleigh.

Adopted this 25th day of January, 1999.

CITY OF CHARLOTTE

By: *Pamela A. Syfert*
Pamela A. Syfert, City Manager

ATTEST:

Nancy S. Gilbert
Nancy S. Gilbert, CMC, Deputy City Clerk
Approved as to form:
[Signature]
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 an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of January, 1999, the reference having been made in Minute Book 113, and recorded in full in Ordinance Book 49, Page(s) 191-197 A

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 2nd day of February, 1999.

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



FY99

Annexation Area Description

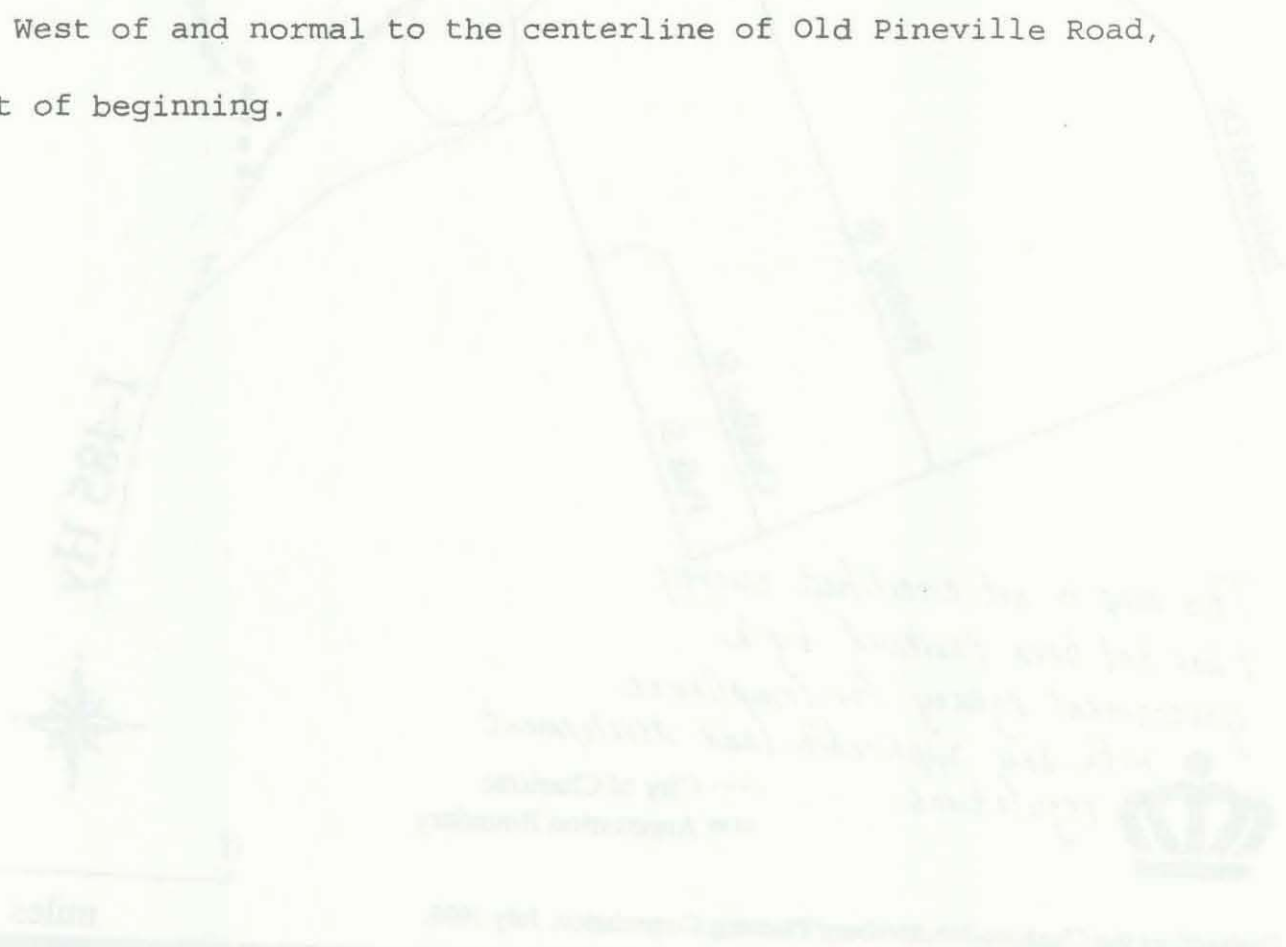
South Boulevard/US 521

Beginning at a point on the existing CHARLOTTE CITY LIMITS said point being 40 feet West of and normal to the centerline of Old Pineville Road (formerly); thence in a Northerly direction following the centerline of Southern Railroad right-of-way and crossing Old Pineville Road (formerly) approximately 70 feet to a point, said point being on the centerline of Southern Railroad right-of-way, said point also being in the Northerly right-of-way margin of Old Pineville Road (formerly), said point also being the Westerly corner of the property as described in Deed Book 5247, page 690; thence, in a Northerly direction following the centerline of Southern Railroad right-of-way with both the Charlotte City Limits line and the Pineville City Limits line with the arc of a circular curve to the left having a radius of 2,864.79 feet and an arc distance of 191.96 feet to a point, said point being the Northerly corner of said Deed, said point also being on the centerline of the Southern Railroad right-of-way; thence continuing with said Deed South 06-02-00 West, 247.5 feet to a point; thence South 06-02-00 West, 5.41 feet to a point, said point being on the Northerly right-of-way margin of Old Pineville Road (formerly), said point being on the existing

Pineville City Limits line; said point also being the Southeasterly corner of Tract 2, as described in said Deed; thence in an Easterly direction with the controlled access line for approximately 140 feet to a point, said point shown on North Carolina Department of Transportation project no. 4.49006 plans as Station 56+65 Y4, existing centerline U.S.521, also being with the proposed controlled access line a distance of approximately 380 feet to a point; thence in an Easterly direction with the controlled access line and with the line of Deed Book 5030, page 504, South 72-47-16 East, approximately 175 feet to a point, said point being on the centerline of U.S. 521, said point also being on the Northerly line as described in said Deed; thence in a Southerly direction with the controlled access line of relocated U.S.521, said line being 100 feet normal and parallel with the centerline of U.S.521 for approximately 526.52 feet to a point, said point being also 100 feet normal and West of the centerline of relocated U.S.521; thence in an Easterly direction crossing U.S.521, approximately 200 feet to a point; thence in a Northerly direction with the controlled access line of proposed relocated U.S.521 approximately 480 feet to a point, said point being 120 feet normal to the centerline of proposed U.S.521; thence in an Easterly direction with the Southerly controlled access line for the Outer Loop approximately 330 feet to a point, said point

