

**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 9<sup>th</sup> day of June, 2008 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

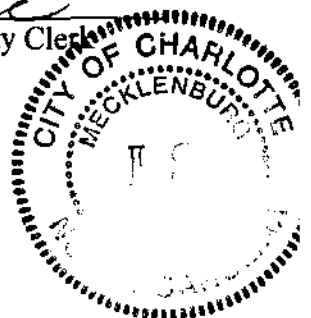
**CERTIFICATION**

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9<sup>th</sup> day of June, 2008, the reference having been made in Minute Book 127, and recorded in full in Resolution Book 41, Pages (351-352).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12<sup>th</sup> day of June, 2008.



Brenda R. Freeze, CMC, City Clerk



**TAXPAYERS AND REFUNDS REQUESTED**  
**(Clerical Error)**

<b>NAME</b>	<b>AMOUNT</b>
	\$
MONTAYA ANTHONY	104.56
REDD ALLISON B	77.96
HAYES HAROLD JR	27.97
BOYLES FELICIA R	164.48
NIEMER STANFORD E	304.80
EQUISTAR CHARLOTTE COMPANY LLC	8,789.36
ROBERT T GODLEY FAMILY, LLC	3,501.41
FURCHNER WESLEY	<u>1,875.67</u>
	\$
TOTAL	<u><u>14,846.21</u></u>

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

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

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

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 9th day of June, 2008 that those taxpayers listed on the schedule of "Business Privilege License Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

**CERTIFICATION**

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of June, 2008, the reference having been made in Minute Book 127, and recorded in full in Resolution Book 41, Pages (353-354).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12th day of June, 2008.

  
Brenda R. Freeze, CMC, City Clerk



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**RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE a portion of Peachtree Drive** in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **John C. Hatcher** has filed a petition to close **a portion of Peachtree Drive** in the City of Charlotte; and

Whereas, the portion of right-of-way to be closed lies within the York Road Neighborhood Community beginning approximately 1,181 feet from the intersection of Marshall Air Drive continuing 361 feet east to its terminus at the southern railway as shown in the map marked "Exhibit A" and is more particularly described by metes and bounds in a document marked "Exhibit B" both of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina.

Whereas, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that City Council first adopt a resolution declaring it's 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

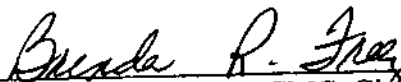
Now, therefore, be it resolved, by the City Council of the City of Charlotte, at it's regularly scheduled session of June 9, 2008 that it intends to close a portion of Peachtree Drive and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 28<sup>th</sup> day of July, 2008 in CMGC meeting chamber, 600 East 4<sup>th</sup> 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, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina; DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9<sup>th</sup> day of June, 2008, the reference having been made in Minute Book 127, and recorded in full in Resolution Book 41, Page 355.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 12<sup>th</sup> day of June, 2008.

  
Brenda R. Freeze, CMC, City Clerk



**RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE a residual portion of right-of-way on Atando Avenue** in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **SniderTire** has filed a petition to close a residual portion of right-of-way on Atando Avenue in the City of Charlotte; and

Whereas, the portion of right-of-way to be closed lies within the Druid Hills Community at the corner of Atando Avenue and Asbury Avenue beginning approximately 119 feet from the corner of Atando Avenue on Asbury Avenue, continuing approximately 290 feet southwardly around its radius to its terminus on Atando Avenue "Exhibit A" and is more particularly described by metes and bounds in a document marked "Exhibit B" both of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina.

Whereas, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that 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

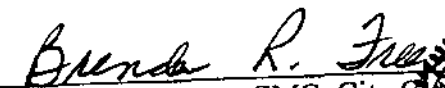
Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of June 9, 2008 that it intends to close a residual portion of right-of-way on Atando Avenue and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 28th day of July, 2008 in CMGC meeting chamber, 600 East 4<sup>th</sup> Street Charlotte North Carolina.

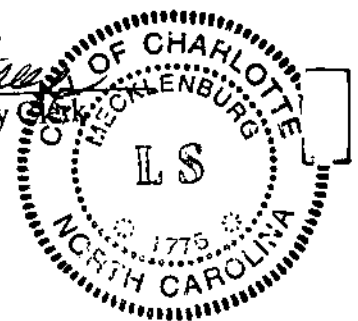
The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by N.C.G.S. 160A-299.

