

RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE a portion of Perimeter Parkway located between Perimeter Woods Drive and Reames Road in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Perimeter Woods Land, LLC and Perimeter Woods Business Park, LLC** has filed a petition to close a portion of **Perimeter Parkway located between Perimeter Woods Drive and Reames Road** in the City of Charlotte; and

Whereas, the portion of Perimeter Parkway to be closed lies within the Northlake Community beginning from Reames Road continuing eastwardly approximately 1,408.5 feet to its terminus at Perimeter Woods Drive as shown in the map marked "Exhibit A-1, A-2, A-3 & A-4" and is more particularly described by metes and bounds in a document marked "Exhibit B" and "Exhibit C" all 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 City 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 July 24, 2006 that it intends to close a portion of Perimeter Parkway located between Perimeter Woods Drive and Reames Road and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 28th day of August, 2006 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, Stephanie C. Kelly, 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 24th day of July, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page 186.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of May, 2006.


Stephanie C. Kelly, CMC, Deputy City Clerk

RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE a portion of Perimeter Parkway located between Perimeter Woods Drive and W.T. Harris Boulevard in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Perimeter Woods Land, LLC and Perimeter Woods Business Park, LLC** has filed a petition to close **a portion of Perimeter Parkway located between Perimeter Woods Drive and W.T. Harris Boulevard** in the City of Charlotte; and

Whereas, the portion of Perimeter Parkway to be closed lies within the Northlake Community beginning from Perimeter Woods Drive continuing North approximately 1,400 feet to its terminus at W.T. Harris Boulevard as shown in the map marked "Exhibit A-1, A-4, A-5 & A-6" and is more particularly described by metes and bounds in a document marked "Exhibit B" and "Exhibit C" all 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 City 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

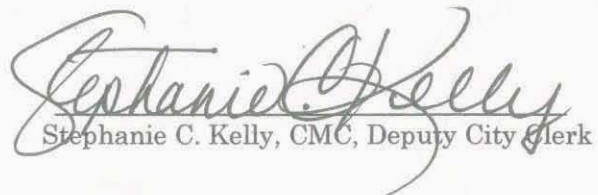
Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of July 24, 2006 that it intends to close a portion of Perimeter Parkway located between Perimeter Woods Drive and W.T. Harris Boulevard and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 28th day of August, 2006 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, Stephanie C. Kelly, 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 24th day of July, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page 187.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of May, 2006.


Stephanie C. Kelly, CMC, Deputy City Clerk

A RESOLUTION AUTHORIZING THE REFUND OF PROPERTY TAXES

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

1. The City-County Tax Collector has collected property 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 24th day of July 2006 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, Stephanie Kelly, 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 24th day of July, 2006, the reference having been made in Minute Book 124 and recorded in full in Resolution Book 40 Page(s) 188-189.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the day of 28th, July, 2006.


Stephanie C. Kelly, CMC, Deputy City Clerk

TAXPAYERS AND REFUNDS REQUESTED
(Clerical Error)

<u>Name</u>	<u>Refund Amount</u>
TABOURN TAMEKA	126.84
LAKKADI YESHPAL R	41.16
LAKKADI YESHPAL R	41.16
LAKKADI YESHPAL R	41.16
DUBLIN BUILDING GROUP LTD THE	31.50
TOYOTA MOTOR CREDIT CORP	1,335.60
KEILTY KEVIN P	76.91
KEILTY KEVIN P	76.91
KEILTY KEVIN P	56.28
KEILTY KEVIN P	56.28
KEILTY KEVIN P	56.28
MASONITE ENTRY DOOR CORP	42,666.98
STALLINGS BEULAH MAE S	41.16
STALLINGS BEULAH MAE S	41.16
STALLINGS BEULAH MAE S	41.16
MPE USA, INC.	129.02
FIRST FEDERAL LEASING	55.13
COWLEY CONSTRUCTION MATERIALS	48.99
DATA CONVERSIONS INC	1,124.59
MARKOVICH MICHAEL M	35.28
MARKOVICH MICHAEL M	35.28
SETZER RANDY A	50.34
SETZER RANDY A	50.34
GREAT AMERICAN LEASING CORP	42.91
SANDERS CATHY	46.19
SANDERS CATHY	46.19
SANDERS CATHY	37.80
SANDERS CATHY	37.80
SANDERS CATHY	37.80
SKENDERI ARION	31.50
Total	<u>\$ 46,539.70</u>

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 **2005 ANNEXATION-STEELE CREEK SOUTH AREA SANITARY SEWER 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 **2005 ANNEXATION-STEELE CREEK SOUTH AREA SANITARY SEWER PROJECT** and estimated to be approximately **7,184 square feet (.165 acre) of sanitary sewer 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. 219-261-02, said property currently owned by **JAMES P. DEMARE and wife, ANTOINETTE M. DEMARE; THOMAS B. RALLINGS, JR., Trustee; CAROLINA BUILDERS CORPORATION, Beneficiary; ROBERT N. BURRIS, Trustee; HOMES AND LAND OF METRO CHARLOTTE, Beneficiary; MECKLENBURG COUNTY TAX COLLECTOR; RONNIE OVERCASH and SYBIL OVERCASH, Judgment Creditors; DEPARTMENT OF THE TREASURY-INTERNAL REVENUE SERVICE, Federal Tax Liens, and Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

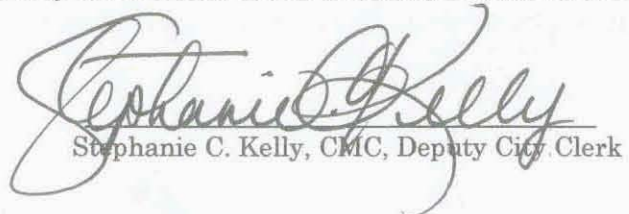
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Stephanie C. Kelly, 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 24th day of July, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page 190.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of May, 2006.


Stephanie C. Kelly, 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 **CYRUS/DOUGLAS STREAM RESTORATION 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 **CYRUS/DOUGLAS STREAM RESTORATION PROJECT** and estimated to be approximately **77,789.09 square feet (.1.786 acre) of conservation 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. 129-091-21, said property currently owned by **MASON PLAZA, LP; STEVEN B. TRAYNOR, Trustee; GENERAL AMERICAN LIFE INSURANCE COMPANY, Beneficiary; JP MORGAN CHASE BANK, Secured Creditor; GENERAL AMERICAN LIFE INSURANCE COMPANY, Secured Creditor; WAL-MART STORES, INC., Lessee; AMERICAN GENERAL FINANCE OF AMERICA, INC., Lessee; PIC N PAY STORES, INC., Lessee; CATO CORPORATION, Lessee, and Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

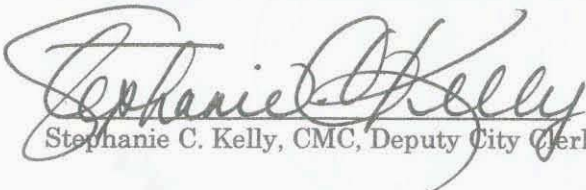
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Stephanie C. Kelly, 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 24th day of July, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page 191.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of May, 2006.


Stephanie C. Kelly, 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 **SOUTH CORRIDOR INFRASTRUCTURE PROJECT: OLD PINEVILLE ROAD-CENTER SECTION (BOURBON-EXMORE)**; 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 **SOUTH CORRIDOR INFRASTRUCTURE PROJECT: OLD PINEVILLE ROAD-CENTER SECTION (BOURBON-EXMORE)** and estimated to be approximately **4,693 square feet (.108 acre) of fee-simple, sidewalk and utility 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. 169-011-13, said property currently owned by **MEACHAM INVESTMENTS, LLC; CB SERVICES CORPORATION, Trustee; CENTURA BANK, Beneficiary; TRSTE, INC., Trustee; FIRST UNION NATIONAL BANK, Beneficiary; NEUSE, INC., Trustee; FIRST CITIZENS BANK & TRUST COMPANY, Beneficiary, and Any Other Parties in Interest**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

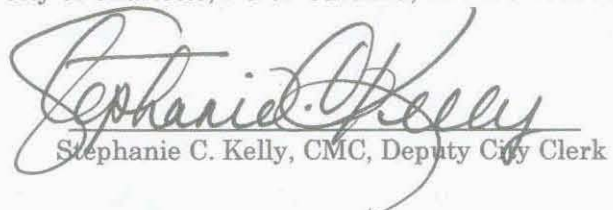
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Stephanie C. Kelly, 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 24th day of July, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page 192.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of May, 2006.


Stephanie C. Kelly, 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 **SOUTH BOULEVARD MEDIAN PROJECT**;

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 **SOUTH BOULEVARD MEDIAN PROJECT** and estimated to be approximately **2,575 square feet (.059 acre) of storm drainage easement, sidewalk and utility 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. 173-011-07, said property currently owned by **SMITH-CURTIS PROPERTIES, LP; N. DEANE BRUNSON, Trustee; TOM CURTIS, Beneficiary; ANDERSON SQUARE PROPERTIES, Beneficiary, and Any Other Parties in Interest, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

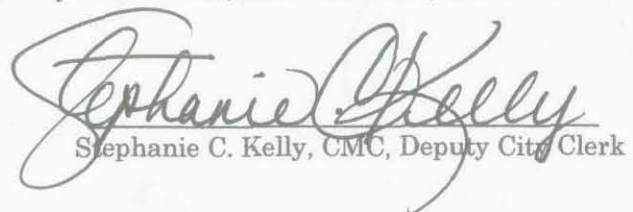
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Stephanie C. Kelly, 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 24th day of July, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page 193.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of May, 2006.


Stephanie C. Kelly, CMC, Deputy City Clerk

RESOLUTION CLOSING A PORTION OF HUBBARD ROAD IN THE CITY OF CHARLOTTE,
MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to close a portion of Hubbard Road which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close a portion of Hubbard Road to be sent by registered or certified mail to all owners of property adjoining the said street and prominently posted a notice of the closing and public hearing in at least 2 places along said street or alley, all as required by G.S. 160A-299; and

WHEREAS, the petitioner will provide an access easement to Charlotte Mecklenburg Utilities, and all other owners of existing underground utilities and telecommunications to maintain their facilities as shown on the attached map marked Exhibit A.

WHEREAS, the public hearing was held on the 24th day of July, 2006 and City Council determined that the closing of a portion of Hubbard Road is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

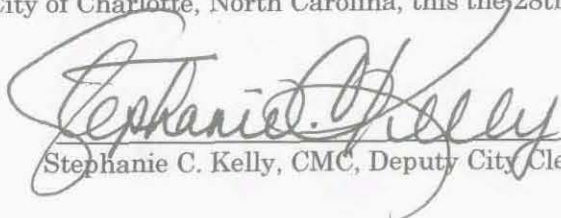
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of July 24, 2006, that the Council hereby orders the closing of a portion of Hubbard Road in the City of Charlotte Mecklenburg County, North Carolina as shown in the map marked "Exhibit A", and is more particularly described by metes and bounds in document marked "Exhibit B", both of which are attached hereto and made a part hereof. This action shall be effective on the date that the developer/petitioner obtains an approved plan from the Charlotte-Mecklenburg Planning Commission and the right-of-way for the realignment portion of Hubbard Road is conveyed/recorded. The new Hubbard Road must be complete and taken over by the City for maintenance. This abandonment approval shall be void if the plan approval and new roadway acceptance by the City is not obtained within 1 year from this date.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

CERTIFICATION

I, Stephanie C. Kelly, 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 24th day of July, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page(s) 194-196.

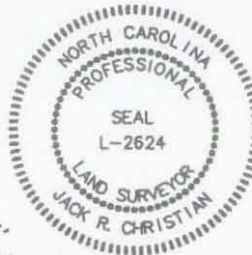
WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of May, 2006.


Stephanie C. Kelly, CMC, Deputy City Clerk

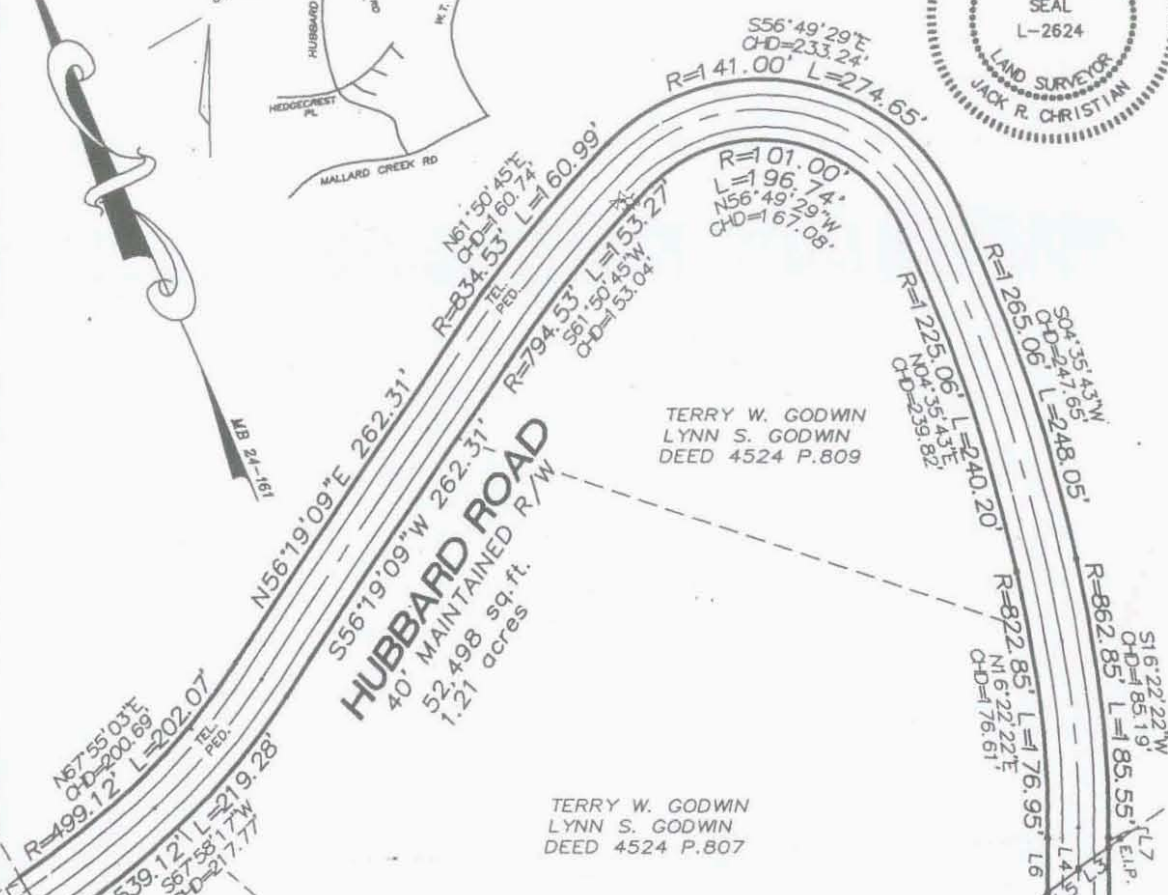
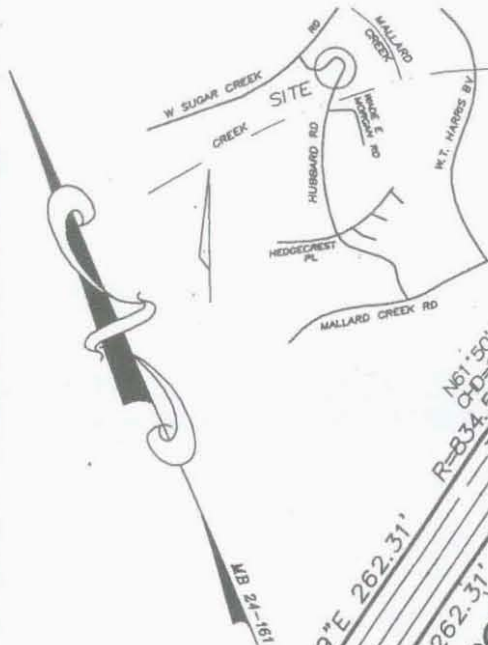
THIS IS TO CERTIFY THAT ON THE 1ST DAY OF FEBRUARY, 2006, I, SURVEYED THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE PROPERTY LINES, AND THE IMPROVEMENTS IF ANY ARE AS SHOWN HEREON.