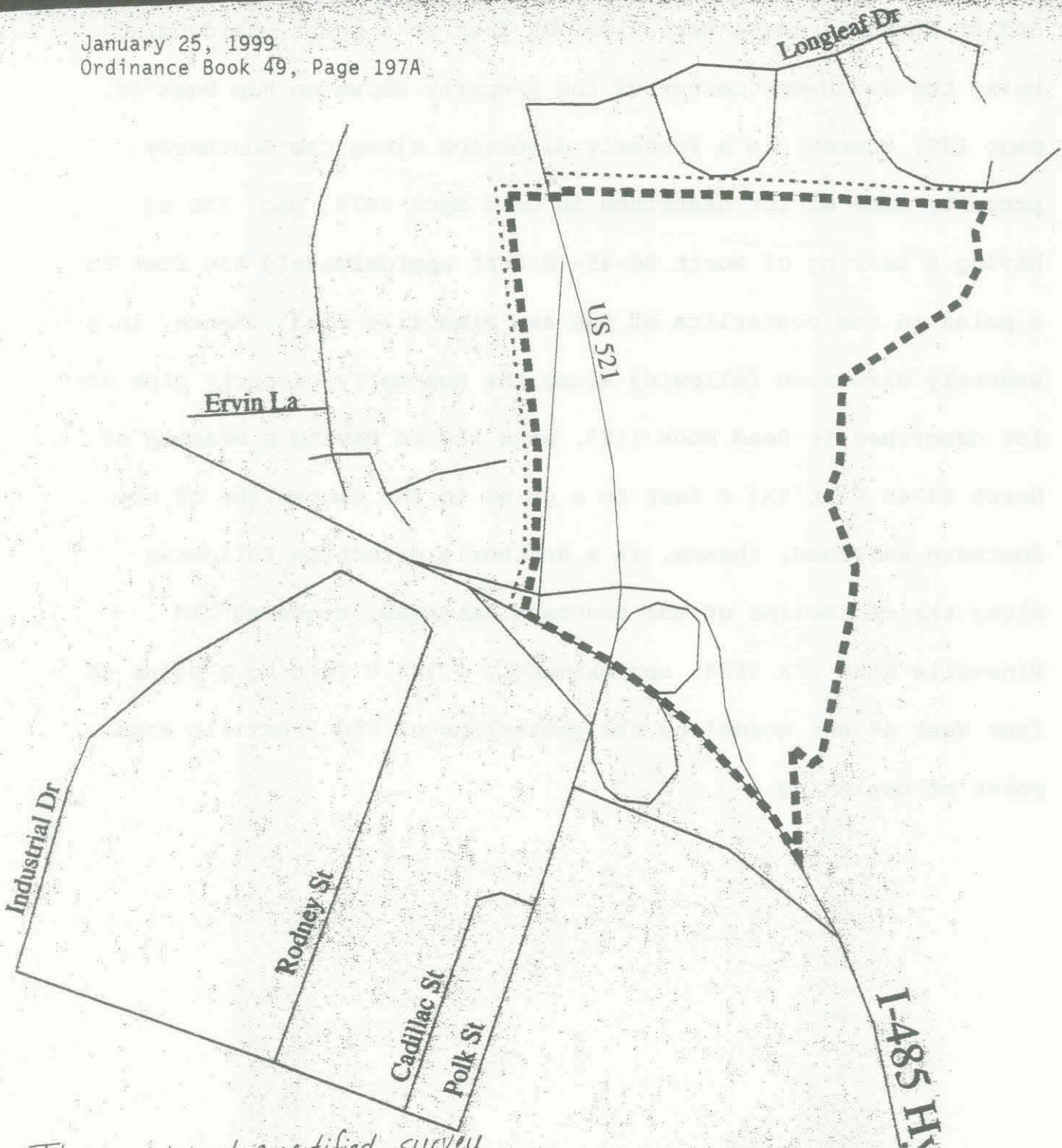
being the intersection of the Westerly line of the property described in Deed Book 6285, page 895 with the Easterly line of the property described in Deed Book 8617, page 936; thence, with the two courses of southern lines of Deed Book 5007, page 324, said line also being the Southerly controlled access line for the Outer Loop, said line being described as South 68-23-00 East, 416.48 feet to a point; thence, (line 2) South 51-02-31 East, 586.67 feet to a point, said point being the Northeasterly most corner of the property as described in Deed Book 6285, page 895; thence in a Northerly direction with Little Sugar Creek with a line as described in said Deed Book as North 00-48-09 East, 152.48 feet to a point, said point being in the centerline of Little Sugar Creek, said point also being described as the Northwesternly most corner of Tract 2 as described in Deed Book 1600, page 592, said point also being further described as a Southwesterly corner of a tract in said Deed Book 4206, pages 120 through 124; thence, in a Northerly direction along the Westerly lot line of a tract as described in said Deed Book 4206, pages 120 through 124 as meandering with the centerline of Little Sugar Creek approximately 4,300 feet to a point, in the centerline of Little Sugar Creek; thence, in a Northwesternly direction property line of the tract shown in Map Book 15, pages 241 and 139, described in two courses as 1) North 87-24-06 West 273.33 feet,

and 2) North 84-44-34 West 2,059.25 feet to a point, said point being the Southwest corner of the property shown on Map Book 15, page 139; thence, in a Westerly direction along the Southerly property line of lot described in Deed Book 2639, page 336 as having a bearing of North 84-45-15 West approximately 650 feet to a point in the centerline of the new Pineville Road; thence, in a Westerly direction following along the Southerly property line of lot described in Deed Book 1153, page 224 as having a bearing of North 84-45 West 323.0 feet to a point in the centerline of the Southern Railroad; thence, in a Southerly direction following along the centerline of the Southern Railroad, crossing Old Pineville Road (SR 1134) approximately 3,373.0 feet to a point 40 feet West of and normal to the centerline of Old Pineville Road, point of beginning.



South Blvd / US 521 Annexation Area, 1999

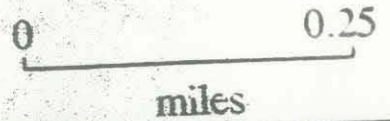
January 25, 1999
Ordinance Book 49, Page 197A



*This map is not a certified survey
it has not been reviewed by a
government agency for compliance
with any applicable land development
regulations.*



- City of Charlotte
- ==== Annexation Boundary



Produced by the Charlotte-Mecklenburg Planning Commission, July 1998.

ORDINANCE NO. 1192-X

WEST BOULEVARD AREA

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS FOR THE CITY OF CHARLOTTE UNDER THE AUTHORITY GRANTED BY PART 3, ARTICLE 4A, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA.

WHEREAS, all of the prerequisites to adoption of this ordinance prescribed in Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina, have been met (including, but not limited to, the adoption on September 23, 1998 of a resolution stating the intent of the City of Charlotte to consider annexation of the West Boulevard Area); and

WHEREAS, the City Council has taken into full consideration the statements presented at the public hearing held on the 19th day of November, 1998, on the question of this annexation; and

WHEREAS, the City Council has concluded and hereby declares that annexation of the area described herein is necessary to the orderly growth and development of the City of Charlotte.

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

Section 1. That from and after the 30th day of June, 1999, the effective date of this annexation, the following territory shall be annexed to and become a part of the City of Charlotte, and the corporate limits of the City of Charlotte shall on said 30th day of June, 1999, be extended to include said territory more particularly described by metes and bounds set forth in Exhibit A, attached hereto and specifically incorporated as a part of this ordinance.

Section 2. That the City Council does hereby specifically find and declare that the above-described territory meets the requirements of G.S. § 160A-48, in that:

A. The Area proposed to be annexed meets the general standards of G.S. § 160A-48(b) as follows:

- (1) The area is contiguous as defined in G.S. § 160A-53, to the City's boundary as of the time of the beginning of this annexation proceeding.
- (2) The aggregate boundary of the area is 14,871 feet (2.82 miles) of which 14,871 feet (2.82 miles) or one hundred percent (100%) coincides with the present city boundary.
- (3) No part of the area is included within the boundary of another incorporated

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municipality.

B. Except for the portion of the area described in Section 2(E) below, the area proposed to be annexed meets the requirements of G.S. § 160A-48(c)(1) as follows:

The area qualifies for annexation under the standard of two persons per acre of land as set forth in G.S. § 160A-48(c)(1). The area has an estimated total population of 2.07 persons per acre. This estimate is made in accordance with G.S. § 160A-54(1). There are 68 dwelling units in the area, which when multiplied by the average household size (according to the last federal decennial census for which such information is available) results in an estimated total resident population of 191, after allowing for a reasonable vacancy rate of 7.5%. This population, when divided by the total number of acres (92.1) results in a population density of 2.07 persons per acre.

C. Except for the portion of the area described in Section 2(E) below, the area proposed to be annexed meets the requirements of G.S. § 160A-48(c)(2) as follows:

The area qualifies for annexation under the standards of at least one person for each acre of land and is subdivided in a manner that conforms with the requirements of G.S. § 160A-48(c)(2). There are a total number of 94 lots and tracts within the area, and of that number there are 79 lots and tracts of one acre or less in size, which equals 84.0% of the total. Furthermore, there are a total of 89.8 acres (excluding streets) in the area, and of that number 55.8 acres consist of lots and tracts of five acres or less in size, which represents 62.1% of the total acreage. Finally, in accordance with the provisions of G.S. § 160A-54(1), the area has an estimated total population of 2.07 persons per acre, as set forth in Section 2(B) above.

D. Except for the portion of the area described in Section 2(E) below, the area proposed to be annexed meets the requirements of G.S. § 160A-48(c)(3) as follows:

There are a total number of 94 lots and tracts within the area, and of that number 59 or 62.8% of the total number of lots and tracts, are used for residential, commercial, industrial, institutional, or governmental purposes. Furthermore, after excluding the acreage used for commercial, industrial, governmental, or institutional purposes, 89.5 acres remain. Of that acreage, 55.5 acres or 62.0% are in lots or tracts five acres or less in size.

E. The area qualifies for annexation under the standards set forth in G.S. § 160A-48(c)(1), G.S. § 160A-48(c)(2) and G.S. § 160A-48(c)(3). A portion of the proposed annexation area does not meet the requirements of G.S. § 160A-48(c), but does meet the requirements of G.S. § 160A-48(d)(2). This portion of the area is adjacent, on at least sixty percent (60%) of its external boundary, to a combination of the present city boundary and the portion of the area developed for urban purposes as defined in Sections 2(B), 2(C) and 2(D) above. The aggregate

boundary of this undeveloped portion of the area is 6,356 feet of which 6,356 feet or 100% coincides with the present city boundary and the developed portion of the area (see the Map of D-Land Connection, page 6 of the report described in Section 3 below). This undeveloped portion of the area contains 26.84 acres.