**CERTIFICATION**

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9<sup>th</sup> day of June, 2008, the reference having been made in Minute Book 127, and recorded in full in Resolution Book 41, Page 356.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12<sup>th</sup> day of June, 2008.

  
Brenda R. Freeze, CMC, City Clerk



June 9, 2008

Resolution Book 41, Page 357

**RESOLUTION DECLARING AN INTENT TO ABANDON AND CLOSE a portion of N. Myers Street and N. Alexander Street** in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Liberate Financial, LLC- Collin W. Brown/ Kennedy Covington** has filed a petition to close a **residual portion of right-of-way on N. Myers Street and N. Alexander Street** in the City of Charlotte; and

Whereas, the portions of rights-of-way to be closed lie within the Belmont Community. N. Myers Street: beginning at Charles Avenue continuing approximately 100 feet northeastwardly to its terminus, and N. Alexander Street: beginning at Charles Avenue continuing approximately 347 feet east to its terminus. "Exhibit A1-A2" and is more particularly described by metes and bounds in a document marked "Exhibit B1-B2" both of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina.

Whereas, the procedure for closing streets and alleys as outlined in North Carolina General Statutes, Section 160A-299, requires that City Council first adopt a resolution declaring it's intent to close the street and calling a public hearing on the question; said statue 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

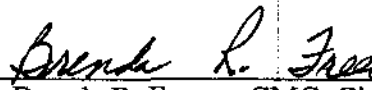
Now, therefore, be it resolved, by the City Council of the City of Charlotte, at it's regularly scheduled session of June 9, 2008 that it intends to close a residual portion of right-of-way on N. Myers Street and N. Alexander Street and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 28th day of July, 2008 in CMGC meeting chamber, 600 East 4<sup>th</sup> Street Charlotte North Carolina.

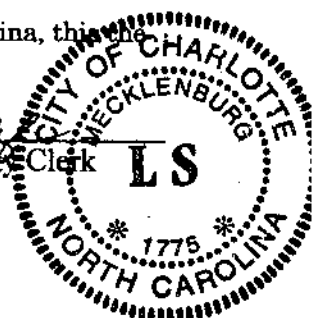
The City Clerk is hereby directed to publish a copy of this resolution in the Mecklenburg Times once a week for two successive weeks next preceding the date fixed here for such hearing as required by N.C.G.S. 160A-299.

**CERTIFICATION**

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9<sup>th</sup> day of June, 2008, the reference having been made in Minute Book 127, and recorded in full in Resolution Book 41, Page 357.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12<sup>th</sup> day of June, 2008.

  
Brenda R. Freeze, CMC, City Clerk



ACTION A

**RESOLUTION**

EXTRACT FROM THE MINUTES OF A regular  
MEETING OF THE Charlotte City Council  
HELD ON June 9, 2008

The following resolution was introduced by Burgess,  
seconded by Barnes, considered and adopted.

RESOLUTION AUTHORIZING, ADOPTING, APPROVING, ACCEPTING AND  
RATIFYING THE EXECUTION OF THE GRANT AGREEMENT FOR PROJECT  
NUMBER 3-37-0012-57 BETWEEN THE UNITED STATES OF AMERICA AND  
THE CITY OF CHARLOTTE, NORTH CAROLINA

BE IT RESOLVED, by the CITY COUNCIL of  
THE CITY OF CHARLOTTE, NORTH CAROLINA

SECTION 1. That said City Council hereby  
authorizes, adopts, approves, accepts and ratifies the execution of  
a Grant Agreement between the Federal Aviation Administration on  
behalf of the United States of America and the City of Charlotte,  
North Carolina

SECTION 2. That the Execution of said Grant Agreement in  
quadruplicate on behalf of said City Council by  
T. J. Orr, Aviation Director and the impression of  
the official seal of the City of Charlotte and the attestation  
by Brenda Freeze; City Clerk is  
hereby authorized, adopted, approved, accepted and ratified.

SECTION 3. That the Aviation Director is hereby  
authorized to execute payment requests under these Grant Agreements  
on behalf of said City of Charlotte.