EXHIBIT "A"

SIGNED *Jack R. Christian*
 REGISTERED SURVEYOR
 JACK R. CHRISTIAN & ASSOCIATES
 7811 OLD CONCORD RD. CHARLOTTE, N.C. 28213
 PHONE: (704)596-2214
 HFRDCLS



H. DUNCAN VAIL
 JAMES H. VAIL
 DEED 16762 P.474

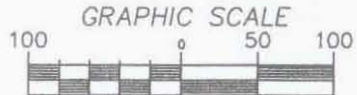


HUBBARD ROAD
 40' MAINTAINED R/W
 52,498 sq. ft.
 1.21 acres

LINE	LENGTH	BEARING
L1	21.35	N11°31'18"W
L2	18.68	N07°22'56"W
L3	24.37	S77°38'26"W
L4	1.05	S22°32'00"W
L5	24.91	S75°59'30"W
L6	36.23	N22°32'00"E
L7	6.40	S22°32'00"W

SYMBOL LEGEND	
	N.I.P. NEW IRON PIN
	E.I.P. EXISTING IRON PIN

NOTE:
 OTHER R/W'S OR EASEMENTS
 MAY EXIST WHICH MAY NOT
 BE SHOWN.



R/W ABANDONMENT SURVEY

OF
PORTION OF HUBBARD ROAD
 CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

SCALE 1"=100'
 THE PROPERTY OF: DIAMOND OAK DEVELOPMENT
 MAP RECORDED IN BOOK _____ AT PAGE _____ DEED RECORDED IN BOOK _____ PAGE _____

UNITED HOUSE OF PRAYER
 FOR ALL PEOPLE
 DEED 4003 P.061

TERRY W. GODWIN
 LYNN S. GODWIN
 DEED 4524 P.807

CHARLES W. DUBOSE
 JANET M. DUBOSE
 DEED 9209 P.742

EXHIBIT "B"

LEGAL DESCRIPTION

BEING A PORTION OF HUBBARD ROAD HAVING A 40 FOOT MAINTAINED RIGHT OF WAY IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A RAILROAD SPIKE NEAR THE CENTER OF LINE OF HUBBARD ROAD (40 FOOT RIGHT OF WAY) THE NORTHEASTERN CORNER OF PROPERTY OWNED BY UNITED HOUSE OF PRAYER FOR ALL PEOPLE, DEED RECORDED IN BOOK 4003 AT PAGE 061, MECKLENBURG COUNTY PUBLIC REGISTRY; THENCE ACROSS HUBBARD ROAD N.07°22'56"W. 18.68 FEET TO A POINT; THENCE WITH A CURVE TO THE LEFT HAVING A RADIUS OF 499.12 FEET AN ARC DISTANCE OF 202.07 FEET TO A POINT (SUBTENDED BY A CHORD HAVING A BEARING OF N.67°55'03"E. A CHORD DISTANCE OF 200.69 FEET); THENCE N.56°19'09"E. 262.31 FEET TO A POINT; THENCE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 834.53 FEET AN ARC DISTANCE OF 160.99 FEET TO A POINT (SUBTENDED BY A CHORD HAVING A BEARING OF N.61°50'45"E. A CHORD DISTANCE OF 160.74 FEET); THENCE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 141.00 FEET AN ARC DISTANCE OF 274.65 FEET TO A POINT (SUBTENDED BY A CHORD HAVING A BEARING OF S.56°49'29"E. A CHORD DISTANCE OF 233.24 FEET); THENCE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 1265.06 FEET AN ARC DISTANCE OF 248.05 FEET TO A POINT (SUBTENDED BY A CHORD HAVING A BEARING OF S.04°35'43"E. A CHORD DISTANCE OF 247.65 FEET); THENCE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 862.85 FEET AN ARC DISTANCE OF 185.55 FEET TO A POINT (SUBTENDED BY A CHORD HAVING A BEARING OF S.16°22'22"W. A CHORD DISTANCE OF 185.19 FEET); THENCE S. 22°32'00" W 6.40 FEET TO A POINT; THENCE S. 77°38'26"W. 24.37 FEET TO A POINT; THENCE S. 22°32'00"W. 1.05 FEET TO A POINT; THENCE S. 75°59'30"W. 24.91 FEET TO A POINT; THENCE N.22°32'00"E. 36.23 FEET TO A POINT; THENCE WITH A CURVE TO THE LEFT HAVING A RADIUS OF 822.85 FEET AN ARC DISTANCE OF 176.95 FEET TO A POINT (SUBTENDED BY A CHORD HAVING A BEARING OF N.16°22'22"E. A CHORD DISTANCE OF 176.61 FEET); THENCE WITH A CURVE TO THE LEFT HAVING A RADIUS OF 1225.06 FEET AN ARC DISTANCE OF 240.20 FEET TO A POINT (SUBTENDED BY A CHORD HAVING A BEARING OF N.04°35'43"E. A CHORD DISTANCE OF 239.82 FEET); THENCE WITH A CURVE TO THE LEFT HAVING A RADIUS OF 101.00 FEET AN ARC DISTANCE OF 196.74 FEET TO A POINT (SUBTENDED BY A CHORD HAVING A BEARING OF N.56°49'29"W. A CHORD DISTANCE OF 167.08 FEET); THENCE WITH A CURVE TO THE LEFT HAVING A RADIUS OF 794.53 FEET AN ARC DISTANCE OF 153.27 FEET TO A POINT (SUBTENDED BY A CHORD HAVING A BEARING OF S.61°50'45"W. A CHORD DISTANCE OF 153.04 FEET); THENCE S. 56°19'09"W. 262.31 FEET TO A POINT; THENCE WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 539.12 FEET AN ARC DISTANCE OF 218.89 FEET TO A POINT (SUBTENDED BY A CHORD HAVING A BEARING OF S.67°58'17"W. A CHORD DISTANCE OF 217.77 FEET); THENCE N.11°31'18" W 21.35 FEET TO THE POINT AND PLACE OF BEGINNING AND CONTAINING 52,498 SQUARE FEET OR 1.21 acres.



RESOLUTION CLOSING A 10-FOOT ALLEYWAY BETWEEN MEACHAM STREET AND MAGNOLIA AVENUE IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to close a 10-foot alleyway between Meacham Street and Magnolia Avenue which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close a 10-foot alleyway between Meacham Street and Magnolia Avenue to be sent by registered or certified mail to all owners of property adjoining the said street and prominently posted a notice of the closing and public hearing in at least 2 places along said street or alley, all as required by G.S. 160A-299; and

WHEREAS, the public hearing was held on the 24th day of July, 2006 and City Council determined that the closing of a 10-foot alleyway between Meacham Street and Magnolia Avenue is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

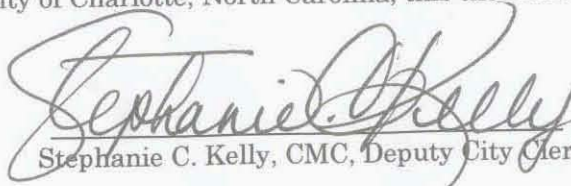
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of July 24, 2006, that the Council hereby orders the closing of a 10-foot alleyway between Meacham Street and Magnolia Avenue in the City of Charlotte Mecklenburg County, North Carolina as shown in the map marked "Exhibit A", and is more particularly described by metes and bounds in document marked "Exhibit B", both of which are attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

CERTIFICATION

I, Stephanie C. Kelly, 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 24th day of July, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page(s) 197-199.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of May, 2006.


Stephanie C. Kelly, CMC, Deputy City Clerk

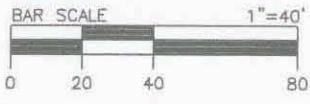


Michael S. Miller
L-3677

LOCATION MAP NO SCALE



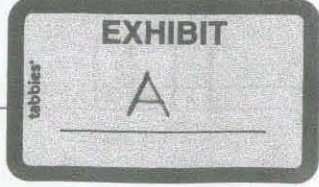
LINE	LENGTH	BEARING
L1	10.00'	S45°50'43"E
L2	10.00'	N47°33'49"W




HARN MONUMENT
MOB4 (NAD 83/2001)
N 513612.5946
E 1460274.9181
ELEV. = 678.12 (NAVD 88)

This document originally issued and sealed by Michael S. Miller, license number L-3677, on 11-07-05. This medium shall not be considered a certified document.

NOTES
THIS PROPERTY MAY BE SUBJECT TO ANY EASEMENTS AND/OR RIGHTS-OF-WAY.
DATE OF SURVEY: JULY 2004
RAW ERROR OF CLOSURE 1:109,871(6-09-04)
PROJECT GRID TIE TO HARN MONUMENT MOB4 ESTABLISHED BY GPS METHODS ON JUNE 9, 2004.
THIS PLAT IS FOR ABANDONMENT PURPOSES ONLY.





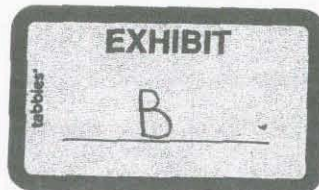
ESP ASSOCIATES, P.A.
engineering.surveying.planning
P.O. Box 7030
Charlotte, NC 28241 (704) 583-4949

<p>RIGHT OF WAY ABANDONMENT PLAT FOR 10' ALLEYWAY BEING 0.040 ACRES</p>	<p>Scale: 1" = 40'</p> <p>Date: 11-01-05</p> <p>Drawing No. sf11alleywrtm1.dwg</p> <p>Job No. SF11</p>
<p>CITY OF CHARLOTTE MECKLENBURG CO., NORTH CAROLINA</p>	
<p>SF11 Project No.</p>	<p>WCF Designed By</p>
<p>MSW Project-Mgr.</p>	<p>Sheet Checked By</p>

Metes and Bounds Description 10' Alleyway

Commencing at HARN Monument MO84 having NAD 83/2001 North Carolina state plan grid coordinates of North 513,612.5946, East 1,460,2774.9181, then North 36-50-29 W 26,931.42 to a #4 rebar (found), said Point and Place of Beginning, said point being a common corner in the southern margin of Meacham Street, as recorded in Deed Book 967, Page 445 and in Map Book 4 Page 271 of the Mecklenburg County Registry, thence continuing with the aforementioned northern margin of Meacham Street, N 47-33-49 W 10.00' to a 1" pipe (found), said 1" pipe being a common corner to tax parcel 121-062-02 and the northern margin of Meacham Street, then leaving the aforementioned northern margin of Meacham Street; N 44-09-17 E 172.83' to a Nail (found), said Nail being a common corner to tax parcel 121-062-01 and the southern margin of Magnolia Avenue, thence along the aforementioned northern margin of Magnolia Avenue, S 45-50-43 E 10.00' to a Rebar (found), said Rebar being a common corner to tax parcel 121-062-03 and the southern margin of Magnolia Avenue; S 44-09-17 W 172.53' to the Point and Place of Beginning, and containing 0.040 acres more or less.

The document originally issued and sealed by Michael S. Miller, license number L-3677, on 11-07-05. This medium shall not be considered a certified document.



A RESOLUTION STATING THE INTENT OF THE CITY OF CHARLOTTE TO
CONSIDER ANNEXATION OF THE ARDREY AREA, AS DESCRIBED HEREIN, AND
FIXING THE DATE OF PUBLIC HEARING ON THE QUESTION OF ANNEXATION

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

Section 1. That it is the intent of the City Council of the City of Charlotte to consider annexation of the area known as Ardrey as described in Exhibit A, attached hereto and incorporated herewith in this resolution, pursuant to Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina.

Section 2. That a public informational meeting on the question of annexing the attached described area will be held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina, at 7:00 o'clock p.m. on Thursday, September 14, 2006, at which time plans for extending services to said area will be explained and all persons resident or owning property in said area and all residents of the City of Charlotte will be given an opportunity to ask questions and receive answers regarding the proposed annexation.

Section 3. That a public hearing on the question of annexing the attached described area will be held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina, at 7:00 p.m. on Monday, October 9, 2006, at which time plans for extending services to said area will be explained and all persons resident or owning property in said area and all residents of the City of Charlotte will be given an opportunity to be heard.

Section 4. That a report of plans for extending services to the attached described area be made available for public inspection at the office of the City Clerk of the City of Charlotte in the Charlotte-Mecklenburg Government Center, at least thirty (30) days prior to the date of said public informational meeting. The statement of financial impact contained in the report shall be delivered to the County Clerk of the Mecklenburg County Board of Commissioners at least thirty (30) days prior to the date of the public informational meeting.

Section 5. That there shall be posted in the office of the City Clerk at least thirty (30) days prior to the date of said public informational meeting a legible map of the area to be annexed and a list of persons holding freehold interests in property in the attached described area who have been identified.

Section 6. That notice of said public informational meeting and public hearing shall be given by publication in a local newspaper and by mail as required by law.

Adopted this _____ day of _____, 2006.

APPROVED AS TO FORM:


Senior Deputy City Attorney

ANNEXATION QUALIFYING AREA FY2007

ARDREY

Beginning at a point on the existing CHARLOTTE CITY LIMITS, said point being the southern most corner of Deed Book 13097, Page 476 located on the Mecklenburg County, North Carolina / Union County, North Carolina line and also being at the centerline of Six Mile Creek; said BEGINNING POINT being also the Southeasterly corner of the lot as described in Deed Book 18846, Page 235; thence in a Southwesterly direction along and with the Mecklenburg County, North Carolina / Union County, North Carolina line, the centerline of Six Mile Creek and the Southerly line of the Lot described in Deed Book 18846, Page 235, approximately 1,505 feet to a point, said point being in the centerline of Six Mile Creek, on the Mecklenburg County / Union County line, and being the Southeasterly corner of the Lot described in Deed Book 14955, Page 94; thence in a Southwesterly direction with the centerline of Six Mile Creek, the County line and the Southerly line of the Lot described in Deed book 14955, Page 94 approximately 4,175 feet to a point, said point being on the centerline of Six Mile Creek, on the Mecklenburg County / Union County line and being the Southernmost corner of the Lot described in Deed Book 14955, Page 94; thence leaving said Six Mile Creek, Mecklenburg County / Union County line and continuing along the Westerly line of the Lot described in Deed Book 14955, Page 94, North 25-49-38 West 326.43 feet to a point on the existing CHARLOTTE CITY LIMITS LINE; thence following the existing CHARLOTTE CITY LIMITS LINE North 26-03-28 West 1,032.78 feet to a point; thence North 29-37-54 West 572.94 feet to a point; said point being the Southerly corner of Lot described in Deed Book 17784, Page 587; thence with westerly line of Lot described in Deed Book 17784, Page 587 the following bearing and distance, North 19-08-41 West 454.92 feet to a point, said point being on the southerly margin of Wade Ardrey Road and also a point on the existing CHARLOTTE CITY LIMITS LINE, thence with the CHARLOTTE CITY LIMITS LINE and in a Northeasterly direction following along a line 30 feet East of and parallel with the centerline of Wade Ardrey Road approximately 281.83 feet to a point, said point being in the Northwesterly corner of the Lot described in Deed Book 14955, Page 94; thence in a Northeasterly direction following along a line 30 feet East of and parallel with the centerline of Wade Ardrey Road approximately 753 feet to a point, said point being on the Southerly margin of Captain Ardrey Road as shown on Map Book 42, Page 283; thence continuing along a line 30 feet East of and parallel with the centerline of Wade Ardrey Road crossing Captain

Ardrey Road as shown on Map Book 42, Page 283 with the following bearing and distance, North 23-50-46 West 158.69 feet to a point, said point being on the Northerly margin of Captain Ardrey Road and also a point on the Westerly line of an area entitled Common Open Space as shown on Map Book 42, Page 283; thence continuing along a line 30 feet East of and parallel with the centerline of Wade Ardrey Road with the Westerly line of the Common Open Space as shown on Map Book 42, Page 283 with a circular curve to the left having a radius of 1195.35 feet, a distance of 261.52 feet with a chord of North 17-34-42 East 261.00 feet to a point, said point being the Southwesterly corner of the Common Area Open Space (0.322 Acres) as shown on Map Book 39, Page 843 and also on the Easterly margin of Wade Ardrey Road and the CHARLOTTE CITY LIMITS LINE; thence with the westerly line of the Common Open Space, crossing Wheatfield Road, Common Open Space (0.288 Acres) and Common Open Space / Tree Save Area 1 (0.730 Acres) as shown on Map Book 39, Page 843 with the following (2) calls: 1) with the arc of a circular curve to the left having a radius of 1195.35 feet, a distance of 32.21 feet with a chord of North 10-32-20 East 32.21 feet to a point, 2) North 09-46-01 East 784.17 feet to a point, said point being the Southwesterly corner of Lot described in Deed Book 9688, Page 312; thence in a Northeasterly direction following along a line 30 feet East of and parallel with the centerline of Wade Ardrey Road approximately 298 feet to a point, said point being the Southwesterly corner of the Lot described in Deed Book 9688, Page 315; thence in a Northeasterly direction following along a line 30 feet East of and parallel with the centerline of Wade Ardrey Road approximately 227 feet to a point, said point being the Southwesterly corner of the Lot described in Deed Book 17014, Page 838, thence in a Northeasterly direction following along a line 30 feet East of and parallel with the centerline of Wade Ardrey Road approximately 540 feet to a point, said point being the Northwesterly corner of the Lot described in Deed Book 8194, Page 160, thence in a Northerly direction following along a line 30 feet East of and parallel with the centerline of Wade Ardrey Road crossing Ardrey Kell Road approximately 330 feet to a point, said point being on the CHARLOTTE CITY LIMITS LINE and 30 feet North of and parallel with centerline of Ardrey Kell Road, said point being the Southeasterly most corner of the Lot described in Deed Book 18276, Page 939; thence in a Northerly direction along the Western line of the Lot described in Deed book 18276, Page 939 with the following(4) bearings and distances: 1) North 85-33-32 West 42.50 feet to a point, 2) North 24-44-32 West 148.04 feet to a point, 3) North 08-43-21 West 354.98 feet to a point, 4) North 67-19-28 East