F. In determining the population of the area, it has been assumed that up to seven and one-half percent (7.5%) of the dwelling units in the area may be vacant. This assumption is not a finding that any of the dwelling units in the area are vacant in fact. The purpose of this assumption is to allow for possible application of the following factors: any dwelling unit(s) which may not be habitable, to the extent such a condition precludes the consideration of such dwelling unit(s) in determining the population of the area; errors, if any, as to the existence of one or more dwelling units; and other factors which may result in one or more dwelling units being vacant.

Section 3. That it is the purpose and intent of the City of Charlotte, to provide services to the area being annexed under this ordinance, as set forth in the report of plans for services approved by the City Council on the 12th day of October, 1998 and filed in the office of the Clerk for public inspection.

Section 4. That the City Council does hereby specifically find and declare that, on the effective date of annexation prescribed in Section 1 hereof, the City of Charlotte will have authority to issue bonds under the provisions of Sub-chapter IV of Chapter 159 of the General Statutes, if necessary, in an amount sufficient to finance the estimated costs of construction of any water and sewer facilities found necessary in the report of plans for services to extend the basic water and sewer system into the area to be annexed under this ordinance.

Section 5. That from and after the effective date of this annexation, the territory annexed and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Charlotte, and shall be entitled to the same privileges and benefits as other parts of the city.

Section 6. That the newly annexed territory described hereinabove shall be subject to City taxes according to G.S. § 160A-58.10.

Section 7. That the Mayor of the City of Charlotte shall cause an accurate map of the annexed territory described in Section 1, hereof, together with a duly certified copy of this ordinance, to be recorded in the office of the Register of Deeds of Mecklenburg County, and in the office of the Secretary of State in Raleigh.

Adopted this 25th day of January, 1999.

CITY OF CHARLOTTE

By: *Pamela A. Syfert*
Pamela A. Syfert, City Manager

ATTEST:

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

Approved as to form:

H. Michael J.
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 an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of January, 1999, the reference having been made in Minute Book 113, and recorded in full in Ordinance Book 49, Page(s) 198-204A

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 2nd day of February, 1999.

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



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Annexation Area Description

West Boulevard

Beginning at a point on the existing CHARLOTTE CITY LIMITS, said point being the Southwesterly corner of the parcel described in Deed Book 4913 page 217, said point also being on the Easterly Controlled Access Line of Billy Graham Parkway. Thence in a Northerly direction following the Easterly Controlled Access Line of Billy Graham Parkway a distance of approximately 2411 feet to a point; said point being the intersection of the Easterly Controlled Access Line of Billy Graham Parkway and the Southerly Right-of-Way Line of West Boulevard, said point also being the Northwesterly corner of the parcel described in Deed Book 3997 page 371. Thence in an Easterly direction following the Southerly Right-of-Way Line of West Boulevard a distance of approximately 2680 feet to a point; said point being the intersection of the Southerly Right-of-Way Line of West Boulevard and Westerly Right-of-Way Line of Southern Railroad, said point also being the Northeasterly corner of the parcel described in Deed Book 1782 page 477. Thence in a Southerly direction following the Westerly Right-of-Way Line of Southern Railroad a distance of approximately 2352 feet to a point; said point being the intersection of the Westerly Right-of-Way Line of Southern Railroad and the Southern Right-of-Way Line of West Tyvola Road. Thence in a Westerly direction following the Southern Right-of-Way of West Tyvola Road a distance of approximately 2300 feet to

a point; said point being the Northwesterly most corner of the parcel described in Deed Book 8759 page 883, said point also being the intersection of the Southern Right-of-Way Line of West Tyvola Road and the Eastern Controlled Access line of Billy Graham Parkway. Thence in a Northerly direction with the Eastern Controlled Access line of Billy Graham Parkway a distance of approximately 60 feet to a point; said point being on the Northern Right-of-Way Line of West Tyvola Road, said point also being the Southwestern corner of the parcel as described in Deed Book 8779 page 278. Thence with the Northern Right-of-Way line of West Tyvola Road a distance of approximately 1541 feet to a point; said point being the Southeasterly corner of the parcel described in Deed Book 8930 page 918. Thence with the Eastern and Northern boundary of the parcel described in Deed Book 8930 page 918 the following three (3) calls 1) North 42-15-11 West 837.88 feet, 2) South 58-15-38 West 99.50 feet, and 3) South 56-46-32 West 31.71 feet to a point; said point being the Southeastern corner of the parcel described in Deed Book 8932 page 553. Thence in a counter-clockwise direction following the boundary of the parcel described in Deed Book 8932 page 553 the following seven (7) calls 1) North 32-17-47 West 121.35 feet, 2) North 38-05-13 East 304.42 feet being the Western margin of Rebecca Avenue, 3) North 50-33-04 West 50.01 feet, 4) South 38-05-13 West 287.79 feet, 5) North 32-17-47 West 370.89 feet, 6) South 57-32-00 West 1354.18 feet, and 7) South 29-20-52 East 178.47 feet to a point; said point being near the center of Taggart Creek, said point also being the Southeastern corner of the parcel described

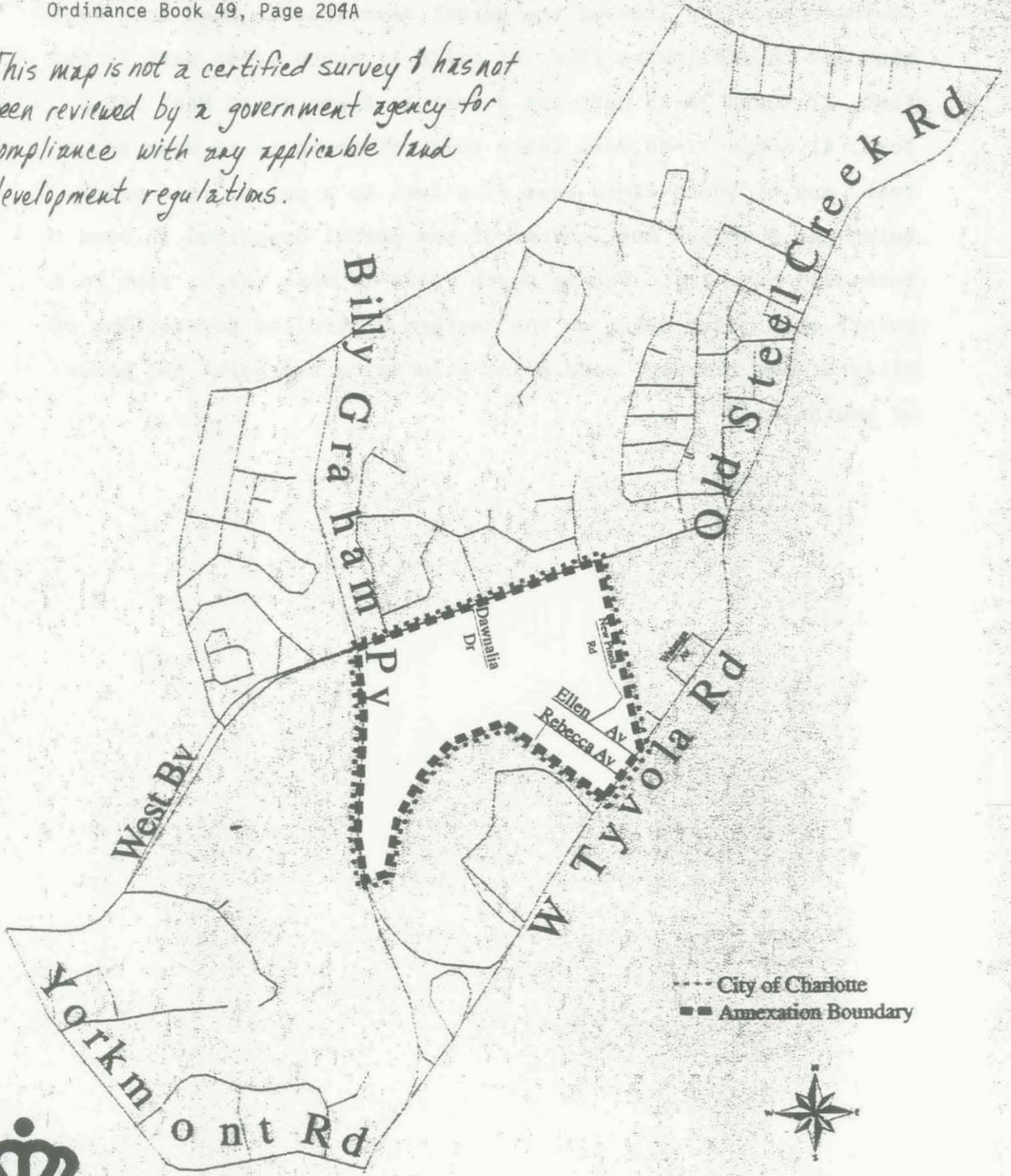
in Deed Book 4913 page 217. Thence with Taggart Creek and the Southern boundary line of the parcel described in Deed Book 4913 page 217 the following five (6) calls 1) South 40-45 West 73.15 feet, 2) South 36-35 West 124.0 feet 3) South 59-00 West 105.0 feet, 4) South 37-00 West 149.0 feet, 5) South 16-10 West 262.0 feet, and 6) South 02-10 West 67.0 feet to a point; said point being the Southern most corner of the parcel described in Deed Book 4913 page 217. Thence North 76-30-10 West 102.32 feet to a point; said point being on the Eastern Controlled Access Line of Billy Graham Parkway, said point also being the point and place of beginning.