**CERTIFICATION**

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9<sup>th</sup> day of June, 2008, the reference having been made in Minute Book 127, and recorded in full in Resolution Book 41, Pages (358-359).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12<sup>th</sup> day of June, 2008.

*Brenda R. Freeze*

Brenda R. Freeze, CMC, City Clerk



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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **REEDY CREEK BASIN-MECKLENBURG COUNTY 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 **REEDY CREEK BASIN-MECKLENBURG COUNTY PROJECT** and estimated to be approximately 7,983 square feet (.183 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. 108-112-18, said property currently owned by **JAMES D. GRIER and spouse, if any; STATE OF NORTH CAROLINA, Possible Judgment Creditor, 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.

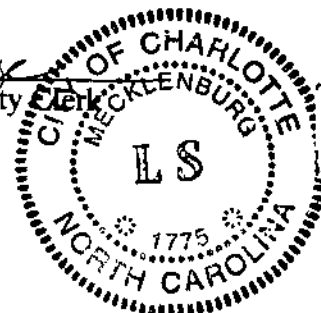
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9<sup>th</sup> day of June, 2008, the reference having been made in Minute Book 127, and recorded in full in Resolution Book 41, Page 360.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12<sup>th</sup> day of June, 2008.

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



**A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY**

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **REEDY CREEK BASIN-MECKLENBURG COUNTY 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 **REEDY CREEK BASIN-MECKLENBURG COUNTY PROJECT** and estimated to be approximately 82,851 square feet (.748 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. 108-071-15, said property currently owned by **RAYMOND D. COLLINS and wife, JUDITH P. COLLINS; KENNETH C. BROWN, PATRICIA M. VOGEL, RONNIE D. BLANTON, Co-Trustees; FIRST CHARTER BANK, Beneficiary, Any Other Parties in Interest, or the owners' successor-in-interest.**

**ESTIMATED JUST COMPENSATION:**

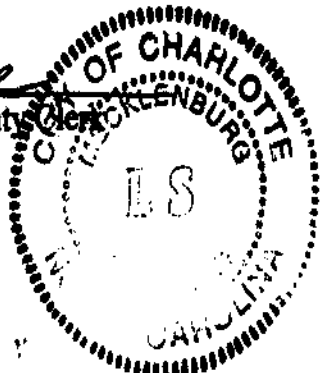
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, **Brenda R. Freeze**, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9<sup>th</sup> day of June, 2008, the reference having been made in Minute Book 127, and recorded in full in Resolution Book 41, Page 361.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12<sup>th</sup> day of June, 2008

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


June 9, 2008  
Resolution Book 41, Page 362

FOR REGISTRATION JUDITH A. GIBSON  
REGISTER OF DEEDS  
MECKLENBURG COUNTY, NC  
2008 SEP 23 12:28 PM  
BK:24139 PG:493-496 FEE:\$18.00

INSTRUMENT # 2008157014



**RESOLUTION CLOSING AN ALLEYWAY RUNNING OFF OF SPRUCE STREET IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA**

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to abandon an alleyway running off of Spruce Street which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to abandon an alleyway running off of Spruce Street 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 9<sup>th</sup> day of June 2008 and City Council determined that the closing of the right-of-way alleyway running off of Spruce Street 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.

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

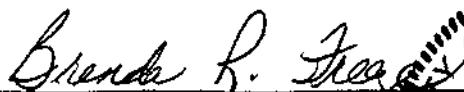
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of June 9, 2008, that the Council hereby orders the closing of an alleyway running off of Spruce Street in the City of Charlotte Mecklenburg County, North Carolina as shown in 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, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9<sup>th</sup> day of June, 2008, the reference having been made in Minute Book 127, and recorded in full in Resolution Book 41, Pages (362-364).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12<sup>th</sup> day of June, 2008.