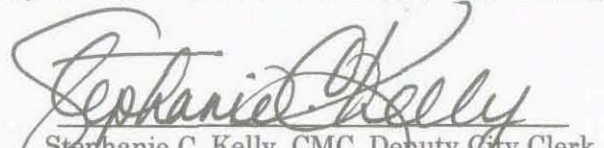
395.14 feet to a point, said point being the Northeasterly corner of the Lot as described in Deed Book 18276, Page 939 located on the centerline of Community House Road; thence in an Easterly direction with said line extended and crossing said Community House Road approximately 30 feet to a point, said point being 55 feet North of the Northerly margin of Purchase Street; thence Southeasterly with the existing CHARLOTTE CITY LIMITS LINE and along and with the Easterly margin of Community House Road, crossing Ardrey Kell Road approximately 656 feet to a point, said point being the Northwest corner of Lot 1, Block 4, as shown on recorded Map Book 22, Page 943; thence along and with the Eastern margin of Community House Road crossing Tamarron Drive, South 44-07-10 East 502.54 feet to a point on the Eastern margin of Community House Road, said point being the Southwesterly corner of Lot 01, Block 01 as shown on Map Book 23, Page 350 and also a point on the Northerly line of Deed Book 19068, Page 797; thence in a Southeasterly direction following the Eastern margin of Community House Road and the existing CHARLOTTE CITY LIMITS line approximately 280 feet to a point; thence following the existing CHARLOTTE CITY LIMITS line as follows: South 46-51-13 East approximately 600 feet to a point, said point being the angle point of Lot 30, Block 01, Map Book 23, page 777; thence South 46-51-13 West 188.50 feet to a point, said point being on the Northerly line of Lot 34, Block 01 as shown on Map Book 24, Page 754, thence with the Northerly line of Lot 34, Block 01 as shown on Map book 24, Page 754 and Lot 35, Block 01 as shown on Map 23, Page 777, South 52-14-58 West 170.19 feet to a point, said point being the Northwesterly corner of Lot 35, Block 01 as shown on Map Book 23, Page 777; thence continuing from said point along and with the rear of Lots 35, 36 and 37, Block 01 as shown on Map Book 23, Page 777 South 41-49-00 East 382.00 feet to a point, said point being the Northwesterly corner of Lot 66, Block 01 as shown on Map Book 25, Page 264; thence in a Southeasterly direction with the rear of Lots 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76 and 77, Block 01 as shown on Map Book 25, Page 264 South 41-49-00 East 932 feet to a point, said point being the Northwesterly corner of Lot 78, Block 01 as shown on Map Book 26, Page 519; thence with the Westerly line of Lot 78, Block 01 as shown on Map Book 26, Page 519, crossing Burnside Lane, and along the Westerly line of Lots 65, 64, 63, 62, 61, 60 & 59, Block 08 and the common area, South 41-49-00 East 1,063.17 feet to a point, said point being the Northwesterly corner of the Lot described in Deed Book 13097, Page 476; thence in a Southeasterly direction along the Westerly line of Deed Book 13097, Page 476 an approximate distance of 125 feet to a point, said point being in the centerline of Six

Mile Creek, on the Mecklenburg County, North Carolina / Union County, North Carolina line and also the place of beginning.

CERTIFICATION

I, Stephanie C. Kelly, 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 24th day of July, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page(s) 200-204.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of May, 2006.


Stephanie C. Kelly, CMC, Deputy City Clerk

A RESOLUTION STATING THE INTENT OF THE CITY OF CHARLOTTE TO CONSIDER ANNEXATION OF THE MALLARD CREEK CHURCH EAST AREA, AS DESCRIBED HEREIN, AND FIXING THE DATE OF PUBLIC HEARING ON THE QUESTION OF ANNEXATION

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

Section 1. That it is the intent of the City Council of the City of Charlotte to consider annexation of the area known as Mallard Creek Church East as described in Exhibit A, attached hereto and incorporated herewith in this resolution, pursuant to Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina.

Section 2. That a public informational meeting on the question of annexing the attached described area will be held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina, at 7:00 o'clock p.m. on Thursday, September 14, 2006, at which time plans for extending services to said area will be explained and all persons resident or owning property in said area and all residents of the City of Charlotte will be given an opportunity to ask questions and receive answers regarding the proposed annexation.

Section 3. That a public hearing on the question of annexing the attached described area will be held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina, at 7:00 p.m. on Monday, October 9, 2006, at which time plans for extending services to said area will be explained and all persons resident or owning property in said area and all residents of the City of Charlotte will be given an opportunity to be heard.

Section 4. That a report of plans for extending services to the attached described area be made available for public inspection at the office of the City Clerk of the City of Charlotte in the Charlotte-Mecklenburg Government Center, at least thirty (30) days prior to the date of said public informational meeting. The statement of financial impact contained in the report shall be delivered to the County Clerk of the Mecklenburg County Board of Commissioners at least thirty (30) days prior to the date of the public informational meeting.

Section 5. That there shall be posted in the office of the City Clerk at least thirty (30) days prior to the date of said public informational meeting a legible map of the area to be annexed and a list of persons holding freehold interests in property in the attached described area who have been identified.

Section 6. That notice of said public informational meeting and public hearing shall be given by publication in a local newspaper and by mail as required by law.

Adopted this _____ day of _____, 2006.

APPROVED AS TO FORM:


Senior Deputy City Attorney

ANNEXATION QUALIFYING AREA FY 2007

MALLARD CREEK CHURCH EAST AREA

Beginning at a point in the present Charlotte City Limits said point being the Southerly most corner of the common open space as shown on Map Book 33 page 429, and said point also being on the Westerly right-of way margin of Interstate 85, thence South 73-26-25 East approximately 423 feet to a point, said point being on the Easterly right-of-way margin of Interstate 85, said point also being on the Westerly lot line of the property as described in said Deed Book 10614 page 170; thence continuing with the Easterly right-of-way margin of Interstate 85 the following two courses; 1) with a circular curve to the right having a radius of 1263.14 feet, an arc distance of approximately 262 feet to a point; 2) North 76-37-28 East 34.94 feet to a point, said point being the Northerly most corner of the property as described in Deed Book 10614 page 170; thence with the Easterly lot line of said deed book South 14-44-51 West 838.58 feet to a point, said point being the Northeasterly corner of the property as described in Deed Book 2698 page 463; thence with the Easterly lot line of said deed book South 13-22-00 West approximately 482 feet to a point, said point being the Southeasterly corner of the property as described in Deed Book 2698 page 463, and said point also being the Northerly right-of-way margin of Galloway Road; thence crossing Galloway Road approximately 62 feet to a point, said point being on the Southerly right-of-way margin of Galloway Road, said point also being the Northeasterly corner of the property as described in Deed Book 6432 page 354; thence with the Easterly lot line of said deed book South 17-13-00 East 180.12 feet to a point, said point being the Southeasterly corner of the property as described in Deed Book 6432 page 354, said point also being the Northeasterly most corner of the property as described in Deed Book 19554 page 670; thence with the Easterly lot line of said Deed book South 17-13-00 East 1113.21 feet to a point, said point being the Southeasterly corner of the property as described in Deed Book 13286 page 26, said point also being the Westerly corner of the property as described in Deed Book 2106 page 472; thence with the Northerly lot line of said deed book North 81-00-00 East 400 feet to a point, said point being on the Northerly line of the property as described in Deed Book 3514 page 301; thence with said deed book for the following nine courses; 1) North 81-00-00 East 60 feet to a point; said point being on the existing Charlotte City Limits Line; 2) South 09-00 East 73 feet to a point; 3) South 86-32-30 East approximately 250 feet to a point; 4) South 61-23 East 231 feet to a point; 5) South 39-24 East 648.17 feet crossing Stoney Creek to a point; 6) South 48-54-30 East 621.85 feet to a point; 7) South 11-32 East 616.15 feet to a point; 8) South 64-18-30 West 675.94 feet to a point; 9) South 54-27 West 425.70 feet to a point, said

point being the Northwesterly corner of the property as described in Deed Book 4257, page 336; thence with the Westerly and Southerly property lines of said deed as follows; 1) South 22-36-20 East 226.43 feet to a point; 2) North 59-33-40 East 286.07 feet to a point, said point being the Southeasterly corner of the property described in Deed Book 4257 page 336 and on the Westerly property line of Deed Book 3681, page 929; thence with the Westerly property line of said deed book South 17-17-05 East approximately 198 feet to a point, said point being the Southwesterly corner of the property as described in Deed Book 3681, page 929; thence with the westerly property line of the property as described in Deed Book 5852 page 489 South 16-15-21 East 593.02 feet to a point; thence South 15-07-32 East 599.96 feet crossing Westbend Drive to a point; thence South 26-33-16 East 414.92 feet to a point, said point being the Southwesterly corner of the property as described in Deed Book 4234 page 491; thence in a Southwesterly direction approximately 154 feet to a point, said point being the Southwesterly corner of the property as described in Deed Book 2907, page 218; thence in an Easterly direction South 47-36-20 East approximately 93.96 feet to a point, said point being in the Northerly right-of-way margin of U.S. Highway 29 (1991 location); thence in a Southerly direction along the Northerly right-of-way margin of U.S. Highway 29 (1991 location) approximately 949.70 feet to a point; thence with the Northerly right-of-way margin of U.S. Highway 29 (1991 location) South 40-36 West approximately 799.64 feet to a point, said point being the intersection of the westerly line of the property as described in Deed Book 3906, page 911 with the Northerly right-of-way margin of U.S. Highway 29 (1991 Location), said point also being on the Easterly right-of-way margin of Mallard Creek Church Road (1991 location) (SR 2472); thence crossing Mallard Creek Church Road (SR 2472) approximately 60 feet to a point, said point being the intersection of the Northerly right-of-way margin of U.S. Highway 29 with the Westerly right-of-way margin of Mallard Creek Church Road (1991 location) (SR2472) (1991 Location); thence continuing in a Southerly direction along the Northerly right-of-way margin of U.S. Highway 29 (1991 Location) for two courses; 1) South 40-35-28 West 890.98 feet to a point, and 2) South 40-35-55 West 331.77 feet to a point, said point being the intersection of the Northerly right-of-way margin of U.S. Highway with the Southwesterly line of the property described in Deed Book 4766, page 373; thence in a Southwesterly direction with the Northerly right-of-way margin of U.S. Highway 29 approximately 273.22 feet to a point, said point being the Northerly property line of the property described in Deed Book 4327, page 647, said point also being in the centerline of Mallard Creek; thence following the centerline of Mallard Creek for seven courses; 1) North 85-20-40 West approximately 219.4 feet to a point; 2) South 88-58-40 West 168.25 feet to a point; 3) South 69-37-30 West 100.07 feet to a point; 4) South 62-38-20

West 303.97 feet to a point; 5) South 69-54-50 West 200.12 feet to a point; 6) South 77-37-30 West 100.5 feet to a point; 7) South 63-01-30 West 65.81 feet to a point in the centerline of Mallard Creek; thence with the Northerly lot line of the property as described in Deed Book 5383, page 269 for the following six courses; 1) North 26-40-20 East 52.39 feet to a point; 2) North 72-09-43 West 826.92 feet to a point; 3) North 71-14-10 West 537.24 feet to a point; 4) North 84-52-00 West 113.91 feet to a point; 5) South 63-01-30 West 226.48 feet to a point; 6) South 83-03-50 West 164.04 feet to a point in the centerline of Mallard Creek; thence with the Northerly property line of the property described in Deed Book 4614 Page 412 for the following seven courses; 1) North 82-31-51 West 67.43 feet to a point; 2) South 82-49-25 West 417.95 feet to a point; 3) South 79-05-55 West 694.21 feet to a point; 4) North 31-50-26 East 724.02 feet to a point; 5) North 11-30-11 East 107.78 feet to a point; 6) North 11-30-11 East 25 feet to a point in the centerline of Mallard Creek; 7) South 79-50-25 West 489.26 feet with the centerline of Mallard Creek to a point, said point being on the Northerly property line of the property described in Deed Book 4614, page 412, said point also being the intersection of a point 171 feet Southwest of and normal to the "L" line of Interstate Highway 85; thence South 37-43-16 West approximately 369.20 feet to a point, said point being located 171 feet Southwest of and normal to Station 173+05.2 Line "L" as shown on said map recorded in said Book 1, page 186; thence in a Northwesterly direction following a line perpendicular to and crossing Line "L" Interstate 85 at Station 173+05.2, 342.00 feet to a point; said point being where the Mallard Creek Channel intersects the Westerly margin of the Controlled Access Line of Interstate 85, said point also being on the Southerly lot line of Lot 7 as shown on recorded Map Book 20, page 510; thence following along the Southerly lot line of Lot 7 and Lot 8 as shown on Map Book 20, page 510, said line also being the Mallard Creek Channel for seven (7) courses as follows; 1) North 75-56-50 West 75.33 feet to a point; 2) North 63-40-15 West 100.0 feet to a point; 3) North 35-40-15 West 100.0 feet to a point; 4) North 24-40-15 West 550.0 feet to a point; 5) North 66-15-15 West 100.0 feet to a point; 6) South 84-44-45 West 235.0 feet to a point; 7) South 72-14-45 West 21.07 feet to a point on the Easterly right-of-way of David Taylor Drive; thence South 72-14-45 West 63.07 feet to a point on the Westerly right-of-way line of David Taylor Drive and the Mallard Creek Channel; thence following the Mallard Creek Channel for the following (11) courses: (1) South 72-14-45 West 25.86 feet to a point; (2) North 51-55-15 West 75.00 feet to a point; (3) North 26-30-10 West 450.00 feet to a point; (4) North 30-35-20 West 114.30 feet to a point; (5) North 49-55-00 West 119.34 feet to a point; (6) North 31-55-20 West 119.26 feet to a point; (7) North 56-32-40 West 133.22 feet to a point; (8) North 68-19-00 West 104.59 feet to a point; (9) North 61-40-15 West 53.00 feet to a point; (10)