West Boulevard Annexation Area, 1999

January 25, 1999
Ordinance Book 49, Page 204A

This map is not a certified survey & has not been reviewed by a government agency for compliance with any applicable land development regulations.



Produced by the Charlotte-Mecklenburg Planning Commission, June 1998.

FOR REGISTRATION JUDITH A. GIBSON
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
1999 MAR 09 01 46 PM
BOOK: 10310 PAGE 27-50 FEE \$50 00
INSTRUMENT # 1999041055

ORDINANCE NO. 1193-X

BALLANTYNE AREA

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS FOR THE CITY OF CHARLOTTE UNDER THE AUTHORITY GRANTED BY PART 3, ARTICLE 4A, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA.

WHEREAS, all of the prerequisites to adoption of this ordinance prescribed in Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina, have been met (including, but not limited to, the adoption on September 23, 1998 of a resolution stating the intent of the City of Charlotte to consider annexation of the Ballantyne Area); and

WHEREAS, the City Council has taken into full consideration the statements presented at the public hearing held on the 19th day of November, 1998, on the question of this annexation; and

WHEREAS, the City Council has concluded and hereby declares that annexation of the area described herein is necessary to the orderly growth and development of the City of Charlotte.

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

Section 1. That from and after the 30th day of June, 1999, the effective date of this annexation, the following territory shall be annexed to and become a part of the City of Charlotte, and the corporate limits of the City of Charlotte shall on said 30th day of June, 1999, be extended to include said territory more particularly described by metes and bounds set forth in Exhibit A, attached hereto and specifically incorporated as a part of this ordinance.

Section 2. That the City Council does hereby specifically find and declare that the above-described territory meets the requirements of G.S. § 160A-48, in that:

A. The Area proposed to be annexed meets the general standards of G.S. § 160A-48(b) as follows:

- (1) The area is contiguous as defined in G.S. § 160A-53, to the City's boundary as of the time of the beginning of this annexation proceeding.
- (2) The aggregate boundary of the area is 112,182 feet (21.25 miles) of which 61,762 feet (11.70 miles) or fifty-five percent (55%) coincides with the present city boundary.
- (3) No part of the area is included within the boundary of another incorporated

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municipality.

B. Except for the portion of the area described in Section 2(C) below, the area proposed to be annexed meets the requirements of G.S. § 160A-48(c)(1) as follows:

The area qualifies for annexation under the standard of two persons per acre of land as set forth in G.S. § 160A-48(c)(1). The area has an estimated total population of 2.55 persons per acre. This estimate is made in accordance with G.S. § 160A-54(1). There are 2,432 dwelling units in the area, which when multiplied by the average household size (according to the last federal decennial census for which such information is available) results in an estimated total resident population of 6,659, after allowing for a reasonable vacancy rate of 7.5%. This population, when divided by the total number of acres (2,613) results in a population density of 2.55 persons per acre.

C. The area qualifies for annexation under the standards set forth in G.S. § 160A-48(c)(1). A portion of the proposed annexation area does not meet the requirements of G.S. § 160A-48(c), but does meet the requirements of G.S. § 160A-48(d)(2). This portion of the area is adjacent, on at least sixty percent (60%) of its external boundary, to a combination of the present city boundary and the portion of the area developed for urban purposes as defined in Section 2(B) above. The aggregate boundary of this undeveloped portion of the area is 42,811 feet of which 42,811 feet or 100% coincides with the present city boundary and the developed portion of the area (see the Map of D-Land Connection, page 6 of the report described in Section 3 below). This undeveloped portion of the area contains 860 acres.

D. In determining the population of the area, it has been assumed that up to seven and one half percent (7.5%) of the dwelling units in the area may be vacant. This assumption is not a finding that any of the dwelling units in the area are vacant in fact. The purpose of this assumption is to allow for possible application of the following factors: any dwelling unit(s) which may not be habitable, to the extent such a condition precludes the consideration of such dwelling unit(s) in determining the population of the area; errors, if any, as to the existence of one or more dwelling units; and other factors which may result in one or more dwelling units being vacant.

Section 3. That it is the purpose and intent of the City of Charlotte, to provide services to the area being annexed under this ordinance, as set forth in the report of plans for services approved by the City Council on the 12th day of October, 1998 and filed in the office of the Clerk for public inspection.

Section 4. That the City Council does hereby specifically find and declare that, on the effective date of annexation prescribed in Section 1 hereof, the City of Charlotte will have authority to issue bonds under the provisions of Sub-chapter IV of Chapter 159 of the General Statutes, if necessary, in an amount sufficient to finance the estimated costs of construction of any water and sewer facilities found necessary in the report of plans for services to extend the basic water and sewer system into the area to be annexed under this ordinance.

Section 5. That from and after the effective date of this annexation, the territory annexed and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Charlotte, and shall be entitled to the same privileges and benefits as other parts of the city.

Section 6. That the newly annexed territory described hereinabove shall be subject to City taxes according to G.S. § 160A-58.10.

Section 7. That the Mayor of the City of Charlotte shall cause an accurate map of the annexed territory described in Section 1, hereof, together with a duly certified copy of this ordinance, to be recorded in the office of the Register of Deeds of Mecklenburg County, and in the office of the Secretary of State in Raleigh.

Adopted this 25th day of January, 1999.

CITY OF CHARLOTTE

By: *Pamela A. Syfert*
Pamela A. Syfert, City Manager



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

Approved as to form:

H. Mansueti
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 an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of January, 1999, the reference having been made in Minute Book 113, and recorded in full in Ordinance Book 49, Page(s) 205-226 A

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 2nd day of February, 1999.

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

FY99

Annexation Area Description

Ballantyne

Beginning at a point on the existing CHARLOTTE CITY LIMITS, said point being the Northwesterly corner of the parcel described in Deed Book 8178 page 222. Thence North 80-57-29 East 1646.31 feet; thence North 18-17-54 West 162.63 feet; thence North 19-05-07 West 40.20 feet to a point; said point being the Northeasterly corner of the tract described in Deed Book 2313 page 77, said point also being in the centerline of McAlpine Creek. Thence with the centerline of McAlpine Creek and proceeding with the meanderings of said creek in a Northeasterly direction approximately 3,394 feet to a point; said point being where the centerline of McAlpine Creek intersects with the centerline of McMullen Creek. Thence continuing with the centerline of McAlpine Creek as it meanders in a Northeasterly or Easterly direction approximately 6,675 feet to a point. Thence continuing in a Northerly direction following along the centerline of McAlpine Creek as shown on recorded Map Book 18 page 62 in twenty-five (25) courses, as having a bearing and distance as follows: 1) North 18-15-12 East 102.25 feet, 2) North 61-56-19 East 197.12 feet, 3) North 25-41-50 East 306.56 feet, 4) North 54-32-36 East 135.38 feet, 5) North 61-35-28 East 160.54 feet, 6) North 67-41-38 East 223.89 feet, 7) North 86-36-28 East 88.01 feet, 8) South 65-21-09 East 177.99 feet, 9) North 71-05-24 East 96.10 feet, 10) North 51-10-14 East 135.61 feet, 11) North 33-13-