  
Brenda R. Freeze, CMC, City Clerk

Drawn By: City of Charlotte  
Return to: City of Charlotte-Box 227



110

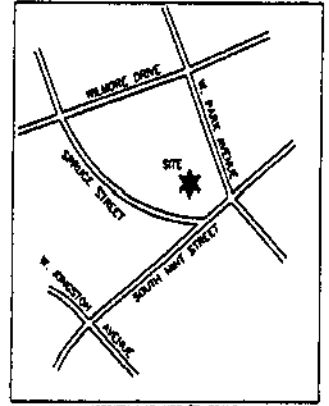
EXHIBIT A

THIS IS TO CERTIFY THAT ON THE 4TH DAY OF FEBRUARY 20 02 AN ACTUAL SURVEY WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES AND THE IMPROVEMENTS, IF ANY, ARE AS SHOWN HEREON. THIS PLAT MEETS THE MINIMUM STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA, BOARD RULE 1600 (21 NCAC 56) AND THE RATIO OF PRECISION DOES NOT EXCEED AN ERROR OF CLOSURE OF ONE (1) FOOT PER 10,000 FEET OF PERIMETER SURVEYED NOR 20 SECONDS TIMES THE SQUARE ROOT OF THE NUMBER OF ANGLES TURNED.

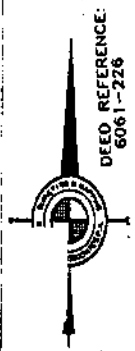
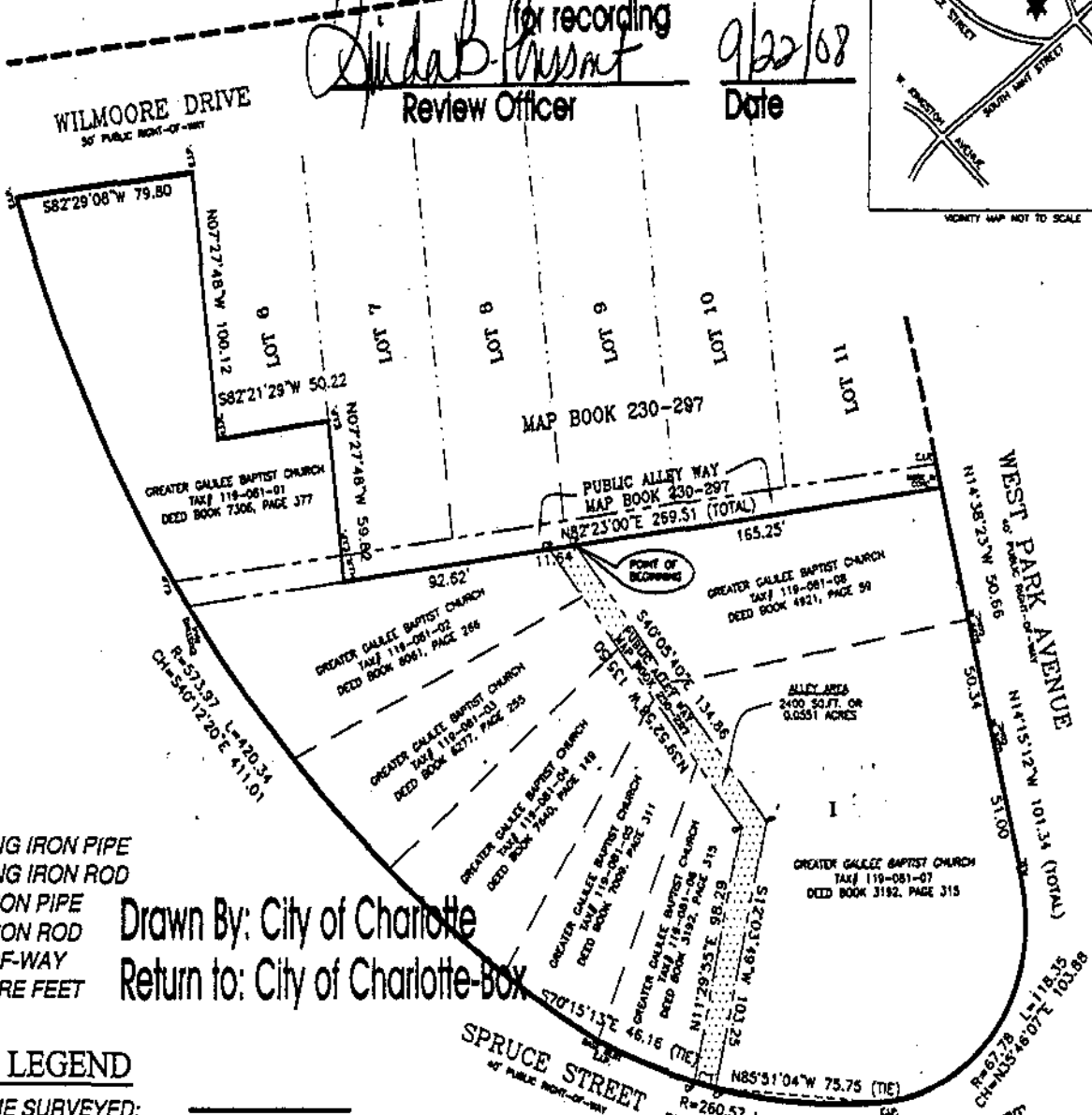
CURVE TABLE				
CURVE	RADIUS	ARC	CHORD BEARING & DISTANCE	
C1	260.57'	9.80'	S76°24'56"E	9.80'