North 83-13-00 West 63.29 feet to a point; (11) North 88-21-40 West approximately 50 feet to a point, said point being the Southwesterly most corner of the property as described in Deed Book 8415 page 953; thence leaving Mallard Creek and continuing along the property line of said deed book the following courses; 1) North 22-47-58 East 617.47 feet to a point; 2) South 73-39-36 East 208.01 feet to a point, said point being the Southwesterly most corner of the property as described in Deed Book 10790 page 311; thence continuing along the Westerly and Southerly property line of said deed book the following courses; 1) South 16-20-12 West 210 feet to a point; 2) South 73-39-48 East 180 feet to a point; 3) North 82-57-31 East 491.52 feet to a point in the Westerly right-of-way of David Taylor Drive; 4) with the arc of a circular curve to the left, having a radius of 644.07 feet, and an arc distance of approximately 338 feet to a point, said point being on the Westerly right-of-way margin of David Taylor Drive and the Westerly lot line of the property as described in Deed Book 9043 page 91 (if extended); thence North 56-00-00 East 60 feet to a point, said point being on the Easterly right-of-way of David Taylor Drive and the Southwesterly most corner of the property as described in Deed 9043 page 91; thence following along the Westerly lot line of said deed North 56-00-00 East 581.90 feet to a point, said point being on the Southeasterly most lot line of the property as described in Deed Book 6224 page 211, and said point also being the centerline of Mallard Creek; thence in a Northeasterly direction along the property line of said deed the following courses; 1) North 06-28-39 East 25.21 feet to a point; 2) North 20-29-02 East 67.0 feet to a point; 3) North 32-37-04 East 102.29 feet to a point; 4) North 39-00-17 East 105.46 feet to a point; 5) North 35-04-22 East 75.43 feet to a point; 6) North 68-20-44 East 65.67 feet to point; 7) North 17-09-33 East 93.42 feet to a point; 8) North 14-09-46 East 118.36 feet to a point; 9) North 01-53-53 East 62.16 feet to a point; 10) North 30-27-06 West 49.82 feet to a point; 11) North 44-19-16 West 10.14 feet to a point, said point being on the Southerly most lot line of the property of Deed Book 13057 page 392; thence in a Northwesterly direction following along the property of said deed and the centerline of Mallard Creek the following courses; 1) North 85-42-49 East 15.11 feet to a point; 2) North 58-20-33 West 41.57 feet to a point; 3) North 28-54-48 West 157.19 feet to a point; 4) North 04-40-38 East 51.51 feet to a point; 5) North 20-18-29 West 44.76 feet to a point; 6) North 02-13-59 East 57.87 feet to a point; 7) North 23-27-52 West 61.06 feet to a point; 8) North 36-14-23 West 52.17 feet to a point; 9) North 22-18-08 West 39.11 feet to a point; 10) North 31-30-53 West 44.24 feet to a point; 11) North 20-07-56 West 47.40 feet to a point; 12) North 11-03-33 West 77.75 feet to a point; 13) North 32-38-17 East 9.54 feet to a point; 14) North 87-58-18 West 285.23 feet to a point; 15) North 30-32-06 West 484.69 feet to a point, said point being the Southwesterly most corner of the property as

described in Deed Book 11167 page 674; thence with the Westerly property line of said deed the following courses; 1) North 04-26-46 West 823.99 feet to a point; 2) North 04-26-46 West 238.24 feet to a point; 3) North 86-35-56 East 19.73 feet to a point; 4) North 86-35-56 East 186.62 feet to a point; 5) North 03-38-13 East 425.22 feet to a point; 6) North 85-41-37 West 262.21 feet to a point; 7) North 03-46-40 West 146.86 feet to a point; 8) North 61-15-28 West 212.30 feet to a point; 9) North 28-00-32 East 187.18 feet to a point, said point being the Southerly right-of-way margin of Mallard Creek Church Road West; thence in a Southeasterly direction along the Southerly right-of-way margin of Mallard Creek Church Road West the following courses; 1) South 52-59-33 East 240.87 feet to a point; 2) with a spiral chord, South 54-10-11 East 203.63 feet to a point; 3) with the arc of a circular curve to the right, having a radius of 1697.02 feet, an arc distance of 444.27 feet and a chord bearing and distance of South 63-59-33 East 443.01 feet to a point; 4) with a spiral chord, South 73-48-55 East 203.63 feet to a point; 5) South 74-59-33 East 71.45 feet to a point; 6) with a spiral chord, South 74-00-02 East 196.83 feet to a point; 7) with the arc of a circular curve to the right, having a radius of 1849.86 feet, an arc distance of 249.62 feet and chord bearing and distance of South 68-07-36 East 249.43 feet to a point, said point being the Northeasterly most corner of the property as described in Deed Book 13570 page 1461; thence with the Northerly most property line of said deed book the following courses; 1) with the arc of a circular curve to the right having a radius of 1,849.86 feet, an arc length of 68.72 feet and a chord bearing and distance of South 62-52-16 East 68.72 feet to a point; 2) South 59-44-15 East 209.81 feet to a point; 3) North 30-15-45 East 20.0 feet to a point; 4) south 58-48-24 East 9.03 feet to a point, said point being the Northwesterly most corner of the property as described in Deed Book 3717 page 709; thence with the Northerly lot line of said deed book South 58-48-24 East approximately 575 feet to a point, said point being on the Westerly right-of-way margin of Legranger Road; thence in a Southeasterly direction approximately 130 feet to a point, said point being the intersection of the centerline of Legranger Road and the Westerly lot line of lot 19 as shown on Map Book 9 page 219 (if extended); thence North 11-11-00 East approximately 135 feet to a point, said point being on the Northerly right-of-way margin of Mallard Creek Church Road West, and said point also being on the Southwesterly most corner of Lot 19 as shown on Map 9 page 219; thence with the Westerly lot line of Lots 19,18,17,16,15 and 14, North 11-11-00 East approximately 710 feet to a point, said point being on the westerly lot line of Lot 14 as shown on Map Book 9, page 219; thence with the westerly lot line of Lots 14 and 13, crossing Janwood Drive, and with the Westerly lot line of Lot 12 as shown on Map 9 page 219, North 17-42-00 East 426.5 feet to a point, said point being the Northwesterly most corner of Lot 12 as shown on Map 9 page 219;

thence with the Northerly lot line of Lot 12 as shown on said map book North 79-14-00 East 177.97 feet to a point, said point being the Northeasterly corner of Lot 12 as shown on Map Book 9 page 219, said point also being the Southwesterly most corner of Lot 48 as shown on Map Book 30 page 813; thence with the Southerly lot line of Lot 48 as shown on said map book South 74-45-48 East 96.67 feet to a point, said point being the Southeasterly most corner of Lot 48 as shown Map Book 30 page 813; thence with the Easterly lot line of Lots 48-40 North 17-37-42 East 1,014.30 feet to a point, said point being the Northeasterly most corner of Lot 40 as shown on Map Book 30 page 813, said point also being the Southeasterly most corner of Lot 18 as shown on Map Book 32 page 61; thence with the Easterly lot line of Lots 18-13 as shown on said map book North 17-37-42 East 585.31 feet to a point, said point being the Northeasterly most corner of Lot 13 as shown on Map Book 32 page 61, and said point also being on the Southerly right-of-way margin of Galloway Road (SR 2470); thence North 17-37-42 East 60 feet to a point, said point being the intersection of the Easterly lot line of Lot 13 as shown on Map Book 32 page 61 (if extended) and the Northerly right-of-way margin of Galloway Road (SR 2470), said point also being on the Southerly lot line of the property as described in Deed Book 5307 page 423; thence in a Southeasterly direction with the Northerly right-of-way margin of Galloway Road, and the Southerly lot line of said deed South 62-21-41 East approximately 410 feet to a point, said point being the Southeasterly most corner of the property as described in Deed Book 5307, page 423; thence with the Easterly lot line of said deed North 22-37-00 East approximately 500 feet to a point, said point being the Southeasterly most corner of the property as described in Deed Book 12589 page 140; thence with the Easterly most lot line of said deed, North 39-20-45 West 594.52 feet to a point, said point being on the Southerly right-of-way margin of Garrison Road (SR 2471); thence in a Northeasterly direction with the Southerly right-of-way margin of Garrison Road (SR 2471) approximately 420 feet to a point, said point being the Northwesterly most corner of the property as shown on Map Book 33 page 429; thence with the Westerly lot line of the Common Area and Lots 109-104 the following courses; 1) South 27-22-37 East 40.0 feet to a point; 2) South 23-30-24 East 373.73 feet to a point; 3) South 70-58-37 East 16.86 feet to a point; 4) North 80-53-14 East 120.0 feet to a point, said point being on the Westerly right-of-way margin of Big Leaf Drive; thence North 72-59-30 East 50.48 feet to a point, said point being on the Easterly right-of-way margin of Big Leaf Drive, said point also being the Southwesterly most corner of Lot 54 as shown on Map Book 33 page 429; thence with the Southerly lot line of Lots 54-45 and the Westerly lot line of Lots 44 and 41-39 as shown on said map the following courses; 1) North 80-27-46 East 130.0 feet to a point; 2) North 83-56-47 East 32.91 feet to a point; 3) North 80-27-46 East 139.76 feet to a point; 4) North 67-55-17

July 24, 2006

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East 68.01 feet to a point; 5) North 60-09-50 East 202.21 feet to a point; 6) North 68-30-31 East 156.72 feet to a point; 7) South 73-26-25 East 284.68 feet to a point, said point being the place of beginning.

CERTIFICATION

I, Stephanie C. Kelly, 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 24th day of July, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page(s) 205-212.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of May, 2006.


Stephanie C. Kelly, CMC, Deputy City Clerk

A RESOLUTION STATING THE INTENT OF THE CITY OF CHARLOTTE TO
CONSIDER ANNEXATION OF THE MOORES CHAPEL AREA, AS DESCRIBED HEREIN,
AND FIXING THE DATE OF PUBLIC HEARING ON THE QUESTION OF ANNEXATION

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

Section 1. That it is the intent of the City Council of the City of Charlotte to consider annexation of the area known as Moores Chapel as described in Exhibit A, attached hereto and incorporated herewith in this resolution, pursuant to Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina.

Section 2. That a public informational meeting on the question of annexing the attached described area will be held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina, at 7:00 o'clock p.m. on Thursday, September 14, 2006, at which time plans for extending services to said area will be explained and all persons resident or owning property in said area and all residents of the City of Charlotte will be given an opportunity to ask questions and receive answers regarding the proposed annexation.

Section 3. That a public hearing on the question of annexing the attached described area will be held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina, at 7:00 p.m. on Monday, October 9, 2006, at which time plans for extending services to said area will be explained and all persons resident or owning property in said area and all residents of the City of Charlotte will be given an opportunity to be heard.

Section 4. That a report of plans for extending services to the attached described area be made available for public inspection at the office of the City Clerk of the City of Charlotte in the Charlotte-Mecklenburg Government Center, at least thirty (30) days prior to the date of said public informational meeting. The statement of financial impact contained in the report shall be delivered to the County Clerk of the Mecklenburg County Board of Commissioners at least thirty (30) days prior to the date of the public informational meeting.

Section 5. That there shall be posted in the office of the City Clerk at least thirty (30) days prior to the date of said public informational meeting a legible map of the area to be annexed and a list of persons holding freehold interests in property in the attached described area who have been identified.

Section 6. That notice of said public informational meeting and public hearing shall be given by publication in a local newspaper and by mail as required by law.

Adopted this _____ day of _____, 2006.

APPROVED AS TO FORM:


Senior Deputy City Attorney

ANNEXATION QUALIFYING AREA FY2007

Moore's Chapel

Beginning at a point on the Existing Charlotte City Limits Line, described as being in a Northwesterly direction 62 feet from the center line and 40 feet North of and normal to the center line of Moore's Chapel Road (SR 1601); thence from said beginning point in a Southeasterly direction following along the Existing Charlotte City Limits Line approximately 62 feet to the centerline of said Moore's Chapel road; thence continuing in a Southeasterly direction following along the Westerly boundary line of lots as described in Deed Book 1316 page 02 and Deed book 1205 page 127, South 05-30-00 East 335.00 feet to a point, thence South 01 East 91.5 feet to a point said point being Southeasterly corner of Deed Book 1316 page 02; thence continuing in a Southeasterly direction following along the Westerly boundary line of Lots 59, 66, 154, 153, 152 and Lots 155 through 159 and Lots 184, 230 as shown on recorded Map Book 7 page 157, South 04-43 East 941.5 feet to a point, and South 36-41 West 297.7 feet to a point; thence in a Southeasterly direction following along the Southerly boundary line of Lots 230 and 229 as shown on said recorded Map Book 7 page 157 as having a bearing of South 38-06 East a total distance of 460 feet to a point, said point being the Southwesterly corner of Lot 228 as shown on recorded Map Book 7 page 157; thence in a Southeasterly direction following along the Southerly boundary line of Lots 81, 79, 66, 65, 64, 63 crossing Kendall Drive as shown on said recorded Map Book 5 page 213, South 43-44 East 1,651.5 feet to the Southwesterly corner of Lot 63 as shown on recorded Map Book 5 page 213; thence in a Southeasterly direction along the Easterly boundary line of the lot described in Deed Book 2330 page 48 (Tract No.3), South 06-35-30 East 403.19 feet to a point; thence in Southwesterly direction following along a portion of the Southerly boundary line of said Deed Book 2330 page 48 (Tract No.3), South 79-51-30 West 659.66 feet to a point, said point being the Southernmost corner of said Deed Book 2330 page 48 (Tract No 3); thence with a new line in a Southeasterly direction South 08-54-34 East approximately 673.4 feet to a point, said point being a westerly corner of a 123.388 acre tract of land as shown on recorded Map Book 17 page 39; thence in a Southerly direction following along the boundary lines of said lot as shown on recorded Map Book 17 page 39, in seven (7) courses as follows: 1) South 16-08-05 West 1,060.79 feet, 2) South 14-36-13 West 461.79 feet, 3) South 32-29-11 East 619.38 feet, 4) South 03-59-06 West 512.54 feet, 5) South 02-41-48 East 329.95 feet, 6) South 74-25-34 East 396.46 feet, 7) South 53-47-59 East 114.81 feet to a point, said point being the Southwesterly rear corner of Lot 2 in Block 23 as shown on said recorded Map Book 15 page 361; thence in a Southeasterly

Moore's Chapel

direction following along the rear lot lines of Lots 2,3,4 and 5 as shown on said recorded map book, South 44-47-47 East 185 feet and South 24-09-05 East 175 feet to a point, said point being the southerly most corner of said Lot 5; thence in a Northeasterly direction following along the Southerly boundary line of said Lot 5 as having a bearing of North 61-09-41 East approximately 160 feet to a point, said point being on the Southerly boundary of said lot and located 40 feet West of and normal to the centerline of Pawtucket Road; thence in an Easterly direction following along a line(existing Charlotte City Limits Line) 40 feet South of and parallel with the centerline of said Pawtucket Road approximately 796 feet to a point, said point being 40 feet South of and parallel with the centerline of said Pawtucket Road and also being 40 feet West of and normal to the centerline of Sullins Road; thence in a Southerly direction following along a line 40 feet West of and parallel to said Sullins Road approximately 27 feet to a point, said point being 40 feet West of and normal to the centerline of Sullins Road; thence in a Southeasterly direction crossing Sullins road and following along the Westerly boundary line of Lot 9 in Block 21 as shown on recorded Map Book 15 page 361 South 76-29-43 East approximately 270 feet to a point, said point being the Southeasterly rear corner of said Lot 9; thence with a new line in a Southwesterly direction approximately 200 feet to a point, said point being the Northwesterly corner of Deed Book 2236 page 243; thence in a Southwesterly direction following along the Westerly boundary line of said Deed 2236 page 243 South 9-00 West 585 feet to a point, said point being the Southwesterly corner of said deed; thence in a Southwesterly direction following along the Westerly boundary line of Lots G,F,E and D as shown on recorded Map Book 8 page 303 South 10-09-30 West 463.60 feet to a point; thence South 22-55-33 West approximately 263 feet to a point, said point being located 40 feet North of and normal to the centerline of Kendrick Drive (SR 1636); thence in a Southerly direction following along a line 40 feet West of and parallel with the centerline of Kendrick Drive approximately 345 feet to a point, said point being 40 feet West of and normal to the centerline of Kendrick Drive and also being the Southeasterly corner of Deed Book 3248 page 533; thence in a Northwesterly direction following along the Southerly boundary line of said deed in two courses: 1) North 83-21-07 West approximately 244 feet to a point, 2) North 85-49-45 West 191.00 feet to a point, said point being the Southwesterly most corner of said deed; thence in a Northeasterly direction following along the Westerly boundary line of said Deed Book 3248 page 533 North 03-54-20 East 760.59 feet to a point; thence in a Westerly direction following along the boundary lines of a lot as described in Deed Book 3655 page 786 in three (3) courses: 1) South 82-21-40 West 798.82 feet to a point, 2) North 81-33 West 148.15 feet to a point, 3) North 81-46 West 739.74 feet to a

point; thence in a Southwesterly direction following along a portion of the Westerly boundary line of Deed Book 3655 page 793 South 03-45-10 West 496.40 feet to a point, said point being the Northeasterly most corner of Deed Book 5392 page 843, a common corner with Paw Creek Golf Course as described in Deed Book 13134 page 449 and being located on the Existing Charlotte City limits line; thence in Westerly direction leaving the said Charlotte City Limits line following along the boundary line of said Deed Book 13134 page 449 (Paw Creek Golf Course) with the following (6) courses: 1) North 82-06-58 West 190.35 feet to a point, 2) South 27-15-30 West 168.58 feet to a point, 3) South 05-29-21 West 812.96 feet to a point, 4) South 51-30-55 West 163.92 feet to a point, 5) North 82-27-31 West 504.03 feet to a point, 6) South 68-40-20 West 91.51 feet to a point, said point being located on the Easterly right of way line of I-485; thence in a Northerly direction following along the Westerly boundary line of said Deed Book 13134 page 449 and the Easterly right of way line of said I-485 with the following (10) courses: 1) North 12-58-43 West 447.73 feet to a point, 2) North 12-40-05 West 131.60 to a point, 3) North 22-55-56 East 269.22 feet to a point, 4) North 10-20-41 West 525.37 to a point 5) North 33-31-05 West 325.87 feet to a point, 6) North 12-38-27 East 137.93 feet to a point, 7) North 28-56-13 West 169.69 feet to a point, 8) North 01-50-10 West 155.29 feet to a point, 9) North 02-38-02 East 288.35 feet to a point, 10) North 08-25-19 East 404.36 feet to a point, said point being located on the Easterly right of way line of said I-485 and also being the Southwesterly most corner of Deed Book 8325 page 164; thence in a Northwesterly direction crossing I-485 with a bearing and distance of North 55 West approximately 477 feet to a point, said point being an Easterly corner of Deed Book 18373 page 113, on the Southerly boundary line of Deed Book 9656 page 300 and on the Westerly right of way line of I-485; thence in a Northwesterly direction along and with the Southerly boundary line of Deed Book 9656 page 300, a common line with Deed Book 18373 page 113 as shown on recorded map book 29 page 226 with(25) courses: 1) South 80-22-02 West 51.60 feet to a point, 2) South 22-52-23 West 53.49 feet to a point, 3) North 69-38-03 West 34.47 feet to a point, 4) South 51-28-13 West 36.67 feet to a point, 5) North 63-54-18 West 49.66 feet to a point, 6) North 23-03-03 West 62.18 feet to a point, 7) North 20-46-20 East 56.66 feet to a point, 8) North 17-10-40 West 36.73 feet to a point, 9) North 23-59-41 East 29.00 feet to a point, 10) North 45-31-05 West 46.09 feet to a point, 11) North 87-14-47 West 32.97 feet to a point, 12) North 51-32-42 West 40.16 feet to a point, 13) North 16-18-42 East 55.25 feet to a point, 14) North 51-43-39 West 24.60 feet to a point, 15) North 21-15-32 West 47.18 feet to a point, 16) North 77-38-53 West 55.33 feet to a point, 17) North 0-36-18 East 30.34 feet to a point, 18) South 87-59-43 West 116.96 feet to a point, 19) North 7-07-42 East 89.88 feet to a point, 20) North