41 East 118.20 feet, 12) North 38-49-25 East 623.03 feet, 13) North 35-22-20 East 142.04 feet, 14) North 47-48-26 East 289.73 feet, 15) South 87-41-58 East 235.91 feet, 16) North 86-27-50 East 97.90 feet, 17) North 77-03-32 East 571.04 feet, 18) North 61-22-13 East 103.65 feet, 19) North 51-11-47 East 240.34 feet, 20) North 04-09-51 East 360.70 feet, 21) North 19-05-51 East 128.64 feet, 22) North 60-36-51 East 373.00 feet, 23) North 59-51-59 East 1,392.59 feet, 24) North 78-30-47 East 696.73 feet, 25) North 60-58-35 East 117.09 feet to a point; said point being the intersection of the centerline of Four Mile Creek with the centerline of McAlpine Creek, said point also being on the Westerly boundary of the property described in Deed Book 6539 page 368. Thence in a Southerly direction following along the westerly boundary of said property with the following bearings and distances: South 18-52-00 West 397.00 feet, thence South 09-09-30 East 917 feet, thence South 30-59-23 East 1,170 feet to a point; said point being on the Westerly boundary of the property as described in Deed Book 6539 page 368; said point also being in the Northerly Right-of-Way of Endhaven Lane. Thence crossing Endhaven Lane in a Southeasterly direction to a point; said point being in the Southerly Right-of-Way of Endhaven Lane. Thence in an Easterly direction following along the Southerly Right-of-Way of Endhaven Lane having a distance of 1,197.12 feet to a point; said point being on the Westerly boundary of the property as described in Deed Book 6066 page 316. Thence in a Southerly direction following along the Westerly boundary of said property having a bearing and distance of South 04-27-12 East 452.68 feet

to a point; said point being Southwest most corner of said property. Thence in an Easterly direction following along the Southerly boundary of said property having a bearing and distance of South 82-21-02 East 250.05 feet to a point; said point being the Southeast most corner of the property as described in Deed Book 6066 page 316. Thence in a Southerly direction following along the Westerly lot line of Lot 38 and a portion of Lot 39 of Block 1 as shown in recorded Map Book 24 page 176 having a bearing and distance of South 19-17-21 West 373.60 feet to a point; said point being the Southwest most corner of Lot 38 of Block 1 as shown in recorded Map Book 24 page 176; said point also being on the Northern Right-of-Way of I-485. Thence in a Southerly direction perpendicular to I-485 a distance of 348 feet to a point; said point being on the Southern Right-of-Way of I-485. Thence in an Easterly direction following the Southern Right-of-Way of I-485 an approximate distance of 630 feet to a point; said point being in the Western most line of the property described in Deed Book 5422 page 623. Thence in a Southerly direction with the Western most line of said property a distance of approximately 80 feet to a point; said point being the Westerly most corner of said property; said point also being the Northern most corner of Lot 44 Block 5 as shown in recorded Map Book 24 page 55. Thence in a Southerly direction following along the Northern lot lines of Lots 30, 31, 32, 43, and a portion of Lot 44 as shown on recorded Map Book 24 page 535 with the following bearings and distances: South 64-04-26 East 95.06 feet, South 41-53-19 East 100.03 feet, South 62-01-57 East 215.81 feet,

South 70-21-10 East 113.25 feet, South 77-07-55 East 332.65 feet, and South 70-16-40 East 40 feet to a point; said point being the Northern most corner of Lot 14, Block 5 as shown on recorded Map Book 23 page 878. Thence with the Northerly Lot lines of Lots 11, 12, 13, and Lot 14 of Block 5 as shown on recorded Map Book 23 page 878, the following bearings and distances: South 70-16-20 East 82.23 feet, South 80-47-37 East 165.53 feet, South 45-34-42 East 71.43 Feet, South 54-23-45 East 158.44 feet, South 69-11-22 East 179.90 feet to a point; said point being the Eastern most corner of Lot 11 Block 5 and also being on a Greenway as shown on recorded Map Book 23 page 878. Thence following the Western boundary of said Greenway two bearings and distances as follows: North 17-54-11 East 31.66 feet, and North 50-41-32 East 419.59 feet to a point on the Southerly Right-of-Way of I-485; said point being the Northwest corner of a Greenway as shown on recorded Map Book 23 page 881. Thence in a Westerly direction following the Southerly Right-of-Way of I-485 an approximate distance of 2,630 feet to a point; said point being in the centerline of a tributary of McAlpine Creek as shown on recorded Map Book 26 page 313. Thence in a Southerly direction approximately 1,295 feet to a point; said point being the Northwest corner of the common open space of said recorded Map. Thence continuing with the centerline of the tributary of McAlpine Creek in a Southerly direction approximately 945 feet to a point; said point being the Southwest corner of Lot 96 Block 5 of said Map. Thence with the rear property lines of Lots 96 and 97 of Block 5 of said Map South 74-42-38 East 305.06 feet to a

point; said point being the Southeast corner of Lot 97. Thence following the rear property lines of lots 97 through 99 North 03-54-03 West 345.54 feet, South 70-35-56 East 22.65 feet to a point; said point being a common corner of Lot 99 of Block 5 as shown on recorded Map Book 26 page 313 and Lot 115 of Block 5 as shown on recorded Map Book 25 page 345. Thence with the rear property lines of lots 115, 124, and 125 of Block 5 as shown on recorded Map Book 25 page 345 two calls as follows: 1) South 70-35-56 East 293.91 feet 2) South 89-53-55 East 258.26 feet to a point; said point being a common corner of Lot 125 of Block 5 as shown on recorded Map Book 25 page 345 and Lot 65 of Block 8 as shown on recorded Map Book 26 page 675. Thence with the rear property lines of Lots 65, 64, 50, and 49 South 69-53-55 East 497.13 feet to a point; said point being a common corner of Lot 49 of Block 8 as shown on recorded Map Book 26 page 675 and Lot 39 as shown on recorded Map Book 25 page 626. Thence with the rear property lines of Lots 39, 38, and 37 South 27-09-22 East 206.85 feet to a point; said point being a common corner of Lot 37 Block 8 as shown on recorded Map Book 26 page 626 and Lot 11 as shown on recorded Map Book 25 page 396. Thence crossing the rear of Lots 11 and 12 as shown on Map Book 25 page 396 South 21-33-55 East 426.94 feet to a point; said point being the Southwest corner of a common area as shown on said recorded Map, said point also being on the Northerly Right-of-Way of Ballantyne Commons Parkway. Thence in a Southeasterly direction crossing Ballantyne Commons Parkway approximately 100 feet to a point; said point being on the Southern Right-of-Way of Ballantyne commons Parkway,

and point also being the Northwest corner of a common open space as shown on recorded Map Book 26 Page 46. Thence following the rear property lines of Lots 58, 55, and 51 through 46 of Block 1 six calls as follows: 1) South 26-45-26 East 417.08 feet, 2) North 86-41-08 East 123.96 feet, 3) South 22-48-27 East 242.72 feet, 4) South 14-54-03 East 173.13 feet, 5) South 19-02-04 East 146.61 feet, 6) South 14-59-48 East 144.71 feet to a point; said point being the Southwest corner of Lot 46 of Block 1 as shown on recorded Map Book 26 page 820. Thence South 85-48-46 West 44.48 feet. Thence with the rear property lines of Lots 1 through 7 as shown on recorded Map Book 20 page 566 crossing Rally Drive South 72-06-34 West 1,496.45 feet to a point; said point being the Northwest corner of Lot 7 as shown on said recorded Map. Thence along the rear property lines of lots 7, 8, and 9 as shown on said Map South 29-12-00 East 629.93 feet to a point; said point being the Southwest corner of Lot 9 as shown on recorded Map Book 20 page 566. Thence South 29-12-42 East 540 feet. Thence South 29-12-42 East 1016.70 feet to a point; said point being the Southwest corner of Lot 9 Block 3 as shown on recorded Map Book 21 page 421. Thence North 58-47-41 East 129.00 feet to a point; said point being an angle point of Lot 10 Block 3 as shown on said recorded Map. Thence North 61-43-57 East 567.19 feet crossing Lansford Road to a point; said point being the Southeast corner of Lot 25 Block 4 as shown on recorded Map Book 21 page 421. Thence North 61-43-57 East 240 feet. Thence North 02-17-30 West 270 feet to a point; said point being an angle point of Lot 18 Block 4 as shown on recorded Map Book 21 page 421. Thence