SIGNED *Justin F. Cloninger*  
 R. B. PHARR & ASSOCIATES, PROFESSIONAL SURVEYORS  
 120 HAWTHORNE LANE  
 CHARLOTTE, N.C. 28204  
 TEL. (704) 376-2186  
 CREW: JL DRAWN: SM REVISED:

I, Linda B. Poissant, Review Officer  
 Of Mecklenburg County, certify that the  
 map or plat to which this certificate is  
 affixed meets all statutory requirements



*Linda B. Poissant*  
 Review Officer  
 Date 9/22/08



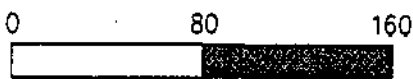
LEGEND

- E.I.P. - EXISTING IRON PIPE
- E.I.R. - EXISTING IRON ROD
- N.I.P. - NEW IRON PIPE
- N.I.R. - NEW IRON ROD
- R/W - RIGHT-OF-WAY
- SQ.FT. - SQUARE FEET

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

LINETYPE LEGEND

- PROPERTY LINE SURVEYED: \_\_\_\_\_
- PROPERTY LINE NOT SURVEYED: - - - - -
- RIGHT-OF-WAY SURVEYED: \_\_\_\_\_
- RIGHT-OF-WAY NOT SURVEYED: - - - - -
- EASEMENT: \_\_\_\_\_



Scale in Feet  
 1" = 80'

ALLEYWAY ABANDONMENT OF:  
 501 W. PARK AVENUE

CITY OF CHARLOTTE, MECKLENBURG, N.C.

GREATER GALILEE BAPTIST CHURCH

PREPARED FOR

SCALE 1"=30'

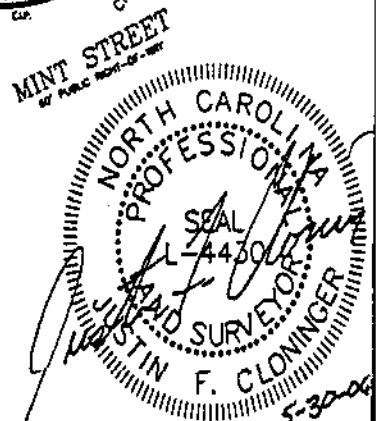
MAP BOOK 230 PAGE 297

FLOOD CERTIFICATION

THIS IS TO CERTIFY THAT THE SUBJECT PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD AREA AS SHOWN ON MAPS PREPARED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, FEDERAL INSURANCE ADMINISTRATION, DATED FEMA Panel Date: 02/04/2004  
 FEMA Panel #: 3701590186E