0-01-50 East 95.24 feet to a point, 21) North 48-09-21 East 19.73 feet to a point, 22) North 32-09-53 West 43.00 feet to a point, 23) North 19-55-37 East 90.34 feet to a point, 24) North 02-50-07 East 43.75 feet to a point, 25) North 64-02-13 West 61.68 feet to a point, 26) South 45-41-48 West 65.40 feet to a point, said point being a Westerly corner of said Deed Book 9656 page 300 and also being the Southeasterly corner of a 3.95 acre Common Open Space as shown on recorded Map Book 32 Page 779; thence in a Southwesterly direction following along the rear boundary lines of said Common Open Space and Lots 88,89 and crossing Kiernan Dr. and continuing with Lots 90, 91,92 93,94, 95, 96 and lot 97 with the following two (2) bearings and distances: 1) South 81-24-33 West 624.78 feet to a point, 2) North 30-30-20 West 425.56 to a point, said point being the Southwesterly most corner of said Lot 97 and also being the Southerly most corner of Lot 98 as shown on recorded Map Book 32 page 777, thence in a Northwesterly direction following along the rear boundary lines of Lots 98 and crossing Glendyne Dr. and continuing with Lots 99,100,101,102,103 and a portion of lot 104 North 30-30-20 West 456.03 feet to a point, said point being the Westerly most corner of said Lot 104 and also being the Southeasterly corner of Deed Book 13589 page 648, thence in a Westerly direction following along the Southerly boundary line of said Deed Book 13589 pg 648 with the following two (2) bearings and distances: 1) North 80-18-27 West 340.91 feet to a point, 2) North 62-47-54 West 204.27 feet to a point said point being the Southwesterly most corner of said deed and also being located on the centerline of Sam Wilson Road (SR 1625); thence continuing with said bearing North 62-47-54 West to a point that is 30 feet West of and normal to the centerline of Sam Wilson Road; thence in a Northerly direction following along a line that is 30 feet West of and parallel to the centerline of said Sam Wilson Road and crossing Moores Chapel Road approximately 2,024 feet to a point, said point being 30 feet Northwest of and normal to the centerline of said Moores Chapel Road; thence in a Northeasterly direction following along a line that is 30 feet Northwest of and parallel to the centerline of said Moores Chapel Road approximately 621 feet to a point, said point being located 30 feet Northwest of and normal to the centerline of said Moores Chapel Road and also being on the Southwesterly margin of a 12 foot roadway as shown on recorded Map Book 7 page 89; thence in a Northwesterly direction along and with the Southwesterly margin of said 12 foot roadway as shown on said Map Book with a bearing and distance of North 33-45 West approximately 448 feet to a point, said point being the intersection of the North line of the 40' R/W of Tribune Road extended as shown on Map Book 42 Page 369; thence along the North line of the 40' r/w of Tribune Road extended, North 40-57-17 East approximately 28 feet to a point, said point being a common corner with an area dedicated to NCDOT as public R/W as

shown on recorded Map Book 42 page 369; thence in a Northwesterly direction following along and with the boundary lines of said areas as shown on said Map Book 42 page 369 as follows: Along the Southwestern boundary of the area dedicated to the NCDOT, the common open space (0.4720 acres) and along the Northwesterly boundary lines of Lot 247 crossing Cartesian Drive and along Lot 246 as shown on said Map Book 42 page 369 with the following (3) bearings and distances: 1) North 33-31-11 West 357.21 feet to a point, 2) North 05-15-11 West 325.20 feet to a point, 3) North 63-47-06 East 513.24 feet to a point, said point being a common corner of said Lot 246 and the Westerly most corner of Common Open Space B (0.03 acres) as shown on recorded Map Book 40 page 951; thence following the rear boundary lines of said Common Open Space B and Lots 232, 231, 230 a portion of Lot 227 through Lot 221 and Lot 287 with the following (8) bearings and distances: 1) North 63-47-06 East 90.69 feet to a point, 2) North 33-41-24 West 25.47 feet to a point, 3) North 64-09-32 East 121.13 feet to a point, 4) South 19-48-58 East 40.22 feet to a point, 5) North 87-18-41 East 119.74 feet to a point, 6) South 44-07-42 East 74.45 feet to a point, 7) North 40-53-28 East 362.70 feet to a point, 8) South 49-02-43 East 120.00 feet to a point, said point being the Easterly corner of said Lot 287 being located on the Westerly right of way of Tribune Drive; thence in a Northeasterly direction following along the Westerly right of way of Tribune Drive with the following (3) bearings and distances: 1) North 40-27-54 East 58.82 feet to a point, 2) along and with a curve to the left having a radius of 125.00 feet, arc length of 169.70 feet and having a chord bearing of North 01-34-21 East 156.97 feet to a point, 3) North 37-19-12 West 21.97 feet to a point, said point being the Easterly most corner of Lot 211 being located on said right of way as shown on said Map Book 40 page 951; thence following the Southerly boundary line of said Lot 211 South 51-55-22 West 120.01 feet to a point, said point being the Southern most corner of said lot; thence following along with the rear boundary lines of Lots 211, 210, 209, 208, 207, 206, 205 and portion of Lot 204 with the following (6) bearings and distances; 1) North 37-19-12 West 50.00 feet to a point, 2) North 51-55-22 East 5.00 feet to a point, 3) North 37-19-12 West 153.01 feet to a point, 4) North 37-19-12 West 50.26 feet to a point, 5) North 34-56-56 West 40.03 feet to a point, 6) North 30-24-58 West 63.29 feet to a point, said point being the Southeasterly rear corner of Lot 177 as shown on recorded Map Book 40 page 953; thence following along the rear boundary lines of Lot 177 through Lot 162 as shown on said Map Book 40 page 953 with the following (8) bearings and distances: 1) South 59-47-06 West 57.90 feet to a point, 2) South 77-39-15 West 62.37 feet to a point, 3) South 89-44-07 West 61.95 feet to a point, 4) North 78-48-58 West 55.76 feet to a point, 5) North 67-50-17 West 57.67 feet to a point, 6) North 60-53-32 West 195.54 feet to a point, 7) North

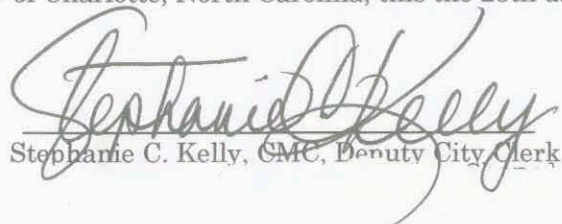
58-14-57 West 233.86 feet to a point, 8) along and with a curve to the right having a radius of 295.00 feet an arc length of 59.67 feet and having a chord bearing of North 52-27-15 West 59.57 feet to a point, said point being the Southwesterly rear corner of said Lot 162 as shown on said Map Book 40 page 953 and also being a common corner with Lot 161 as shown on recorded Map Book 37 page 161; thence in a Northwesterly direction following along the rear boundary lines of Lots 161 through 156 with the following bearings and distances: North 38-20-06 West 65.77 feet to a point; North 27-21-10 West 221.29 feet to a point, said being the Westerly most corner of said Lot 156; thence in a Northeasterly direction following along the Northwesterly boundary line of said Lot 156 and the Southeasterly boundary line of a common open space with a bearing and distance of North 59-49-19 East 119.15 feet to a point, said point being located on the Westerly right of way of Hugue Way; thence in a Northwesterly direction following along the Westerly right of way of Hugue Way North 31-26-06 West 40.01 feet to a point located on the said right of way, said point also being a common corner with said common open space and Lot 155; thence in a Southwesterly direction following along the common line with said Lot 155 and said common open space with a bearing and distance of South 58-33-54 West 120.00 feet to a point, said point being the southerly rear corner of said Lot 155, a common corner with said common open space; thence in a Northwesterly direction along the rear boundary lines of Lots 155 through 140 with the following (4) bearings and distances: 1) North 31-26-06 West 410.98 feet to a point, 2) North 24-11-35 West 109.63 feet to a point, 3) North 05-23-15 West 106.08 feet to a point, 4) North 01-28-04 West 80.02 feet to a point, said point being the common rear corner with said Lot 140 and Lot 139 as shown on recorded Map Book 33 page 795; thence following along the rear boundary lines of Lots 139, 138, 137, a 0.0413 acre common open space and Lot 136 and Lot 135 with the following (2) bearings and distances: 1) North 01-23-16 West 160.51 feet to a point, 2) North 24-12-21 West 39.82 feet to a point, said point being the Westerly most corner of said Lot 135; thence in a Northeasterly direction along the Northerly boundary line of said Lot 135 crossing Hugue Way and along the rear boundary lines of Lots 25, 24, 23, 22 and a portion of Lot 21 with the following bearing and distance: North 65-48-32 East 420.62 feet to a point, said point being a common corner with said Lot 21 as shown on said Map Book 33 page 795 and the Westerly most corner of Deed Book 1528 page 307; thence in an Easterly direction following along the Northerly boundary line of said Deed Book 1528 page 307 with the following (2) bearings and distances: 1) North 64-17 East 224.3 feet to a point, 2) South 88 East 150 feet to a point, said point being located in the center of Belmeade Drive; thence in an Easterly direction following along the Northerly boundary line as described in Deed Book 3498 page 51, North 88-

10 East 600 feet to a point, said point being a common corner with said Deed Book 3498 page 51 and Deed Book 6273 page 64; thence following along the Northerly boundary line of said Deed Book 6273 page 64 with the following (3) bearings and distances: 1) North 89-52 East 225.87 feet to a point, 2) North 83-09 East 288.80 feet to a point, 3) South 46-26 East 18.7 feet to a point, said point located on the Northwesterly margin of a new 50 foot street as described in Deed Book 2197 pg 294, Deed Book 18725 page 765 and Deed Book 3126 page 289; thence in a Northeasterly direction following along the Northwesterly margin of said new road approximately 564 feet to a point; thence in a Northwesterly direction along the Northeasterly boundary line of said Deed 3287 page 249 approximately 509 feet to a point; thence in a Northeasterly direction following the Northerly boundary line of Deed Book 19390 page 38 with a bearing and distance of North 60-00 East 1024.00 feet to a point, said point being the Northerly most corner of said Deed Book 19390 page 38 located in the centerline of Rhyne Road; thence continuing in a Northeasterly direction North 60-00 East to a point 30 feet East of the centerline and normal to Rhyne Road; thence in a Southeasterly direction following a line 30 feet East of and parallel with the centerline of said Rhyne Road approximately 1083 feet to a point, said point being 30 feet East of and normal to the centerline of said Rhyne Road located on the Westerly right of way line of I-485; thence in a Southeasterly direction crossing I-485 approximately South 45 East 681 feet to a point located on the Easterly right of way of I-485 and also being located 40 feet North of and normal to the centerline of Old Moores Chapel Road; thence in a Southeasterly direction approximately 358 feet following a line 40 feet North of and parallel with the centerline of said Old Moores Chapel Road to the POINT AND PLACE OF BEGINNING.

CERTIFICATION

I, Stephanie C. Kelly, 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 24th day of July, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page(s) 213-220.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of May, 2006.


Stephanie C. Kelly, CMC, Deputy City Clerk

A RESOLUTION STATING THE INTENT OF THE CITY OF CHARLOTTE TO CONSIDER ANNEXATION OF THE PROVIDENCE POINTE AREA, AS DESCRIBED HEREIN, AND FIXING THE DATE OF PUBLIC HEARING ON THE QUESTION OF ANNEXATION

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

Section 1. That it is the intent of the City Council of the City of Charlotte to consider annexation of the area known as Providence Pointe as described in Exhibit A, attached hereto and incorporated herewith in this resolution, pursuant to Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina.

Section 2. That a public informational meeting on the question of annexing the attached described area will be held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina, at 7:00 o'clock p.m. on Thursday, September 14, 2006, at which time plans for extending services to said area will be explained and all persons resident or owning property in said area and all residents of the City of Charlotte will be given an opportunity to ask questions and receive answers regarding the proposed annexation.

Section 3. That a public hearing on the question of annexing the attached described area will be held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina, at 7:00 p.m. on Monday, October 9, 2006, at which time plans for extending services to said area will be explained and all persons resident or owning property in said area and all residents of the City of Charlotte will be given an opportunity to be heard.

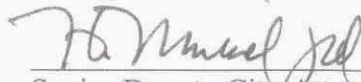
Section 4. That a report of plans for extending services to the attached described area be made available for public inspection at the office of the City Clerk of the City of Charlotte in the Charlotte-Mecklenburg Government Center, at least thirty (30) days prior to the date of said public informational meeting. The statement of financial impact contained in the report shall be delivered to the County Clerk of the Mecklenburg County Board of Commissioners at least thirty (30) days prior to the date of the public informational meeting.

Section 5. That there shall be posted in the office of the City Clerk at least thirty (30) days prior to the date of said public informational meeting a legible map of the area to be annexed and a list of persons holding freehold interests in property in the attached described area who have been identified.

Section 6. That notice of said public informational meeting and public hearing shall be given by publication in a local newspaper and by mail as required by law.

Adopted this _____ day of _____, 2006.