North 02-07-30 West 125 feet. Thence North 02-17-03 West 583.69 feet to a point; said point being the Northeast corner of property as shown on recorded Map Book 21 page 421. Thence South 83-12 East 198.50 feet to a point; said point being the point of tangency and shown on recorded Map Book 18 page 287. Thence in an Easterly direction with an arc of a circular curve to the right, said arc having a radius of 566.86 feet, said arc having a distance of 241.56 feet to a point; said point being the Southeasterly most corner of Lot 9 Block 5 as shown on recorded Map Book 20 page 323; said point also being the Northwesterly most corner of lot 15 as shown on recorded Map Book 19 page 484. Thence continuing in a Southeasterly direction with an arc of a circular curve to the right, said arc having a radius of 566.86 feet, said arc having a distance of 455 feet to a point; said point being the point of curvature of Lot 18 as shown on recorded Map Book 19 page 484. Thence South 12-49-59 East 99.14 feet to a point; said point being the Southwest corner of Lot 18 as shown on recorded Map Book 19 page 484, said point also being the Northwest corner of Lot 19 Block 5 as shown on recorded Map Book 19 page 483, said point also being on the Northern Right-of-Way of Providence Road West. Thence in Southerly direction approximately 60 feet to a point; said point being on the Southern Right-of-Way of said road, said point also being the Northwest corner of the property described in Deed Book 4086 page 982. Thence with the Westerly most line of said property South 26-00 East 330.00 feet to a point; said point being the Southwest corner of said property. Thence North 77-00-00 East 132.00 feet

to a point; said point being the Southeast corner of the property described in Deed Book 4086 page 982. Thence South 27-13 East 244.09 feet to a point; said point being the Southwest corner of property described in Deed Book 7584 page 625. Thence South 27-13-00 East 415.25 feet to a point; said point being the Southwest corner of the property described in Deed Book 6969 page 692. Thence North 63-50-18 East 695.39 feet to a point; said point being the southeast corner of the property described in Deed Book 6969 page 692, said point also being on the Westerly Right-of-Way of Blakney-Heath Road. Thence in a Southerly direction following the Western Right-of-Way of Blakney-Heath Road approximately 1,820 feet to a point. Thence in an Easterly direction approximately 60 feet to a point; said point being on the Easterly Right-of-Way of Blakney-Heath Road, said point also being on the Southern most line of the property described in Deed Book 6371 page 463. Thence North 81-31-39 East 569.61 feet to a point; said point being the Southeast corner of said Deed; said point also being the Southwest corner of the property described in Deed Book 4400 page 411. Thence North 81-39-47 East 482.28 feet to a point; said point being the Southeast corner of the property described in Deed Book 4400 page 411, said point also being the Southwest corner of the well lot as shown on recorded Map Book 21 page 863. Thence North 58-58 East 189.71 feet. Thence North 58-58 East 349.48 feet to a point; said point being the Southeasterly most corner of a common open space as shown on recorded Map Book 21 page 863, said point also being on the centerline of a 68 foot Duke Power Right-of-Way. Thence

following the aforementioned Right-of-Way and the Rear lot lines of Lots 24, 25, 35, 36, and 37 of Block 2 as shown on recorded Map Book 21 page 230 South 75-43-47 East 774.11 feet to a point; said point being the Southeast corner of Lot 37 of Block 2 as shown on said recorded Map, said point also being the Southwest corner of Lot 49 Block 2 as shown on recorded Map Book 21 page 396. Thence South 75-43-47 East 557.21 feet to a point; said point being the Southeast corner of Lot 51 of Block 2 as shown on recorded Map Book 21 page 396. Thence North 09-11-53 West 1,106.60 feet to a point; said point being the Northeast corner of Lot 59 of Block 2 as shown on recorded Map Book 21 page 396, said point also being an angle point of Lot 19 of Block 1 as shown on recorded Map Book 21 page 24. Thence North 51-25-26 East 68.06 feet to a point; said point being the Southeast corner of Lot 19 of Block 1 as shown on recorded Map Book 21 page 24, said point also being the Southwest corner of Lot 20 of Block 2 as shown on recorded Map Book 21 page 168. Thence North 51-25-56 East 671.87 feet to a point; said point being the Southeast corner of Lot 5 Block 4 as shown on recorded Map Book 21 page 168, said point also being the Southwest corner of Lot 6 of Block 4 as shown on recorded Map Book 21 page 462. Thence North 51-25-26 East 163.44 feet to a point; said point being a point close to the centerline of a 100 foot dedicated Right-of-Way as shown on recorded Map 21 page 462. Thence South 69-37-20 East 391.83 feet to a point; said point being a corner of Lot 4 Block 5 as shown on recorded Map Book 21 page 462, said point also being the Southwest corner of Lot 6 Block 5 as shown on recorded Map Book

21 page 517. Thence South 69-37-20 East 649.85 feet to a point; said point being the Southeast corner of Lot 12 Block 5 as shown on recorded Map Book 21 page 517, said point also being the northwest corner of the property described in Deed Book 6030 page 580. Thence South 04-08-50 West 930.18 feet to a point; said point being the Southwest corner of the property described in said Deed. Thence South 04-08-50 West 734.60 feet to a point; said point being the Southwest corner of the property described in Deed Book 3288 page 297. Thence South 68-15-00 East 522.67 feet to a point; said point being the Southeast corner of the property described in Deed Book 3288 page 297, said point also being the centerline of a Duke Power Right-of-Way. Thence in an Easterly direction following the centerline of the Duke Power Right-of-Way approximately 1,086 feet to a point; said point being the Southeast corner of the property described in Deed Book 3419 page 71. Thence South 16-59-07 East 280.97 feet to a point; said point being the Northwest corner of lot 42 and the Southwest corner of Lot 42 of Block 1 as shown on recorded Map Book 25 page 879. Thence South 01-37-08 West 400 feet to a point; said point being the Southwest corner of Lot 37 Block 1 as shown on said recorded Map, said point also being the Northwest corner of Lot 36 as shown on recorded Map book 25 page 611. Thence South 25-43-34 West 261.00 feet to a point; said point being the Southwest corner of lot 33 as shown on said recorded Map, said point also being the Northwest corner of lot 32 as shown on recorded Map Book 25 page 786. Thence South 25-43-34 West 298.30 feet to a point; said point being the Southwest corner of Lot 30 as shown

on said recorded Map, said point also being the Northwesterly most corner of Lot 57 block 1 as shown on recorded Map Book 23 page 351. Thence South 30-47-00 West 571.42 Feet to a point; said point being the Southwest corner of Lot 51 Block 1 as shown on said recorded Map, said point also being the Northwest corner of Lot 50 Block 1 as shown on recorded Map Book 23 page 788. Thence South 30-47-00 West 70 feet to a point; said point being the Southwest corner of lot 50 block 1 as shown on said recorded Map, said point also being the Northwest corner of Lot 49 as shown on recorded Map Book 24 page 530. Thence South 30-47-00 West 168.58 feet to a point; said point being an angle point of Lot 47 as shown on said recorded Map. Thence South 26-02-00 West 380.00 feet to a point; said point being the Southwest corner of Lot 44 as shown on recorded Map Book 24 page 530, said point also being on the Northern Right-of-Way of Landen Ford Road. Thence in a Southerly direction approximately 100 feet to a point; said point being on the Southerly Right-of-Way of Landen Ford Road, said point also being the Northerly most corner of Lot 106 Block 1 and on the Westerly line of a Greenway as shown on recorded Map Book 25 page 223. Thence with the Westerly line of said Greenway South 33-30-27 West 547.54 feet. Thence South 09-55-30 East 647.00 feet to a point; said point being the Southwest corner of a Greenway as shown on recorded Map Book 25 page 223. Thence in a Northwesterly direction approximately 420 feet to a point. Thence North 01-13-40 West 611.60 feet to a point. Thence North 73-53-30 West 751.80 feet to a point; said point being a point called for in Deed Book 6396 page 229 (Tract V Exhibit A-5).

