

**A RESOLUTION AUTHORIZING THE REFUND OF  
CERTAIN BUSINESS PRIVILEGE LICENSES**

Reference is made to the schedule of "Taxpayers and Refunds Requested" attached to the Docket for consideration of the City Council. On the basis of that schedule, which is incorporated herein, the following facts are found:

1. The City-County Tax Collector has collected certain taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time limits.
3. The amounts listed on the schedule were collected through either a clerical or assessor error.

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 14<sup>th</sup> day of October, 2002 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

**CERTIFICATION**

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14<sup>th</sup> day of October, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38 at Pages 40-41.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15<sup>th</sup> day of October, 2002.

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

**BUSINESS PRIVILEGE LICENSE  
REFUNDS REQUESTED**

<u>Name</u>	<u>Amount of Refund</u>
Charlotte Bay Trading	\$ 692.09
Jackson's Java	106.50
Sam's Mart – Bahaa Enterprises	933.35
Southern Ice Cream Corp.	240.00
Fourth Ward Market	558.30
Tom Hirunpugdi, Phoenix Taco, LLC	739.08
Joyce O'Shields AOC Marketing Research	720.00
Piedmont Natural Gas	16,000.00
Lead C. Corp	1,507.50
CM Drywall LLC	1,164.17
Champion Fence Building	292.41
Charles E. Singleton Co.	908.18
Control Systems & Services	100.98
Cupboard Restaurant Inc.	541.17
Red Mountain Management	2,200.38
Landmark Fences Inc.	138.85
PJJD Enterprises Inc.	635.89
Sodexo	944.68
TRC Staffing Services	833.84
Vision Office Systems Inc.	1,464.24
William Construction Concepts	104.36
Hankins & Whittington	16.07
Wayne Brothers Inc.	35.00
Crosby Hairstyling	56.80
Food Staff	94.22
Hitachi Data Systems Corp	55.44
Mike S. McCall Contracting Inc.	66.12
Total	<u>\$31,149.62</u>

**A RESOLUTION AUTHORIZING THE CITY OF CHARLOTTE TO PETITION THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION TO TRANSFER PENCE ROAD FROM STATE MAINTENANCE TO CITY OF CHARLOTTE MAINTENANCE EFFECTIVE OCTOBER 15, 2002.**

WHEREAS, the City of Charlotte Department of Transportation has reviewed the maintenance requirements of the following street segment:

NCDOT Street ABANDONED to the City of Charlotte

<u>Div.</u>	<u>County</u>	<u>Municipality</u>	<u>Road</u>	<u>Street</u>	<u>Termini / Length</u>
10	Mecklenburg	Charlotte	SR 2820	Pence Rd.	2.14 mi. (Highland Ave. to Harrisburg Rd.)

WHEREAS, the City Department of Transportation believes the transfer of maintenance responsibility of the above described street segment from the North Carolina Department of Transportation to the City of Charlotte to be in the best interest of the citizens of the area and the community as a whole; and

WHEREAS, subject to the North Carolina Department of Transportation's acceptance, the street segment should be added to maintenance by the City of Charlotte, effective October 15, 2002.

NOW, THEREFORE, BE IT RESOLVED BY THE CHARLOTTE CITY COUNCIL THAT:

- (1) The City of Charlotte will petition the North Carolina Department of Transportation to delete from the State Road System the following street segment:

<u>Div.</u>	<u>County</u>	<u>Municipality</u>	<u>Road</u>	<u>Street</u>	<u>Termini / Length</u>
10	Mecklenburg	Charlotte	SR 2820	Pence Rd.	2.14 mi. (Highland Ave. to Harrisburg Rd.)

- (2) The above-described street segment will be added to the maintenance responsibility of the City of Charlotte and will become effective on October 15, 2002, subject to approval by the North Carolina Board of Transportation.

**CERTIFICATION**

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14<sup>th</sup> day of October, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38 at Page 48.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15<sup>th</sup> day of October, 2002.

  
Nancy S. Gilbert

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 **LONG CREEK PUMP STATION 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 **LONG CREEK PUMP STATION PROJECT** and estimated to be approximately **13,893 square feet (0.319 acre) for Permanent Sanitary Sewer and Temporary Construction Easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 031-201-38, said property currently owned by **ROLF L. WILHELM and wife, LINDA WILHELM; and Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14<sup>th</sup> day of October, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38 at Page 43.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15<sup>th</sup> day of October, 2002.



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 **WEST CRAIGHEAD/FREW ROAD IMPROVEMENTS 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 **WEST CRAIGHEAD/FREW ROAD IMPROVEMENTS PROJECT** and estimated to be approximately **2,852 square feet (0.066 acre) in Fee-Simple and Temporary Construction Easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 085-115-07, said property currently owned by **IHL JIHN LEE and wife, KYUNG LEE, and Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14<sup>th</sup> day of October, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38 at Page 44.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15<sup>th</sup> day of October, 2002.



Nancy S. Gilbert, CMC, Deputy City Clerk

**A RESOLUTION AUTHORIZING THE CITY OF CHARLOTTE TO PETITION THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION TO TRANSFER PENCE ROAD FROM STATE MAINTENANCE TO CITY OF CHARLOTTE MAINTENANCE EFFECTIVE OCTOBER 15, 2002.**

WHEREAS, the City of Charlotte Department of Transportation has reviewed the maintenance requirements of the following street segment:

NCDOT Street ABANDONED to the City of Charlotte

<u>Div.</u>	<u>County</u>	<u>Municipality</u>	<u>Road</u>	<u>Street</u>	<u>Termini / Length</u>
10	Mecklenburg	Charlotte	SR 2820	Pence Rd.	2.14 mi. (Highland Ave. to Harrisburg Rd.)

