

RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE portions of an Alleyway north of Sunnyside Avenue between Hawthorne and Lamar Avenues in the city of Charlotte, Mecklenburg county, North Carolina

Whereas, **Donald W. Powers** has filed a petition to close **portions of an alleyway starting at Sunnyside Avenue and ending at an alleyway between Hawthorne and Lamar Avenues** in the city of Charlotte; and

Whereas, portions of the alleyway starting at Sunnyside Avenue and ending at the alleyway between Hawthorne and Lamar Avenues to be closed lies north of Sunnyside Avenue and south of Central Avenue between Hawthorne and Lamar Avenues as shown in a map marked "Exhibit A" and is more particularly described by metes and bounds in a document marked "Exhibit B", both of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina.

Whereas, the procedure for closing streets and alleys as outlined in North Carolina general statutes, Section 160A-299, requires that Council first adopt a resolution declaring its intent to close the street and calling a public hearing on the question; said statute further requires that the resolution shall be published once a week for two successive weeks prior to the hearing, and a copy thereof be sent by registered or certified mail to all owners of property adjoining the street as shown on the county tax records, and a notice of the closing and public hearing shall be prominently posted in at least two places along said street or alley and

Now, therefore, be it resolved, by the city council of the city of Charlotte, at its regularly scheduled session of January 25, 1999, that it intends to close **portions of an alleyway starting at Sunnyside Avenue and ending at an alleyway between Hawthorne and Lamar Avenues**, and that the said street (or portion thereof) being more particularly described on a map and by a metes and bounds description available for inspection in the City Clerk's office, and hereby calls a public hearing on the question to be held at 7:00pm on Monday, the 22nd day of February, 1999 in CMGC meeting chamber, 600 East 4th Street Charlotte North Carolina.

The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by N.C.G.S. 160A-299.

CERTIFICATION

I, Nancy S. Gilbert, Dep. City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of January, 1999, the reference having been made in minute book 113, and recorded in full in Resolution Book 35, page(s) 460.

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

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 **HOSKINS ROAD WIDENING PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to 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 **HOSKINS ROAD WIDENING PROJECT** and estimated to be approximately **6060 square feet (.139 acre) for fee-simple; 96 square feet (.0022 acre) for a permanent utility easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 039-016-03 said property currently owned by **NGA HUYNH TRUONG and spouse, if any; JOHN R. CAMPBELL, Trustee; RALPH C. ROBINSON and wife, SARAH W. ROBINSON, Beneficiaries; WILLIAM D. ELDER, Trustee; FIRST CITIZENS BANK & TRUST COMPANY, Beneficiary**, or the owner's successor-in-interest.

ESTIMATED JUST COMPENSATION:

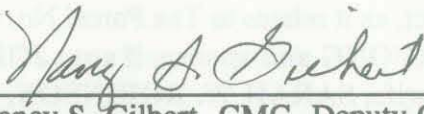
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of January, 1999, the reference having been made in Minute Book 113, and recorded in full in Resolution Book 35, Page(s) 461-462.

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

RESOLUTION STATING THE INTENT OF THE CITY OF CHARLOTTE TO PAY
ECONOMIC LOSS TO SOLID WASTE COLLECTION FIRMS UNDER G.S. 160A-49.3

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

Section 1. That the City of Charlotte intends to pay the economic loss, as defined by G. S. 160A-49.3(f), to the solid waste collection firms set forth below, which were operating within the Ballantyne Area, as described in a resolution describing such area and adopted on September 23, 1998.

Section 2. That such firms have substantially satisfied the requirements of G. S. 160A-49.3.

Section 3. That such economic loss shall not be paid until the annexation of the Ballantyne Area becomes effective.

Section 4. That the name of such firms and the total amounts of such economic loss is set forth below:

NMS, Inc.	\$30,739
Ross Sanitation Services	\$56,426

This the 25th day of January, 1999.

APPROVED AS TO FORM:

H. Murrell
City Attorney

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 25th day of January, 1999, the reference having been made in Minute Book 113, and recorded in full in Resolution Book 35, Page(s) 463.

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

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