Thence North 75-37-17 West 375.17 feet to a point. Thence South 19-40-33 East 395.96 feet to a point; said point being a point called for in Deed Book 6396 page 229 (Tract III Exhibit A-3). Thence 71-19-00 West 693.13 feet to a point. Thence South 51-23-36 West 623.55 feet to a point; said point being a point called for in Deed Book 6396 page 229 (Tract II Exhibit A-2), said point also being in the line of Lot 72 Block 4 as shown on recorded Map Book 23 page 778. Thence North 16-22-13 West 117.84 feet to a point; said point being the Northeast corner of Lot 71 block 4 as shown on said recorded Map, said point also being the Southeast corner of Lot 49 Block 4 as shown on recorded Map Book 23 page 319. Thence North 16-22-13 West 322.00 feet to a point; said point being the Northeast corner of Lot 47 Block 4 as shown on said Map. Thence South 77-28-39 West 1082.80 feet to a point; said point being the northwest corner of the common open space as shown on recorded Map Book 23 page 319, said point also being the Northeast corner of Lot 18 Block 4 as shown on recorded Map Book 23 page 130. Thence South 77-28-39 West 208.03 feet to a point; said point being the Northwest corner of Lot 17 Block 4 as shown on recorded Map Book 23 page 130, said point also being the Northeast corner of Lot 16 Block 4 as shown on recorded Map Book 22 page 943. Thence South 77-28-30 West 1,336.26 feet to a point; said point being the Northwest corner of Lot 1 Block 4 as shown on said Map, said point also being on the Eastern Right-of-Way of Community House Road. Thence in a Northerly direction following the Easterly Right-of-Way of Community House Road approximately 1833 feet to a point; said point being the

Southwest corner of the property described in Deed Book 4400 page 383 (Tract I). Thence with the Southerly line of said property North 66-27-00 East 1432.72 feet to a point; said point being the Southeasterly corner of said property. Thence with the Easterly line of said property North 38-14-05 West 570.04 feet to a point; said point being the Northeasterly corner of said property, said point also being an angle point in the Westerly line of the property described in Deed Book 6359 page 840 (Tract 5). Thence North 39-59-15 West 151.20 feet to a point; said point being the Northwest corner of said property, said point also being the Southwest corner of the property described in Deed Book 6359 page 840 (Tract 6). Thence with the Westerly and Northerly line of said property the following two courses 1) North 39-59-15 West 1,539.32 feet to a point, 2) North 81-23-32 East 1,420.21 feet to a point; said point being the Southwest corner of the Property described in Deed Book 6725 page 453. Thence North 07-41-53 East 433.81 feet to a point; said point being the Northwest corner of said property. Thence North 07-40-53 West 87.57 feet to a point; said point being the Southwest corner of the property described in Deed Book 2224 page 581. Thence North 54-48-00 West 339.78 feet to a point; said point being the Western most corner of said property. Thence in a Northwesterly direction approximately 640 feet to a point; said point being the Southwestern corner of the property described in Deed Book 8741 page 718. Thence North 54-56-53 West 471.93 feet to a point. Thence South 55-48-07 West 110 feet to a point; said point being the Southwestern corner of the property described in Deed Book 5944 page 990. Thence North

23-11-53 West 480.15 feet to a point said point being the North East corner of said property, said point also being on the Southern Right-of-Way of Providence Road West. Thence in a Westerly direction approximately 1,370 feet to a point; said point being on the Southern Right-of-Way of Providence Road West. Thence continuing with said road in a Southerly direction approximately 800 feet to a point; said point being the Northern most corner of the property described in Deed Book 5281 page 719. Thence South 30-11-00 East 278.20 feet. Thence South 47-10-00 East 643.58 feet to a point; said point being the Southeast corner of said property, said point also being the Northeast corner of the property described in Deed Book 7069 page 54. Thence South 46-53-30 East 100 feet to a point. Thence South 70-37-30 West 428.35 feet to a point. Thence South 33-52-00 East 62.0 feet to a point; said point being the Southern most corner of said property, said point also being the Northeast corner of the property described in Deed Book 3963 page 1. Thence South 32-15 East 625.80 feet to a point; said point being the Southern most corner of said property, said point also being on the Easterly Right-of-Way of Community House Road. Thence in a Westerly direction approximately 30 feet to a point; said point being in the centerline of said road, said point also being the Southeastern corner of Lot 13 as shown on recorded Map Book 8 page 181. Thence following the rear lot lines of Lots 13 through 7 and a part of Lot 6 South 57-33-30 West 1,308.44 feet to a point; said point being a angle point in the rear lot line of Lot 6 as shown on said recorded Map. Thence continuing with the rear

lot lines of Lot 6 and lots 5 thru 2 and a part of Lot 1 South 74-41 West 758.60 feet to a point; said point being on the Eastern Right-of-Way of Ardrey-Kell Road. Thence in a Southerly direction following the Eastern Right-of-Way of said road approximately 1,489.29 feet to a point; said point being the Northern most corner of the property described in Deed Book 8079 page 347. Thence following the boundary of said property the following six (6) courses: 1) South 27-39-12 East 616.60 feet, 2) North 81-07-30 East 1,719.83 feet, 3) South 04-55-37 East 1,278.77 feet, 4) North 16-46-40 West 252.99 feet, 5) South 48-30-45 West 672.77 feet, 6) North 74-00-29 West 935.57 feet to a point; said point being the Southwest corner of the property described in Deed Book 8079 page 347, said point also being on the Eastern Right-of-Way of Ardrey-Kell Road. Thence in a Southerly direction following the Eastern Right-of-Way of said Road approximately 588 feet to a point; said point being the intersection of the Easterly Right-of-Way of Ardrey-Kell Road and the Easterly Right-of-Way of Marvin Road. Thence in a Northwesterly direction approximately 60 feet to a point; said point being the intersection of the Northerly Right-of-way of Ardrey-Kell Road and the Westerly Right-of-Way of Marvin Road. Thence in a Northerly direction following the Westerly Right-of-Way of Marvin Road approximately 4,075 feet to a point; said point being the intersection of the Westerly Right-of-Way of Marvin Road and the Easterly Right-of-Way of U.S. Highway 521. Thence continuing in a Northerly direction approximately 200 feet to a point; said point being the intersection of the Westerly

Right-of-Way of Marvin Road and the Westerly Right-of-Way of U.S. Highway 521. Thence continuing with the Westerly Right-of-Way of Marvin Road in a Northerly direction approximately 3,796 feet to a point; said point being the intersection of the Westerly Right-of-Way of Marvin Road and the Southerly Right-of-Way of Providence Road West. Thence in a Westerly direction following the Southerly Right-of-Way of Providence Road West approximately 1,615 feet to a point. Thence in a Northerly direction crossing Providence Road West to a point; said being on the Northerly Right-of-Way of Providence Road West, said point also being the Southwest corner of the property described in Deed Book 6604 page 291. Thence with the Westerly line of said property North 11-02-22 West approximately 428 feet to a point; said point being the Northwesterly corner of said property, said point also being a Western corner of the property described in Deed Book 8651 page 447. Thence with the Western line of the property described in Deed Book 8651 page 447 North 11-02-22 West 852.91 feet to a point; said point being the Northwest corner of said property. Thence South 89-22-27 East 172.40 feet to a point. Thence South 64-31-23 East 545.30 feet to a point. Thence South 64-36-11 East 281.45 feet to a point; said point being the Northeast corner of the property described in Deed Book 8651 page 447, said point also being the Northwest corner of the Property described in Deed Book 8973 page 149. Thence North 36-25-05 East 152.64 feet to a point. Thence North 31-43-47 East 439.51 feet to a point. Thence North 73-46-52 East 371.86 feet to a point. Thence North 73-46-52 East 371.86 feet to a point. Thence South 56-18-02 East