APPROVED AS TO FORM:



Senior Deputy City Attorney

ANNEXATION QUALIFYING AREA FY2007

PROVIDENCE POINT

Beginning at a point on the existing CHARLOTTE CITY LIMITS, said point being the southern most corner of Deed Book 11140, Page 789 located on the Mecklenburg County, North Carolina / Lancaster County, South Carolina line; said BEGINNING POINT being also the Southwesterly corner of an area entitled Common Area (1.36 Acres) as shown on recorded Map Book 41, Page 13; thence in a Northwesterly direction along and with the Mecklenburg County, North Carolina / Lancaster County, South Carolina line approximately 3,200 feet to the point of intersection with the Northerly margin of Providence Road West; said point being the Southwesterly corner of Lot 62 as shown on said Map Book 34, Page 176; thence continuing along and with the Northerly margin of said Providence Road West and with the Southerly line of Lot 62 as shown on said Map Book 34, Page 176 with the following bearing and distance, North 46-49-19 East 16.62 feet to a point, said point being the Southwesterly corner of Lot 102 as shown on said Map Book 28, Page 747; thence continuing along and with the Northerly margin of said Providence Road West and with the Southerly line of Lots 102, 01, and 02 as shown on said Map Book 28, Page 747 with the following bearing and distance North 47-51-06 East 346.43 feet to a point, said point being the Southeasterly corner of said Lot 02 as shown on Map Book 28, Page 747; thence in a Northeasterly direction crossing Glenfinnan Drive with a bearing and distance of North 47-51-06 East 100.32 feet to a point, said point being on the Southerly line of Lot 3 as shown on said Map Book 28, Page 747; thence with the Southerly line of Lot 3 and 4 as shown on Map Book 28, Page 747 with the following (2) circular curves: 1) the arc of circular curve to the right and having a radius of 2702.07 feet, a distance of 70.82 feet with a chord of North 48-35-22 East 70.82 feet to a point, 2) the arc of circular curve to the right and having a radius of 2702.07 feet, a distance of 9.32 feet with a chord of North 49-26-21 East 9.32 feet to a point, said point being the Southwesterly corner of Lot A as shown on said Map Book 28, Page 847; thence continuing along and with the Northerly margin of said Providence Road West and with the Southerly lines of Lot A and B as shown on said Map Book 28, Page 847 with the arc of a circular curve to the right having a radius of 2,702.07 feet and an arc of 179.03 feet to a point; thence with the arc of a circular curve to the right having a radius of 2,000 feet and an arc of 176.97 feet to a point, said point being on the Southwesterly line of Deed Book 8659, Page 24; thence with

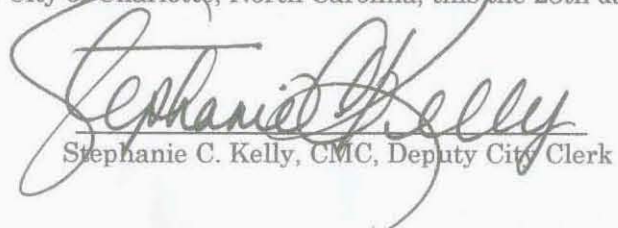
the Western line of Deed Book 8659, Page 24, South 23-55-37 East approximately 5 feet to the Northerly margin of said Providence Road West; thence with the Northerly margin of said Providence Road West in a Northeasterly direction Approximately 169 feet to a point, said point being the Southwesterly corner of Lot 1 as shown on said Map Book 24, Page 134; thence with the Southerly line of Lot 1 as shown on Map Book 24, Page 134 and the Northerly margin of said Providence Road West in a Northeasterly direction approximately 153 feet to a point on the Southerly line of Lot 1 and also being a point on the existing CHARLOTTE CITY LIMITS LINE, thence along the CHARLOTTE CITY LIMITS LINE in a southeasterly direction with the bearing of South 25-04-24 East approximately 60 feet to the Southerly margin of Providence Road West; thence in a Southeasterly direction along and with the Easterly line of said Deed Book 10293, Page 366 a common line with said Deed Book 10848, Page 598 as shown on Map Book 31, Page 579 and Map Book 31, Page 665 with the following bearing and distance of South 25-04-24 East 535.21 feet to a point, said point being the Southeasterly corner of Deed Book 10293, Page 366 and also being the Southwesterly corner of Deed Book 10848, Page 598 located on the Northerly line of said Deed Book 11140, Page 789; thence in a Northeasterly direction along and with the property line of said Deed Book 11140, Page 789 with the following (5) bearings and distances: 1) North 65-20-35 East 490.64 feet to a point, 2) South 28-02-31 West 456.34 feet to a point, 3) North 83-49-25 East 1056.72 feet to a point, 4) South 05-18-09 West 158.11 feet to a point, 5) South 14-04-00 West approximately 117.99 feet to a point, said point being the Northwesterly most corner of said Lot 440 as shown on said Map Book 37, Page 13 and also being located on a portion of the Easterly line of said Deed Book 11140, Page 789; thence in a Southeasterly direction along and with the Northeasterly lines of Lots 440, 441, 442, 443 and 444 with the following (2) bearings and distances: 1) South 69-25-09 East 179.61 feet to a point, 2) South 51-58-53 East 258.48 feet to a point, said point being located on the Northerly line of a Common Area (0.19 Acres), said point more precisely located South 51-58-53 East 33.01 feet from the easterly most corner of Lot 444 as shown on said Map Book 37, Page 13; thence in a Southeasterly direction crossing Springwell Street with a bearing and distance of South 13-28-43 East approximately 120 feet to a point, said point being the Northwesterly corner of said Lot 01 as shown on said Map Book 35, Page 335 and also being shown on Map Book 37, Page 13; thence in a Southeasterly direction along and with the Westerly lines of Lots 01, 02, and 03 as shown on Map Book 35, Page 335 with the following (3) bearings and distances: 1) South 12-57-43 East 73.35 feet

to a point, 2) South 13-01-26 East 73.33 feet to a point, 3) South 13-07-41 East 75.85 feet to a point, said point being the Southwesterly corner of Lot 03 as shown on Map Book 35, page 335 and also being the Northwesterly corner of Lot 04 as shown on Map Book 35, Page 753; thence continuing in a Southerly direction along and with the Westerly lines of Lots 04, 05, 06, 07, 08, 09, 10, 11, 12, 13, 14, and 15 as shown on said Map Book 35, Page 753 with the following (5) bearings and distances: 1) South 13-07-41 East 204.16 feet to a point, 2) South 06-48-12 West 103.68 feet to a point, 3) South 01-45-00 West 244.20 feet to a point, 4) South 01-32-31 East 86.12 feet to a point, 5) South 02-44-00 West 132.83 feet to a point, said point being the Southwesterly corner of Lot 15 as shown on Map Book 35, Page 753 and also being Northwesterly corner of Lot 16 as shown on Map Book 36, Page 866; thence in a Southerly direction along and with the Westerly lines of said Common Open Space and Lots 16, 17, 18, 19, 20, 21, 22, 23, and 24 as shown on said Map Book 36, Page 866 with the following(5) bearings and distances: 1) South 02-44-00 West 153.21 feet to a point, 2) South 12-07-35 West 205.77 feet to a point, 3) South 00-14-45 West 92.31 feet to a point, 4) South 04-50-36 West 142.96 feet to a point, 5) South 05-06-10 West 354.00 feet to a point, said point being the Southern most corner of an area entitled Common Open Space (3.467 Acres) as shown on Map Book 36, Page 866; thence with a portion of the Southerly line of said Deed Book 11140, Page 789 with the following (5) bearings and distances: 1) South 63-00-02 West 366.67 feet to a point, 2) North 86-39-48 West 372.00 feet to a point, 3) North 86-37-37 West 152.00 feet to a point, 4) South 57-22-54 West 25.63 feet to a point, 5) South 56-25-05 West 65.74 feet to a point, said point being the southern most corner of Deed Book 11140, Page 789 located on the Mecklenburg County, North Carolina / Lancaster County, South Carolina line and also the place of beginning.

CERTIFICATION

I, Stephanie C. Kelly, 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 24th day of July, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page(s) 221-224.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of May, 2006.


Stephanie C. Kelly, CMC, Deputy City Clerk

A RESOLUTION STATING THE INTENT OF THE CITY OF CHARLOTTE TO
CONSIDER ANNEXATION OF THE TOM SHORT AREA, AS DESCRIBED HEREIN, AND
FIXING THE DATE OF PUBLIC HEARING ON THE QUESTION OF ANNEXATION

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

Section 1. That it is the intent of the City Council of the City of Charlotte to consider annexation of the area known as Tom Short as described in Exhibit A, attached hereto and incorporated herewith in this resolution, pursuant to Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina.

Section 2. That a public informational meeting on the question of annexing the attached described area will be held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina, at 7:00 o'clock p.m. on Thursday, September 14, 2006, at which time plans for extending services to said area will be explained and all persons resident or owning property in said area and all residents of the City of Charlotte will be given an opportunity to ask questions and receive answers regarding the proposed annexation.

Section 3. That a public hearing on the question of annexing the attached described area will be held in the Meeting Chamber of the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina, at 7:00 p.m. on Monday, October 9, 2006, at which time plans for extending services to said area will be explained and all persons resident or owning property in said area and all residents of the City of Charlotte will be given an opportunity to be heard.

Section 4. That a report of plans for extending services to the attached described area be made available for public inspection at the office of the City Clerk of the City of Charlotte in the Charlotte-Mecklenburg Government Center, at least thirty (30) days prior to the date of said public informational meeting. The statement of financial impact contained in the report shall be delivered to the County Clerk of the Mecklenburg County Board of Commissioners at least thirty (30) days prior to the date of the public informational meeting.

Section 5. That there shall be posted in the office of the City Clerk at least thirty (30) days prior to the date of said public informational meeting a legible map of the area to be annexed and a list of persons holding freehold interests in property in the attached described area who have been identified.

Section 6. That notice of said public informational meeting and public hearing shall be given by publication in a local newspaper and by mail as required by law.

Adopted this _____ day of _____, 2006.

APPROVED AS TO FORM:


Senior Deputy City Attorney

ANNEXATION QUALIFYING AREA FY2007

TOM SHORT

Beginning at a point on the existing CHARLOTTE CITY LIMITS LINE, said point being the southeasterly most corner of Deed Book 6690, Page 893 and located on the Northerly right-of-way margin of I-485 Controlled Access; said BEGINNING POINT being also located on the Southerly line of an area entitled Common Area(0.660 Acres) as shown on recorded Map Book 41, Page 939; thence in a Southwesterly direction along and with the Northerly right-of-way margin of I-485 Controlled Access and being along and with the Southerly line of said Common Area as shown on said Map Book 41, Page 939 an approximate distance of 87 feet to a point, said point being the Southeasterly corner of an area entitled Common Area (0.406 Acres) as shown on Map Book 41, Page 537; thence continuing along and with the Northerly right-of-way margin of I-485 Controlled Access and being along the southerly line of said Common Area as shown on said Map Book 41, Page 537 with the arc of a circular curve to the right having a radius of 7464.44 feet, a distance of 100.97 feet with a chord of South 73-38-40 West 100.97 feet to a point, said point being the Southeasterly corner of an area entitled Common Area (1.235 Acres) as shown on Map Book 41, Page 27; thence continuing along and with the Northerly right-of-way margin of I-485 Controlled Access and being along the Southerly line of said Common Area as shown on said Map Book 41, Page 27 with the following (2) calls: 1) with the arc of a circular curve to the right having a radius of 7464.44 feet, a distance of 483.13 feet with a chord of South 75-53-10 West 483.04 feet to a point, 2) South 83-31-04 West 82.87 feet to a point, said point being the Southeasterly corner of Lot 8 as shown on Map Book 40, Page 923; thence continuing along and with the Northerly right-of-way margin of I-485 Controlled Access and being along the Southerly line of said Lots 08, 09, 07, and 06 as shown on said Map Book 40, Page 923 with the following (11) calls: 1) South 83-39-12 West 8.56 feet to a point, 2) South 81-31-13 West 150.00 feet to a point, 3) South 83-08-20 West 189.03 feet to a point, 4) with the arc of a circular curve to the right and having a radius of 1020.92 feet, a distance of 260.98 feet with a chord of North 86-09-23 West 260.27 feet to a point, 5) North 75-27-06 West 189.03 feet to a point, 6) North 73-49-59 West 302.90 feet to a point, 7) North 75-54-48 West 163.01 feet to a point, 8) with the arc of circular curve to the left and having a radius of 841.20 feet, a distance of 25.54 feet with a chord of North 80-42-11 West 25.54 feet to a point, 9) with the arc of a circular curve to the left and

having a radius of 841.20 feet, a distance of 45.12 feet with a chord of North 83-06-34 West 45.11 feet to a point, 10) North 88-33-57 West 163.01 feet to a point, 11) South 89-21-15 West 38.92 feet to a point, said point being on the Easterly margin of Providence Road (NC Highway 16); thence in a Southwesterly direction crossing Providence Road (NC Highway 16) approximately 200 feet to a point on the Westerly margin of Providence Road (NC Highway 16) and also on the Northerly right-of-way margin of I-485 Controlled Access; said point being the Southeasterly corner of Lot 6 as shown on Map Book 40, Page 287; thence continuing along and with the Northerly right-of-way margin of I-485 Controlled Access and being along the Southerly line of said Lots 06 and 04 as shown on said Map Book 40, Page 287 with the following (5) calls: 1) South 79-57-15 West 533.76 feet to a point, 2) South 81-34-17 West 189.03 feet to a point, 3) with the arc of a circular curve to the right and having a radius of 1020.92 feet, a distance of 246.49 feet with a chord of North 88-07-49 West 245.89 feet to a point, 4) North 80-40-40 West 184.22 feet to a point, 5) North 76-12-47 West 49.91 feet to a point, said point being the Southeasterly corner of Land Lease Parcel 1 as shown on Map Book 37, Page 149; thence continuing along and with the Northerly right-of-way margin of I-485 Controlled Access and being along the Southerly line of said Land Lease Parcel 1 and Lot 3 as shown on said Map Book 37, Page 149 North 76-12-47 West 1000.02 feet to a point, said point being at the Southeasterly corner of the lot described in Deed Book 16720, Page 578 (Tract two); thence continuing along and with the Northerly right-of-way margin of I-485 controlled access and along the Southwesterly line of said lot North 80-49-24 West approximately 516 feet to a point, said point also being along and on the Northerly right-of-way margin of I-485 Controlled Access; thence in a Southwesterly direction crossing I-485 perpendicular to the centerline of I-485 approximately 340 feet to a point on the Southerly right-of-way margin of I-485 Controlled Access line, said point being at the intersection of said Controlled Access line and the Northerly lot line of the lot described in Deed Book 17691, Page 391; thence following said lot line North 76-12-38 West approximately 124 feet to a point, said point being the Northeasterly corner of an area entitled Common Open Space #1 (6.782 Acres) as shown on Map Book 44, Page 828; thence continuing along and with the Southerly right-of-way margin of I-485 Controlled Access and being along the Northerly line of said Common Open Space #1 as shown on said Map Book 44, Page 828 North 80-48-50 West 1782.78 feet to a point, thence leaving the right-of-way margin of I-485 Controlled Access, following the Common Open Space #1 South 07-20-16

West 267.85 feet to a point; thence continuing along and with the Southerly line of said Common Open Space #1 and being along and with the Northerly margin of Alvarado Way as shown on said Map Book 44, Page 828 with the following (2) calls: 1) South 83-44-23 West 311.11 feet to a point, 2) with the arc of a circular curve to the left and having a radius of 758.50 feet, a distance of 166.42 feet with a chord of North 89-58-29 East 166.09 feet to a point; thence leaving the Northerly margin of Alvarado Way and crossing said road South 06-18-40 East 60.00 feet to a point, said point being on the Northerly line of Lot 129 as shown on Map Book 44, Page 828; thence continuing along and with the Southerly margin of Alvarado Way and Easterly margin of Stone Porch Road and being along the Northwesterly line of said Lot 129 as shown on said Map Book 44, Page 828 and Map Book 43, Page 921 with the following (2) calls: 1) with the arc of a circular curve to the left and having a radius of 30.00 feet, a distance of 44.40 feet with a chord of South 41-19-30 West 40.45 feet to a point, 2) South 01-04-10 East 109.37 feet to a point; thence leaving the Easterly margin of Stone Porch Road and crossing said road with the arc of a circular curve to the right having a radius of 955.50 feet, a distance of 45.02 feet with a chord of South 87-25-51 West 45.02 to a point; thence with the Westerly margin of Stone Porch Road North 01-04-10 West 10.00 feet to a point, said point being the Southeasterly corner of Lot 128 as shown on Map Book 43, Page 921; thence continuing along and with the Southerly line of said Lots 128, 127, 126, 125, 124, 123, 122, and 121 as shown on said Map Book 43, Page 921 with the following (5) calls: 1) with the arc of a circular curve to the right having a radius of 945.50 feet, a distance of 28.89 feet with a chord of South 89-39-16 West 28.89 feet to a point, 2) with the arc of a circular curve to the right having a radius of 943.31 feet, a distance of 38.44 feet with a chord of North 88-18-34 West 38.44 feet to a point, 3) with the arc of a circular curve to the right having a radius of 943.31 feet, a distance of 55.28 feet with a chord of North 85-27-48 West 55.27 feet to a point, 4) with the arc of a circular curve to the right having a radius of 943.31 feet, a distance of 0.85 feet with a chord of North 83-45-32 West 0.85 feet to a point, 5) North 83-44-23 West 316.94 feet to a point; thence along and with the Westerly line of Lot 121 as shown on Map Book 43, Page 921 North 06-15-37 East 127.00 feet to a point, said point being the Northwesterly corner of Lot 121 on the Southerly margin of Alvarado Way as shown on Map Book 43, Page 921; thence continuing along and with the Southerly margin of Alvarado Way as shown on Map Book 43, Page 921 with the following (4) calls: 1) North 83-44-23 West 21.28 feet to a point, 2) with the arc of a circular