TAX# 119-081-01 THROUGH 08

JOB# 67989



June 9, 2008

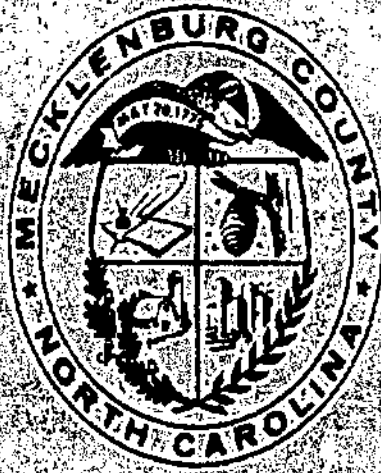
Resolution Book 41, Page 364

## EXHIBIT B

### 10' ALLEYWAY ABANDONMENT

Beginning at a point located in the southeast intersection of a 10-foot Public Alleyway as recorded in Map Book 230, Page 297, Mecklenburg County Registry, said point also being tied to a mark placed in the concrete located in the westerly margin of the right-of-way of West Park Avenue, S 82° 23' 00" W for a distance of 165.25 feet to the POINT OF BEGINNING. Thence with the westerly line of Greater Galilee Baptist Church as recorded in Deed Book 4921, Page 59 and in Book 3192, Page 315 of said registry, (2) two courses and distances follow; 1) S 40° 05' 40" W for a distance of 134.86 feet to a point, thence 2) S 12° 03' 49" W for a distance of 103.25 feet to a point located in the northerly margin of the right-of-way of Spruce Street, said point also being tied to an existing iron pin N 85° 51' 04" W for a distance of 75.75 feet. Thence with the aforesaid right-of-way and an arc of a circular curve to the right, having a radius of 260.57 feet and an arc length of 9.80 feet (chord S 76° 24' 56" E 9.80 feet) to a point, said point being tied to an existing iron pin S 70° 15' 13" E for a distance of 46.16 feet. Thence leaving said right-of-way and following the easterly lines of Greater Galilee Baptist Church as recorded in Deed Book 3192, Page 315; Book 7009, Page 311; Book 7640, Page 149; Book 6277, Page 255; and Book 6061, Page 266 in said registry (2) two courses and distances follow; 1) N 11° 29' 55" E for a distance of 98.29 feet to a point, thence 2) N 39° 52' 58" W for a distance of 135.50 feet to a point; said point being located in the southwest corner of the intersection of a 10-foot Public Alleyway as recorded in Map Book 230, Page 297 of said registry, thence N 82° 23' 00" E for a distance of 11.64 Feet back to the POINT OF BEGINNING, containing 2400 sq. ft. Or 0.0551 Acres as shown on a map prepared by R.B. Pharr and Associates, P.A. entitled "Exhibit A, Alleyway Abandonment of 501 W. Park Avenue", dated February 4, 2002 (Job# 67989).

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Return to: City of Charlotte-Box



JUDITH A. GIBSON  
REGISTER OF DEEDS, MECKLENBURG  
COUNTY & COURTS OFFICE BUILDING  
720 EAST FOURTH STREET  
CHARLOTTE, NC 28202

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Filed For Registration: 09/23/2008 12:28 PM  
Book: RE 24139 Page: 493-496  
Document No.: 2008157014  
RESOL 4 PGS \$18.00  
Recorder: KAMIL COOPER



2008157014



**RESOLUTION CLOSING A RESIDUAL RIGHT-OF-WAY AT THE CORNER OF SHEFFINGDELL DRIVE AND REA FOREST DRIVE 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 abandon a residual right-of-way at the corner of Sheffingdell Drive and Rea Forest Drive which calls for a public hearing on the question and:

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to abandon a residual right-of-way at the corner of Sheffingdell Drive and Rea Forest Drive 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 9<sup>th</sup> day of June 2008 and City Council determined that the closing of the residual right-of-way at the corner of Sheffingdell Drive and Rea Forest Drive 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 June 9, 2008, that the Council hereby orders the closing of a residual right-of-way at the corner of Sheffingdell Drive and Rea Forest Drive 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.

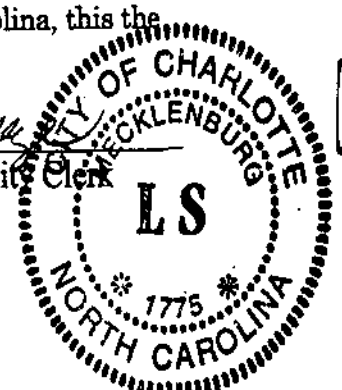
**CERTIFICATION**

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9<sup>th</sup> day of June, 2008, the reference having been made in Minute Book 127, and recorded in full in Resolution Book 41, Pages (365-367).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12<sup>th</sup> day of June, 2008.