WHEREAS, the City Department of Transportation believes the transfer of maintenance responsibility of the above described street segment from the North Carolina Department of Transportation to the City of Charlotte to be in the best interest of the citizens of the area and the community as a whole; and

WHEREAS, subject to the North Carolina Department of Transportation's acceptance, the street segment should be added to maintenance by the City of Charlotte, effective October 15, 2002.

NOW, THEREFORE, BE IT RESOLVED BY THE CHARLOTTE CITY COUNCIL THAT:

- (1) The City of Charlotte will petition the North Carolina Department of Transportation to delete from the State Road System the following street segment:

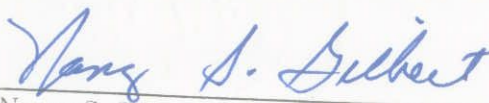
<u>Div.</u>	<u>County</u>	<u>Municipality</u>	<u>Road</u>	<u>Street</u>	<u>Termini / Length</u>
10	Mecklenburg	Charlotte	SR 2820	Pence Rd.	2.14 mi. (Highland Ave. to Harrisburg Rd.)

- (2) The above-described street segment will be added to the maintenance responsibility of the City of Charlotte and will become effective on October 15, 2002, subject to approval by the North Carolina Board of Transportation.

**CERTIFICATION**

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14<sup>th</sup> day of October, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38 at Page 48.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15<sup>th</sup> day of October, 2002.

  
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 **LONG CREEK PUMP STATION 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 **LONG CREEK PUMP STATION PROJECT** and estimated to be approximately **13,893 square feet (0.319 acre) for Permanent Sanitary Sewer and Temporary Construction Easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 031-201-38, said property currently owned by **ROLF L. WILHELM and wife, LINDA WILHELM; and Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14<sup>th</sup> day of October, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38 at Page 43.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15<sup>th</sup> day of October, 2002.



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 **WEST CRAIGHEAD/FREW ROAD IMPROVEMENTS 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 **WEST CRAIGHEAD/FREW ROAD IMPROVEMENTS PROJECT** and estimated to be approximately **2,852 square feet (0.066 acre) in Fee-Simple and Temporary Construction Easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 085-115-07, said property currently owned by **IHL JIHN LEE and wife, KYUNG LEE, and Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14<sup>th</sup> day of October, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38 at Page 44.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15<sup>th</sup> day of October, 2002.



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 **WEST CRAIGHEAD/FREW ROAD IMPROVEMENTS 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 **WEST CRAIGHEAD/FREW ROAD IMPROVEMENTS PROJECT** and estimated to be approximately **9,396 square feet (0.216 acre) in Fee-Simple and Temporary Construction Easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 085-115-05, said property currently owned by **ROSA KYUNG LEE and husband, IHL JOHN LEE and Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14<sup>th</sup> day of October, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38 at Page 45.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15<sup>th</sup> day of October, 2002.



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 **NORTH TRYON STREET IMPROVEMENTS 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 **NORTH TRYON STREET IMPROVEMENTS PROJECT** and estimated to be approximately **309 square feet (0.007 acre) for Temporary Construction Easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 091-081-10, said property currently owned by **CAROLINA NATIONAL INVESTMENT, LLC; WILLIAM D. ELDER, Trustee; FIRST CITIZENS BANK & TRUST COMPANY, Beneficiary; and Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14<sup>th</sup> day of October, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38 at Page 46.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15<sup>th</sup> day of October, 2002.

  
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 **SOUTHWEST WATER TRANSMISSION MAIN 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 **SOUTHWEST WATER TRANSMISSION MAIN PROJECT** and estimated to be approximately **8,775 square feet (0.201 acre) for Permanent Easement and Temporary Construction Easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 035-012-03, said property currently owned by **REPUBLIC SERVICES OF NORTH CAROLINA, LLC; and Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14<sup>th</sup> day of October, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38 at Page 47.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15<sup>th</sup> day of October, 2002.



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 **SOUTHWEST WATER TRANSMISSION MAIN 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 **SOUTHWEST WATER TRANSMISSION MAIN PROJECT** and estimated to be approximately **43,952 square feet (1.009 acre) for Permanent Easement and Temporary Construction Easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 057-141-02, said property currently owned **ROADWAY EXPRESS, INC.**; and **Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:


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

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

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14<sup>th</sup> day of October, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38 at Page 48.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15<sup>th</sup> day of October, 2002.

  
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 **SOUTHWEST WATER TRANSMISSION MAIN 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 **SOUTHWEST WATER TRANSMISSION MAIN PROJECT** and estimated to be approximately **26,156 square feet (0.600 acre) for Permanent Easement and Temporary Construction Easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No. 057-142-01, said property currently owned **ROADWAY EXPRESS, INC.;** and **Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 14<sup>th</sup> day of October, 2002, the reference having been made in Minute Book 118, and recorded in full in Resolution Book 38 at Page 49.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 15<sup>th</sup> day of October, 2002.



Nancy S. Gilbert, CMC, Deputy City Clerk