curve to the left having a radius of 570.00 feet, a distance of 174.10 feet with a chord of South 87-30-37 West 173.42 feet to a point, 3) South 75-44-36 West 60.00 feet to a point, 4) with the arc of a circular curve to the left having a radius of 570.00 feet, a distance of 140.85 feet with a chord of South 65-38-51 West 140.49 feet to a point; thence leaving the Southerly margin of Alvarado Way and continuing along and with the Easterly line of said Lots 115, 347, 346, 345, 344, 343, 342, 341, 340, 339, 338, 337, 336, 335, and 333 as shown on said Map Book 43, Page 921 with the following(7) bearings and distances: 1) South 31-25-53 East 120.95 feet to a point, 2) South 53-28-54 West 28.33 feet to a point, 3) South 14-36-54 East 20.17 feet to a point, 4) South 08-08-20 East 171.23 feet to a point, 5) South 10-14-00 East 501.54 feet to a point, 6) South 84-04-49 East 22.25 feet to a point, 7) South 05-57-47 West 135.45 feet to a point, said point being the Southeasterly corner of Lot 333 as shown on Map Book 43, Page 921 and a point along the Northerly margin of Cactus Valley Road; thence leaving the Northerly margin of Cactus Valley Road and crossing said road South 05-57-47 West 45.00 feet to a point, said point being along the Southerly margin of Cactus Valley Road; thence with the Southerly margin of Cactus Valley Road North 84-02-13 West approximately 11 feet to a point; said point being along the Southerly margin of said road and said point being located along the Easterly line of Deed Book 17691, Page 382; thence leaving the margin of said road and along the Easterly line of said Deed book 17691, Page 382 South 09-54-23 East approximately 343 feet to a point, said point being the Southeasterly corner of said Deed Book 17691, Page 382; thence with or near the centerline of Flat Branch Creek and continuing along and with the Southerly line of Deed Book 17691, Page 382 with the following (7) bearings and distances: 1) North 76-35-15 West 31.84 feet to a point, 2) North 74-45-17 West 163.19 feet to a point, 3) North 84-46-15 West 20.48 feet to a point, 4) North 84-46-15 West 136.57 feet to a point, 5) South 72-21-15 West 231.49 feet to a point, 6) South 72-21-15 West 272.41 feet to a point, 7) South 71-15-05 West 185.45 feet to a point, said point being the Southeasterly corner of an area entitled Common Open Space #2 (5.748 Acres) as shown on Map Book 44, Page 824; thence along and with the Southerly line of said Common Open Space #2 as shown on said Map Book 44, Page 824 with the following (3) bearings and distances: 1) South 71-15-05 West 29.91 feet to a point, 2) South 69-08-24 West 514.68 feet to a point, 3) South 69-21-09 West 325.45 feet to a point, said point being the Southwesterly corner of Common Open Space #2 as shown on Map Book 44, Page 824 being approximately 30 feet East of and normal to the centerline of Tom Short Road;

thence in a Southerly direction along a line 30 feet East of and parallel to Tom Short Road approximately 1,452 feet to a point, said point being the Northwesterly corner of an area entitled Common Open Space #1 (0.252 Acres) as shown on Map Book 44, Page 902; thence continuing along and with the Easterly margin of Tom Short Road and being along the Westerly line of Common Open Space #1 and Lots 205, 206, 207, 208, 209, and 210, as shown on said Map Book 44, Page 902 with the following (5) calls: 1) with the arc of a circular curve to the right and having a radius of 1372.00 feet, a distance of 60.86 feet with a chord of South 13-23-46 West 60.86 feet to a point, 2) with the arc of a circular curve to the right having a radius of 1372.00 feet, a distance of 19.24 feet with a chord of South 15-04-07 West 19.24 feet to a point, 3) South 15-28-13 West 281.52 feet to a point, 4) with the arc of a circular curve to the left having a radius of 2,965.00 feet, a distance of 39.90 feet with a chord of South 15-22-56 West 39.90 feet to a point, 5) with the arc of a circular curve to the left having a radius of 2965.00 feet, a distance of 110.08 feet with a chord of South 15-03-03 West 110.08 feet to a point; thence with the Easterly margin of Tom Short Road as shown on Map Book 44, Page 902 crossing Mesa Verde Road South 14-46-21 West 110.05 feet to a point, said point being the intersection of the Easterly margin of Tom Short Road and the Southerly margin of Mesa Verde Road as shown on said Map; said point being 33.88 feet East of and normal to the centerline of Tom Short Road; thence North 74-37-40 West 3.88 feet to a point 30 feet of the centerline of Tom Short Road; thence in a Southerly direction along a line 30 feet East of and parallel to Tom Short Road approximately 766 feet to a point, said point being the Northwesterly corner of the Lot as described in Deed Book 12353, Page 817; thence continuing along a line 30 feet East of and parallel to Tom Short Road approximately 1,888 feet to a point on the existing CHARLOTTE CITY LIMITS LINE; thence in Southwesterly direction along and with the CHARLOTTE CITY LIMITS LINE from the eastern margin of Tom Short Road South 59-39-31 West approximately 230 feet crossing Tom Short Road to a point; thence from said point along and with the Northerly line of a 60 foot strip of land as shown on Map Book 24, Page 20 North 78-12-39 West 472.39 feet to a point, said point being the Northeast corner of Lot 30 as shown on Map Book 26, Page 532; thence from said point along and with the Northerly line of Lots 30, 29, 21 and 20 as shown on Map Book 26, Page 532 North 78-12-39 West 648.91 feet to a point, said point being the Northwesterly Corner of Lot 20 as shown on Map Book 26, Page 532; thence from said point in a Westerly direction approximately 20 feet to a point, said point being on the existing CHARLOTTE

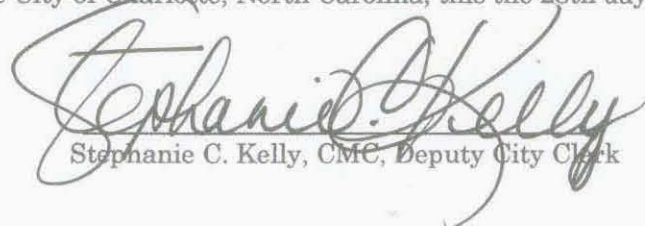
CITY LIMITS line in the centerline of Flat Branch Creek and also being the Southeasterly corner of Common Open Space (3.392 Acres) as shown on Map book 36, Page 293; thence in a Northeasterly direction along the existing CHARLOTTE CITY LIMITS line through the approximate center of the property as described in Deed Book 7527, Page 695 and also along and with the center line of Flat Branch Creek approximately 3,850 feet to a point, said point being on the existing CHARLOTTE CITY LIMITS line and being the Southeasterly most corner of Lot 10, Block 03 as shown on Map Book 21, Page 09; thence in a Northwesterly direction following along and with the Easterly line of Lots 10, 09, 08, 07, 06, 05, 01, Block 03 & 31, 26, Block 01 and crossing over Wild Azalea Lane as shown on Map Book 21, Page 09 North 19-19-10 West 1116.73 feet to a point, said point being the Northeastern corner of Lot 26, Block 03 as shown on Map Book 21, Page 09; thence with the Easterly line of Lots 25, 24, 23, 22, 21, 20, 19, 18, 17, 16, 15, and 14, Block 1 as shown on Map Book 20, Page 755 North 19-19-10 West 1003.14 feet to a point, said point being the Northeasterly corner of Lot 14, Block 01 as shown on Map Book 20, Page 755; thence with the rear or Easterly line of Lots 13, 12, 11, 10, 09, 08, 07, 06, 05, 04, 03, 02, and 01, Block 01 as shown on Map Book 20, Page 638 with the following (2) bearings and distances: 1) North 19-19-10 West 353.13 feet to a point, 2) North 13-44-52 East 797 feet to a point, said point being located on the Eastern boundary line of Lot 01, Block 01 as shown on Map Book 20, Page 638 and being 40 feet South of the center of Ballantyne Commons Parkway (formerly Providence Road West); thence in a Northeasterly direction following along a line 40 feet South of and parallel with the centerline of Ballantyne Commons Parkway (formerly Providence Road West) with the existing CHARLOTTE CITY LIMITS line, crossing Tom Short Road and I-485 approximately 1,172 feet to a point, said point being on the Northerly boundary of property described in Deed Book 2840, Page 122; and approximately 490 feet from the Northeast most corner of said property; thence from said point along a line 40 feet South of and parallel with the centerline of Ballantyne Commons Parkway (formerly, Providence Road West) approximately 490 feet to a point, said point being the Northeasterly corner of the Lot described in Deed Book 2840, Page 122; thence along the Westerly line of Deed Book 10448, Page 38 and the existing CHARLOTTE CITY LIMITS line South 01-15-54 West 274.10 feet to a point, said point being the Southwesterly corner of said Deed Book 10448, Page 38, said point also being on the Northerly right-of-way margin line of I-485 Controlled Access line; thence in a Southeasterly direction along and with the Northerly right-of-way margin of I-485 Controlled Access line and the existing CHARLOTTE CITY

LIMITS line approximately 3,437 feet to a point; said point being the Southeasterly corner of the Lot described in Deed Book 10448, Page 46; thence along the easterly line of said Deed Book 10448, Page 46 North 13-47-13 East 824.10 feet to a point, said point being the Northeasterly corner of said Deed Book 10448, Page 46 and also a point on the existing CHARLOTTE CITY LIMITS LINE; thence in an Easterly direction following the existing CHARLOTTE CITY LIMITS line, along a line 40 feet South of and parallel with the centerline of Ballantyne Commons Parkway (formerly, Providence Road West) approximately 2,425 feet to a point, said point being the intersection of a line 40 feet South of and parallel to Ballantyne Commons Parkway (formerly, Providence Road West) and McKee Road, and the centerline of Providence Road (NC Highway 16); thence in an easterly direction 40 feet South of and parallel with the centerline of McKee Road approximately 2,465 feet to a point, said point being the intersection of a line 40 feet South of and parallel to Tilley Morris Road and 40 feet South of and parallel to McKee Road; thence in a Southeasterly direction along a line 40 feet South of and parallel to Tilley Morris Road approximately 650 feet to a point, said point being the Northwesterly corner of the Lot as described in Deed Book 2096, Page 493; thence along the Northwesterly line of said Deed Book 2096, Page 493 South 42-30-00 West approximately 587 feet to a point; said point being the Northwesterly corner of the lot described in Deed Book 6690, Page 893; thence following said lot line South 42-30-00 West 615 feet to a point, the place of beginning.

CERTIFICATION

I, Stephanie C. Kelly, 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 24th day of July, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page(s) 225-232.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of May, 2006.


Stephanie C. Kelly, CMC, Deputy City Clerk

Extract of Minutes of a regular meeting of the City Council of the City of Charlotte, North Carolina held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on July 24, 2006.

* * *

A regular meeting of the City Council of the City of Charlotte, North Carolina (the "*City Council*") was held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on July 24, 2006 (the "*Meeting*"), after proper notice, and was called to order by the Mayor, and upon the roll being called, the following members of the City Council answered present: Councilmember: Barnes, Burgess, Carter, Dulin, Foxx, Kinsey, Lassiter, Lochman, Mitchell, Mumford and Turner

The following members of the City Council were absent:

Also present:

Councilmember Lassiter introduced the following resolution (the "*Resolution*"), a summary of which had been provided to each Council member, a copy of which was available with the City Clerk and which was read by title:

**RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF CHARLOTTE, NORTH CAROLINA
MAKING CERTAIN STATEMENTS OF FACT
CONCERNING PROPOSED BOND ISSUE**

WHEREAS, the City Council (the "*City Council*") of the City of Charlotte, North Carolina (the "*City*") is considering the issuance of bonds of the City which shall be for the following purposes and in the following maximum amount:

\$85,200,000 of bonds to provide funds to pay the capital costs of constructing, reconstructing, enlarging, extending and improving certain streets, including streets and roads constituting a part of the State highway system or otherwise the responsibility of the State and including the cost of related studies, streetscape and pedestrian improvements, relocation of utilities, plans and design; acquiring, constructing, reconstructing, widening, extending, paving, resurfacing, grading or improving streets, roads, intersections, parking lots and bicycle paths; acquiring, constructing, reconstructing or improving sidewalks, curbs, gutters, drains, bridges, overpasses, underpasses and grade crossings and providing related landscaping, lighting and traffic controls, signals and markers; and the acquisition of land and rights-of-way in land required therefor;

\$10,000,000 of bonds to pay the capital costs of acquiring, constructing, developing, equipping and furnishing housing projects for the benefit of persons of low income, or moderate income, or low and moderate income, including without limitation loans, grants, interest supplements and other programs of financial assistance to persons of low income, or moderate income, or low and moderate income, and developers of housing for persons of low income, or moderate income, or low and moderate income, and construction of infrastructure improvements related thereto and the acquisition of land and rights-of-way required therefor; and

\$25,000,000 of bonds to provide funds to pay the capital costs of infrastructure improvements in various neighborhoods of the City, including the cost of related studies, plans and design; acquiring, constructing, reconstructing, improving, installing or providing curbs, gutters, storm drainage and sidewalks; paving, resurfacing, grading or improving streets, roads and intersections; and providing related landscaping and lighting and acquiring any necessary equipment, land, interests in land and rights-of-way therefor.

WHEREAS, certain findings of fact by the City Council must be presented to enable the Local Government Commission of the State of North Carolina to make certain determinations as set forth in Section 159-52 the North Carolina General Statutes, as amended.

NOW, THEREFORE, BE IT RESOLVED that the City Council, meeting in open session on the 24th day of July, 2006, has made the following factual findings in regard to this matter:

A. *Facts Regarding Necessity of Proposed Financing.* The proposed bonds are necessary and expedient to pay (1) the capital costs of constructing, reconstructing, enlarging, extending and improving certain streets, including streets and roads constituting a part of the State highway system or otherwise the responsibility of the State and including the cost of related studies, streetscape and pedestrian improvements, relocation of utilities, plans and design; acquiring, constructing, reconstructing, widening, extending, paving, resurfacing, grading or improving streets, roads, intersections, parking lots and bicycle paths; acquiring, constructing, reconstructing or improving sidewalks, curbs, gutters, drains, bridges, overpasses, underpasses and grade crossings and providing related landscaping, lighting and traffic controls, signals and markers; and the acquisition of land and rights-of-way in land required therefor; (2) the capital costs of acquiring, constructing, developing, equipping and furnishing housing projects for the benefit of persons of low income, or moderate income, or low and moderate income, including without limitation loans, grants, interest supplements and other programs of financial assistance to persons of low income, or moderate income, or low and moderate income, and developers of housing for persons of low income, or moderate income, or low and moderate income, and construction of infrastructure improvements related thereto and the acquisition of land and rights-of-way required therefor and (3) the capital costs of infrastructure improvements in various neighborhoods of the City, including the cost of related studies, plans and design; acquiring, constructing, reconstructing, improving, installing or providing curbs, gutters, storm drainage and sidewalks; paving, resurfacing, grading or improving streets, roads and intersections; and providing related landscaping and lighting and acquiring any necessary equipment, land, interests in land and rights-of-way therefor.

B. *Facts Supporting the Amount of Bonds Proposed.* The sums estimated for these bonds are adequate and not excessive for the proposed purposes. Estimates for the proposed construction and

improvements have been carefully analyzed and determined by persons knowledgeable about the construction and improvements.

C. *Past Debt Management Procedures and Policies.* The City's debt management procedures and policies are excellent and have been carried out in compliance with law. The City employs a Director of Finance to oversee compliance with applicable laws relating to debt management. The City Council requires annual audits of City finances. In connection with these audits, compliance with laws is reviewed. The City is not in default in any of its debt service obligations. The City Attorney reviews all debt-related documents for compliance with laws.

D. *Past Budgetary and Fiscal Management Policies.* The City's budgetary and fiscal management policies have been carried out in compliance with laws. Annual budgets are closely reviewed by the City Council before final approval of budget ordinances. Budget amendments changing a function total or between functions are presented to the City Council at regular City Council meetings. The Director of Finance presents financial information to the City Council which shows budget to actual comparisons annually and otherwise as the City Manager deems necessary or as a member of the City Council may request.

E. *Increase in Taxes; Retirement of Debt.* The increase in taxes, if any, necessary to service the proposed debt will not be excessive. The schedule for issuance anticipates issuing all of the bonds in more than one series during fiscal years 2008 through 2010.

Upon motion of Councilmember Mitchell, seconded by Councilmember Carter, the foregoing resolution entitled: "RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA MAKING CERTAIN STATEMENTS OF FACT CONCERNING PROPOSED BOND ISSUE" was adopted by the following vote:

AYES: Barnes, Kinsey

Burgess, Lassiter

Carter, Mitchell

Dulin, Mumford

Foxx, and Turner


NAYS: Lochman

PASSED, ADOPTED AND APPROVED this 24th day of July, 2006.

CERTIFICATION

I, Stephanie C. Kelly, 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 24th day of July, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page(s) 233-236.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of May, 2006.


Stephanie C. Kelly, CMC, Deputy City Clerk

Extract of Minutes of a regular meeting of the City Council of the City of Charlotte, North Carolina held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on July 24, 2006.