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

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Return to: City of Charlotte-Box 227





# CURVE TABLE

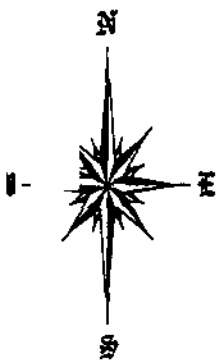
CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING
C0	44.37'	6.94'	6.93'	N 72°39'45" E
C1	44.37'	76.46'	67.35'	N 18°49'25" E
C2	20.00'	37.59	32.30	S 23°17'58" W



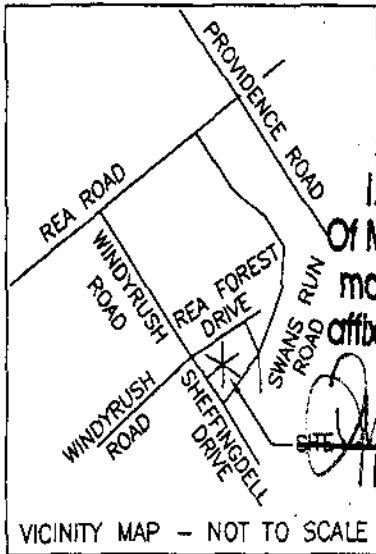
20816 n. main street suite 204 landscape architecture  
 cornelius, nc 28031 civil engineering  
 704.896.8020.phone land planning  
 704.892.5479.fax land surveying  
 e.mail: t.montgomery@edpa.net

## LINE TABLE

LINE	LENGTH	BEARING
L0	26.45	N77°08'34"E



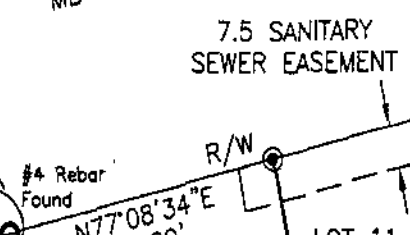
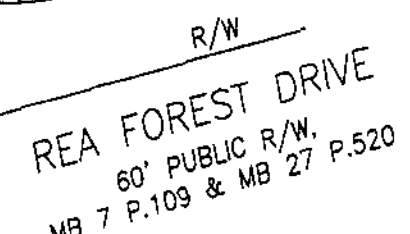
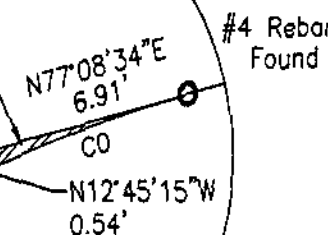
NC GRID NORTH  
NAD 83



NEW LOCATION OF  
CONCRETE CONTROL  
MONUMENT

1sqft TO BE ADDED TO  
LOT 10

I, Linda B. Poissant, Review Officer  
 Of Mecklenburg County, certify that the  
 map or plat to which this certificate is  
 affixed meets all statutory requirements  
 for recording  
 Linda B. Poissant  
 Review Officer  
 9/23/08  
 Date



- LEGEND
- #5 Rebar Set
  - No Corner Found or Set

NCGS ELM  
 N: 400479.605  
 E: 3896.799  
 elevation=612.299(NAD88)  
 NAD83

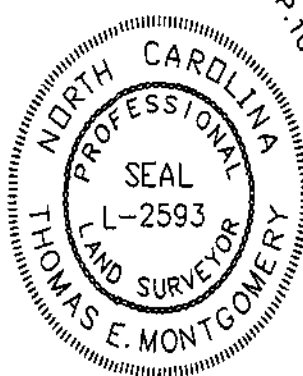
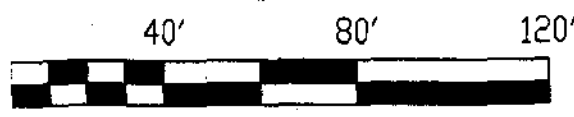
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TOTAL AREA OF  
RIGHT-OF-WAY  
TO BE ABANDONED  
673 sq.ft. 0.02 acres