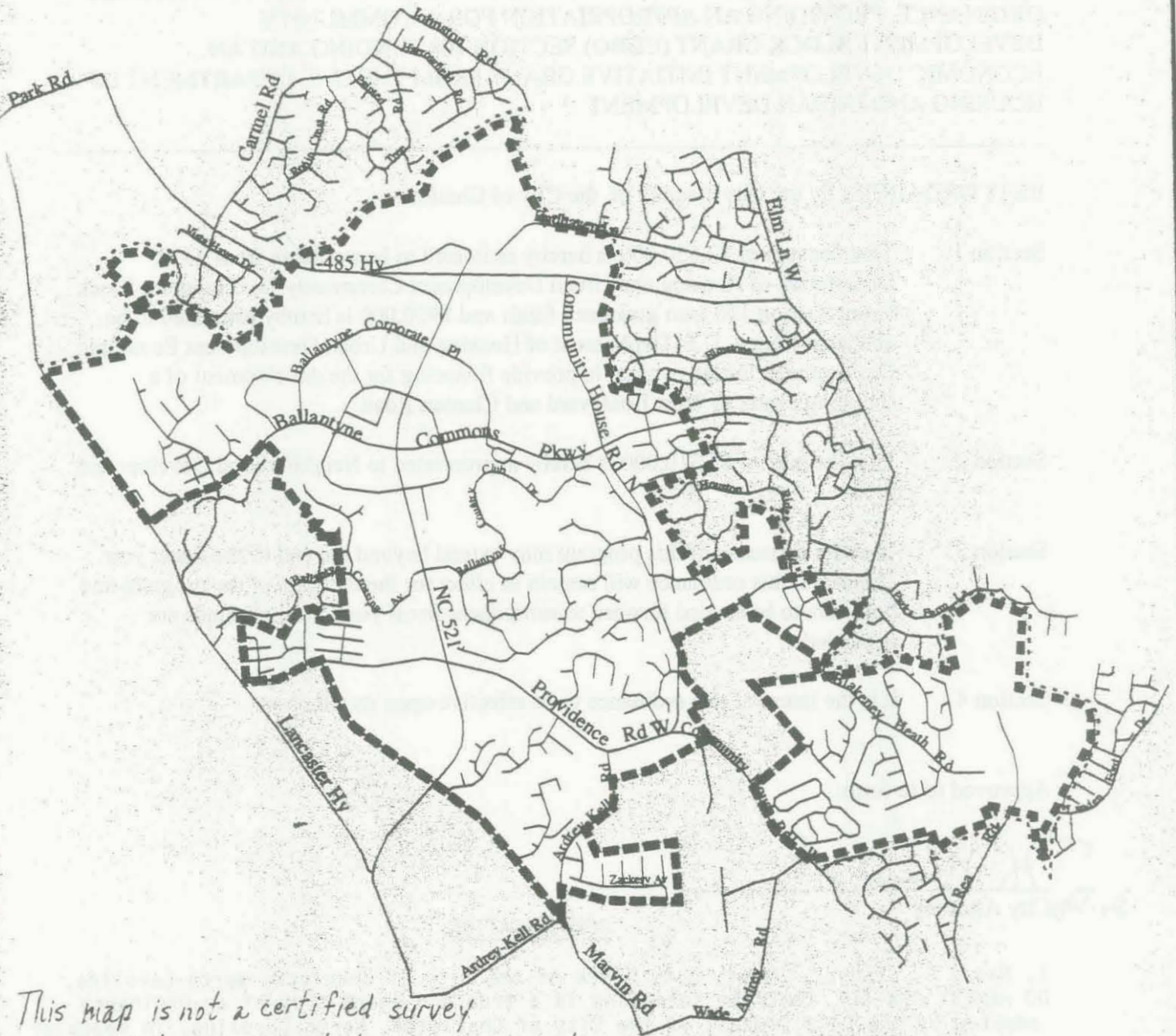
166.82 feet to a point. Thence South 04-44-49 West 164.10 feet to a point; said point being the Northwest corner of the property described in Deed Book 8898 page 780. Thence South 81-05-41 East 163.38 feet to a point. Thence North 56-59-56 East 233.03 feet to a point. Thence South 79-50-46 East 209.43 feet to a point. Thence South 79-46-02 East 75.31 feet to a point; said point being the Southwest corner of a common area as shown on recorded Map Book 28 page 651. Thence with the Westerly line of said common area the following eight (8) calls: 1) North 10-58-03 East 280.49 feet, 2) North 19-36-31 West 367.62 feet, 3) North 35-59-06 West 76.56 feet, 4) North 59-22-32 West 76.32 feet, 5) North 52-24-15 West 77.81 feet, 6) South 82-52-46 West 117.65 feet, 7) North 25-11-32 West 158.52 feet, and 8) North 58-42-51 West 17.86 feet to a point; said point being the Northwest corner of said common area, said point being on the Southern Right-of-Way line of Ballantyne Crossing Avenue. Thence North 26-31-16 West 50 feet. Thence with a circular curve to the right having a radius of 473 feet and an arc length of 77.38 feet to a point; said point being on the Northern Right-of-Way of Ballantyne Crossing Avenue and the Southwest corner of Lot 491 as shown on recorded Map Book 28 Page 651. Thence with the Western line of said lot North 17-11-15 West 130.00 feet and North 16-48-45 East 100 feet to a point; said point being the Northwest corner of Lot 491 and the Southwest corner of Lot 485 as shown on recorded Map Book 28 Page 651. Thence with the Western Lot lines of Lot 485 and 484 North 10-04-34 West 382.19 feet to a point; said point being the Northwest corner of Lot 484 as shown on said recorded Map.

Thence North 75-42-36 East 158.10 feet to a point; said point being an angle point in the Northern line of Lot 483 as shown on said recorded Map. Thence North 68-33-52 East 95.29 feet to a point; said point being an angle point the Northern line of Lot 783 as shown on recorded Map Book 28 page 651. Thence following said Northern line North 80-24-22 East 58.73 feet to a point; said point being the Southwest corner of a common area as shown on recorded Map 28 page 652. Thence with the Western line of said common area the following five (5) calls: 1) North 25-40-00 West 43.11 feet, 2) North 29-53-56 East 102.16 feet, 3) North 19-18-37 East 41.28 feet, 4) North 36-36-45 West 77.28 feet, and 5) North 27-45-19 West 83.50 feet to a point; said point being the Northwest corner of a common area as shown on Recorded Map 28 page 652. Thence North 27-45-18 West 15.14 feet to a point; said point being the Southwest corner of Lot 543 as shown on said recorded map. Thence following the rear lot lines of Lots 543 thru 530 and a part of Lot 529 the following sixteen (16) calls: 1) North 22-59-11 West 95.65 feet, 2) North 54-08-08 West 73.84 feet, 3) North 69-10-26 West 520.17 feet, 4) North 59-47-59 West 127.88 feet, 5) North 33-15-27 West 183.46 feet, 6) North 66-07-08 West 51.80 feet, 7) North 51-36-45 West 75.87 feet, 8) North 36-11-30 West 40.07 feet, 9) North 32-06-36 West 64.20 feet, 10) North 31-08-07 West 110.28 feet, 11) North 11-45-09 West 114.52 feet, 12) North 05-56-21 West 117.18 feet, 13) North 50-29-43 West 33.91 feet, 14) North 00-09-06 West 38.34 feet, 15) North 31-35-29 West 130.00 feet, and 16) North 19-31-27 East 52.55 feet to a point; said point being the Northwest corner of Lot 529;

said point also being an angle point in the Northern line of the property described in Deed Book 8133 page 899 (Tract I). Thence North 71-03-03 West 275.62 feet. Thence North 09-11-57 East 265.00 feet. Thence North 40-48-03 West 515.00 feet to a point; said point being Northern corner of the property described in said Deed, said point also being on the Southern Right-of-Way of Ballantyne Commons Parkway. Thence in a Westerly direction following the Southern Right-of-Way of Said Road approximately 2,600 feet to a point; said point being the intersection of the Southern Right-of-Way of Ballantyne Commons Parkway and the Eastern Right-of-Way of Lancaster Highway, said point also being on the Pineville Sphere-of-Influence line. Thence in a Northerly direction following the Eastern Right-of-Way of Lancaster Highway approximately 3,550 feet to a point; said point being on the Easterly Right-of-Way of Lancaster Highway, said point also being the Northwesterly corner of the parcel described in Deed Book 8178 page 222, said point also being the point and place of beginning.

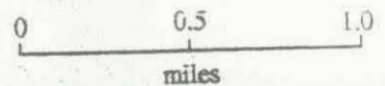
Ballantyne Annexation Area, 1999

January 25, 1999
Ordinance Book 49, Page 226A



*This map is not a certified survey
it has not been reviewed by a government
agency for compliance with any applicable
land development regulations.*

----- City of Charlotte
- - - - - Annexation Boundary



Produced by the Charlotte-Mecklenburg Planning Commission, July 1998.

ORDINANCE NUMBER: 1194-X

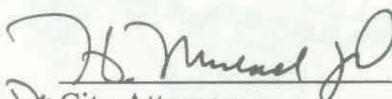
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AN ORDINANCE TO AMEND ORDINANCE NUMBER 1059-X, THE 1998-1999 BUDGET ORDINANCE, PROVIDING AN APPROPRIATION FOR A COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) SECTION 108 FUNDING AND AN ECONOMIC DEVELOPMENT INITIATIVE GRANT FROM THE U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

BE IT ORDAINED, by the City Council of the City of Charlotte:

- Section 1. That the sum of \$2,650,000 is hereby estimated to be available from U. S. Department of Housing and Urban Development Community Development Block Grant Section 108 loan guarantee funds and \$950,000 is hereby estimated to be available from a U.S. Department of Housing and Urban Development Economic Development Initiative grant to provide financing for the development of a shopping center at West Boulevard and Clanton Road.
- Section 2. That the sum of \$3,510,000 is hereby appropriated to Neighborhood Development fund.
- Section 3. That the existence of this program may extend beyond the end of the fiscal year. Therefore, this ordinance will remain in effect for the duration of the program and funds are to be carried forward to subsequent fiscal years until all funds are expended.
- Section 4. It is the intent of this ordinance to be effective upon its adoption.


Approved as to form:


Sr. 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 an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of January, 1999, the reference having been made in Minute Book 113, and recorded in full in Ordinance Book 49, Page 227.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 26th day of January, 1999.


Nancy S. Gilbert, CMC, Deputy City Clerk