* * *

A regular meeting of the City Council of the City of Charlotte, North Carolina (the "City Council") was held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on July 24, 2006 (the "Meeting"), after proper notice, and was called to order by the Mayor, and upon the roll being called, the following members of the City Council answered present: Councilmember: Barnes, Burgess, Carter, Dulin, Foxx, Kinsey, Lassiter, Lochman, Mitchell, Mumford and Turner

The following members of the City Council were absent:

Also present:

Councilmember Lassiter introduced the following resolution (the "Resolution"), a summary of which had been provided to each Council member, a copy of which was available with the City Clerk and which was read by title:

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE,
NORTH CAROLINA AUTHORIZING THE DIRECTOR OF FINANCE TO APPLY TO THE
LOCAL GOVERNMENT COMMISSION FOR APPROVAL OF THE CITY'S PROPOSED
GENERAL OBLIGATION PUBLIC IMPROVEMENTS BOND FINANCING,
GENERAL OBLIGATION HOUSING BOND FINANCING AND
GENERAL OBLIGATION NEIGHBORHOOD IMPROVEMENT BONDS AND
TO SUBMIT SUCH APPLICATION TO THE LOCAL GOVERNMENT COMMISSION**

WHEREAS, the City Council (the "City Council") of the City of Charlotte, North Carolina (the "City") proposes to set a public hearing on the following Bond Orders entitled:

"BOND ORDER AUTHORIZING THE ISSUANCE OF \$85,200,000 GENERAL OBLIGATION PUBLIC IMPROVEMENTS BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA;"

"BOND ORDER AUTHORIZING THE ISSUANCE OF \$10,000,000 GENERAL OBLIGATION HOUSING BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA;" and

"BOND ORDER AUTHORIZING THE ISSUANCE OF \$25,000,000 GENERAL OBLIGATION NEIGHBORHOOD IMPROVEMENTS BONDS OF THE CITY OF CHARLOTTE, NORTH CAROLINA;"

WHEREAS, it is necessary, as a condition to the consideration and adoption of the Bond Orders, to submit an Application to the Local Government Commission for Approval of the Bonds, all in the manner required by The Local Government Bond Act.

NOW, THEREFORE, be it resolved by the City Council that the Director of Finance of the City is hereby directed to file with the Local Government Commission an application for its approval of the General Obligation Public Improvements Bonds, General Obligation Housing Bonds and General Obligation Neighborhood Improvements Bonds hereinbefore described, on a form prescribed by said Commission, and (1) to request in such application that said Commission approve the City's use of Parker Poe Adams & Bernstein LLP of Charlotte, North Carolina, as bond counsel for the City and (2) to state in such application such facts and to attach thereto such exhibits in regard to such General Obligation Public Improvements Bonds, General Obligation Housing Bonds and General Obligation Neighborhood Improvements Bonds and to the City and its financial condition, as may be required by said Commission.

BE IT FURTHER RESOLVED that this Resolution shall become effective on the date of its adoption.

Upon motion of Councilmember Mitchell, seconded by Councilmember Carter, the foregoing resolution entitled: "RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA AUTHORIZING THE DIRECTOR OF FINANCE TO APPLY TO THE LOCAL GOVERNMENT COMMISSION FOR APPROVAL OF THE CITY'S PROPOSED GENERAL OBLIGATION PUBLIC IMPROVEMENTS BOND FINANCING, GENERAL OBLIGATION HOUSING BOND FINANCING AND GENERAL OBLIGATION NEIGHBORHOOD IMPROVEMENT BONDS AND TO SUBMIT SUCH APPLICATION TO THE LOCAL GOVERNMENT COMMISSION" was adopted by the following vote:

AYES: Barnes, Burgess

Carter, Dulin

Foxx, Kinsey

Lassiter, Mitchell

Mumford and Turner

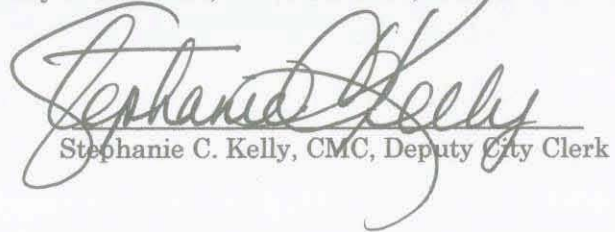
NAYS: Lochman

PASSED, ADOPTED AND APPROVED this 24th day of July, 2006.

CERTIFICATION

I, Stephanie C. Kelly, 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 24th day of July, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page(s) 237-241.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of May, 2006.


Stephanie C. Kelly, CMC, Deputy City Clerk

2006 Referendum List of Projects

Street Projects

- Area Plan Projects	\$5.0 million
- Traffic Calming Program	1.5
- Pedestrian and Traffic Safety Program	2.0
- Sidewalk Construction Program	12.0
- Bridge Program	4.0
- Farm-to-Market Road Improvement Program	2.0
- Future Project Planning and Design	1.0
- Intersection Capacity and Multimodal Program	10.0
- Minor Roadway Improvement Program	3.0
- Non-System Residential Street Improvements	2.0
- Thoroughfare and Street Projects:	
- Dixie River Road/Steele Creek Intersection	5.0
- Fred D. Alexander Boulevard (NC27 to NC16)	20.0
- Harris Boulevard/Milton Road Intersection	0.5
- Old Pineville Rd (Victory Christian to England)	1.2
- Street Connectivity Program	3.0
- Traffic Control Devices Upgrade Program	3.0
- Traffic Flow Enhancement (coordinated signals)	3.0
- Bicycle Program	1.0
- City Center Transportation Implementation Program	4.0
- Community ED Strategy Implementation	2.0
Total Street Projects	\$85.2

Housing Projects **\$10.0**

Neighborhood Improvement Projects **\$25.0**

Total Projects **\$120.2 million**

CHARLOTTE 2006 GENERAL OBLIGATION BOND REFERENDUM SCHEDULE

- 7/24/06 Council adopts Resolution directing publication of notice of intent to apply to the Local Government Commission (the "LGC"); Resolution authorizing the Director of Finance to apply to the LGC; and Resolution making certain findings of fact
- 7/27/06 Publish Notice of Intent in *The Charlotte Observer* (have to wait 10 days after publication of Notice of Intent before applying to the LGC)
- 8/07/06 File Application with LGC and prepare Sworn Statement of Debt (receive letter from LGC confirming receipt of Application which must occur before the Bond Order is introduced)
- 8/28/06 Introduce the Bond Order at the Council Meeting; Council adopts the Resolution setting a public hearing on the Bond Order on 9/11/06 [at least 6 days before public hearing]
- 9/01/06 File Sworn Statement of Debt with the City Clerk [before public hearing]
- 9/01/06 Publish Notice of Public Hearing on the Bond Order in *The Charlotte Observer* [
- 9/11/06 Council holds public hearing on adoption of the Bond Order; Council adopts (1) the Bond Order at the conclusion of the public hearing and (2) the Resolution setting a Special Bond Referendum
- 9/12/06 City Clerk delivers certified copy of the Resolution setting a Special Bond Referendum to the County Board of Elections
- 9/14/06 City publishes Bond Order as adopted in *The Charlotte Observer*
- 9/29/06 Publish first Notice of Special Bond Referendum in *The Charlotte Observer* (Not less than fourteen days before last day to register to vote for Bond Referendum)
- 10/06/06 Publish second Notice of Special Bond Referendum in *The Charlotte Observer* (Not less than seven days before last day to register to vote for Bond Referendum)
- 11/07/06 Referendum
- After
11/07/06 Adoption of Certificate of Canvass by the County Board of Elections
- Council adopts Resolution Certifying and Declaring Results of Special Bond Referendum
- Publish Statement of Result in *The Charlotte Observer*

Prepared by:
Scott Leo
Partner
Parker Poe Adams & Bernstein LLP

Extract of Minutes of a regular meeting of the City Council of the City of Charlotte, North Carolina held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on July 24, 2006.

* * *

A regular meeting of the City Council of the City of Charlotte, North Carolina (the "*City Council*") was held in the Meeting Chamber at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street, Charlotte, North Carolina 28202, at 7:00 p.m. on July 24, 2006 (the "*Meeting*"), after proper notice, and was called to order by the Mayor, and upon the roll being called, the following members of the City Council answered present: Councilmember: Barnes, Burgess, Carter, Dulin, Foxx, Kinsey, Lassiter, Lochman, Mitchell, Mumford, and Turner

The following members of the City Council were absent:

Also present:

Councilmember Lassiter introduced the following resolution (the "*Resolution*"), a summary of which had been provided to each Council member, a copy of which was available with the City Clerk and which was read by title:

**RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF CHARLOTTE, NORTH CAROLINA
DIRECTING THE PUBLICATION OF NOTICE OF INTENTION
TO APPLY TO THE LOCAL GOVERNMENT
COMMISSION FOR APPROVAL OF BONDS**

WHEREAS, the City Council (the "*City Council*") of the City of Charlotte, North Carolina (the "*City*") is considering the issuance of general obligation bonds of the City which shall be for the following purposes and in the following maximum amounts:

\$85,200,000 of bonds to provide funds to pay the capital costs of constructing, reconstructing, enlarging, extending and improving certain streets, including streets and roads constituting a part of the State highway system or otherwise the responsibility of the State and including the cost of related studies, streetscape and pedestrian improvements, relocation of utilities, plans and design; acquiring, constructing, reconstructing, widening, extending, paving, resurfacing, grading or improving streets, roads, intersections, parking lots and bicycle paths; acquiring, constructing, reconstructing or improving sidewalks, curbs, gutters, drains, bridges, overpasses, underpasses and grade crossings and providing related landscaping, lighting and traffic controls, signals and

markers; and the acquisition of land and rights-of-way in land required therefor;

\$10,000,000 of bonds to pay the capital costs of acquiring, constructing, developing, equipping and furnishing housing projects for the benefit of persons of low income, or moderate income, or low and moderate income, including without limitation loans, grants, interest supplements and other programs of financial assistance to persons of low income, or moderate income, or low and moderate income, and developers of housing for persons of low income, or moderate income, or low and moderate income, and construction of infrastructure improvements related thereto and the acquisition of land and rights-of-way required therefor; and

\$25,000,000 of bonds to provide funds to pay the capital costs of infrastructure improvements in various neighborhoods of the City, including the cost of related studies, plans and design; acquiring, constructing, reconstructing, improving, installing or providing curbs, gutters, storm drainage and sidewalks; paving, resurfacing, grading or improving streets, roads and intersections; and providing related landscaping and lighting and acquiring any necessary equipment, land, interests in land and rights-of-way therefor.

NOW, THEREFORE, BE IT RESOLVED by the City Council that the City Clerk is hereby directed to cause a copy of the "NOTICE OF INTENTION TO APPLY TO THE LOCAL GOVERNMENT COMMISSION FOR APPROVAL OF BONDS" to be published in the *Charlotte Observer* on or about July 27, 2006.

Upon motion of Councilmember Mitchell, seconded by Councilmember Carter, the foregoing resolution entitled: "**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE, NORTH CAROLINA DIRECTING THE PUBLICATION OF NOTICE OF INTENTION TO APPLY TO THE LOCAL GOVERNMENT COMMISSION FOR APPROVAL OF BONDS**" was adopted by the following vote:

AYES: Barnes, Burgess

Carter, Dulin

Foxx, Kinsey

Lassiter, Mitchell

Mumford and Turner

NAYS: Lochman

CERTIFICATION

I, Stephanie C. Kelly, 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 24th day of July, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page(s) 242-244.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of May, 2006.


Stephanie C. Kelly, CMC, Deputy City Clerk

RESOLUTION PROVIDING CONSENT TO MULTIFAMILY HOUSING
FACILITY KNOWN AS SOUTH OAK CROSSING (ARROWOOD)
APARTMENTS IN THE CITY OF CHARLOTTE, NORTH CAROLINA AND
THE FINANCING THEREOF WITH MULTIFAMILY HOUSING REVENUE
BONDS IN AN AGGREGATE AMOUNT NOT TO EXCEED \$10,000,000

WHEREAS, the City Council of the City of Charlotte (the "City") met in Charlotte, North Carolina at 7:00 p.m. on the 24th day of July, 2006; and

WHEREAS, the Housing Authority of the City of Charlotte, N.C. (the "Issuer") has tentatively agreed to assist South Oak Crossing, LLC a North Carolina limited liability company (the "Borrower") in the financing of the acquisition and construction of a multifamily residential rental project known as South Oak Crossing Apartments, consisting of approximately 200 units (the "Development"), located at 7501 Old Pineville Road in the City of Charlotte, Mecklenburg County, North Carolina through the issuance of its not to exceed \$10,000,000 Variable Rate Demand Multifamily Housing Revenue Bonds (South Oak Crossing Apartments Project) Series 2006 (the "Bonds"); and

WHEREAS, Section 147(f) of the Internal Revenue Code of 1986, as amended before a housing authority can exercise any one of its powers within the jurisdiction of a city, the city must request the housing authority to do so; and

WHEREAS, the City has determined that approval of the issuance of the Bonds is solely to satisfy the requirement of Section 147(f) of the Code and shall in no event constitute an endorsement of the Bonds or the Development or the creditworthiness of the Borrower, nor shall such approval in any event be construed to obligate the City of Charlotte, North Carolina for the payment of the principal of or premium or interest on the Bonds or for the performance of any pledge, mortgage or obligation or agreement of any kind whatsoever which may be undertaken by the Issuer, or to constitute the Bonds or any of the agreements or obligations of the Issuer an indebtedness of the City of Charlotte, North Carolina, within the meaning of any constitutional or statutory provision whatsoever.

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

1. The City Council hereby requests the Housing Authority of The City of Charlotte, North Carolina to issue its multifamily housing revenue bonds therefor in an amount not to exceed \$10,000,000 in order to finance the acquisition and construction by South Oak Crossing, LLC of an affordable multifamily residential rental project to be known as South Oak Crossing Apartments located at 7501 Old Pineville Road in the City of Charlotte, North Carolina.
2. This resolution shall take effect immediately upon its passage.

South Oak Crossing Apartments

Project Description:

The Charlotte-Mecklenburg Housing Partnership, Inc. of Charlotte, North Carolina has been procured by the Charlotte Housing Authority (CHA) to construct approximately 200 multifamily units at 7501 Old Pineville Road. Located in southwest Charlotte, this site will be within a half a mile from the planned Arrowood Station light rail stop. Anticipated funding for this project includes CHA issuing multifamily housing revenue bonds in an amount up to \$10,000,000. 100 units will be affordable (20 units serve families earning 30% and below the area median income) as well as 100 income unrestricted units.

Project Proposal

Name: South Oak Crossing
Address: 7501 Old Pineville Road
Acreage: 9.8 +/- acres
Zoning: UR2-CD
Developers: CMHP
Number of Units: 200 units
Targeted Incomes:

Units	Monthly Rents	AMI Served*
20	\$247	≤ 30%
80	\$615-\$700	60%
100	\$690-\$790	unrestricted

*Based on 2004 Area Median Income of \$64,100

Council District: District 3
Total Cost: \$18,000,573
Sources of Funds: \$ 4,281,639 – City HTF
 \$ 8,921,713 – Bonds
 \$ 1,500,000 – CHA
 \$ 2,894,962 – LIHTC Equity
 \$ 402,259 – CMHP

Loan Terms: 1% Interest only - 40 years

Affordability Period: 30 years

Project Amenities: Separate clubhouse/leasing office, tot lot/playground, gazebo, picnic area, swimming pool, bike racks, bus shelter, TV room, exercise room, resident computer center, laundry facility, dishwasher and washer/dryer connections and high speed internet available in each unit.

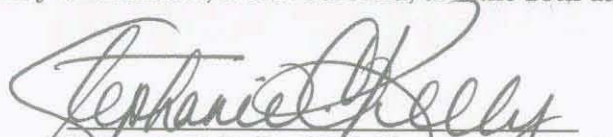
Neighborhood Profile – NSA 198 (Montclair South)

	QLI Index (2002)	QLI Index (2004)
Neighborhood Classification	Threatened	Threatened
Population:	9,300	11,443
Elderly Population:	316	423
Number of Housing Units:	3,330	4,051
Median Household Income:	\$49,001	\$42,199
Average House Value:	\$85,404	\$82,630
Housing Condition:	3.8% Substandard	1.3% Substandard
Violent Crime Rate:	1.9	2.4
Property Crime Rate:	1.4	1.4

CERTIFICATION

I, Stephanie C. Kelly, 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 24th day of July, 2006, the reference having been made in Minute Book 124, and recorded in full in Resolution Book 40, Page(s) 245-247.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 28th day of May, 2006.


Stephanie C. Kelly, CMC, Deputy City Clerk