## SHEFFINGDELL Exhibit A

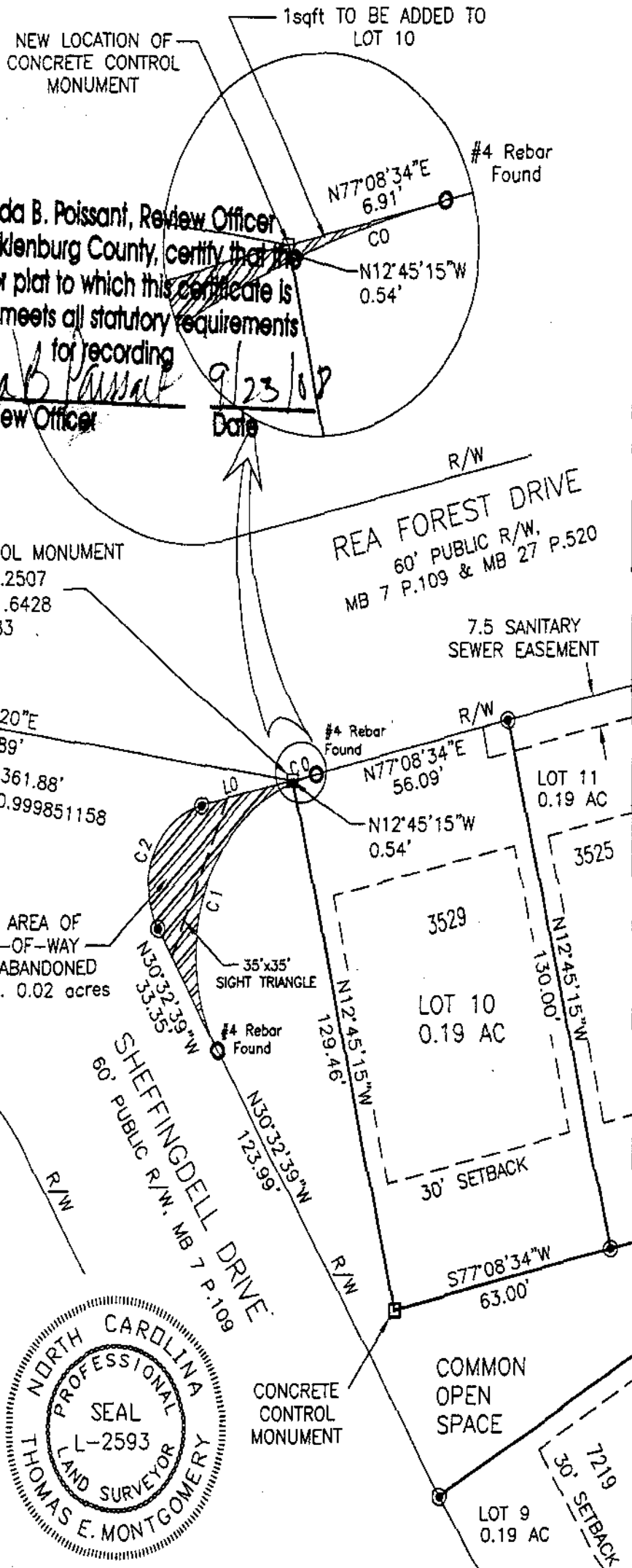
PART OF PID# 21129115 & 21154110  
 WINDYRUSH, LLC. - OWNERS  
 DEED BOOK 22596 PAGE 156  
 CITY OF CHARLOTTE, MECKLENBURG COUNTY, NC

November 27, 2007 SCALE 1" = 40'  
 PROJECT# 06036



NOTE: Ratio of Precision of field survey is 1/15,000. Area computed by DMD method.

Thomas E. Montgomery 12/10/07  
 Thomas E. Montgomery NCPLS L-2593



June 9, 2008

Resolution Book 41, Page 367

Exhibit B

(common Open Space)

BEGINNING AT A #5 REBAR; SAID REBAR LIES N 80°18'53" E, 2329.49' from a NCGS ELM; THENCE S 30°32'39" E; A DISTANCE OF 33.35' TO A #4 REBAR ; THENCE WITH A CURVE TURNING TO THE RIGHT WITH AN ARC LENGTH OF 76.46', WITH A RADIUS OF 44.37', WITH A CHORD BEARING OF N 18°49'25" E, WITH A CHORD LENGTH OF 67.35', TO A #5 REBAR SET; THENCE N 12°45'15" W A DISTANCE OF 0.54' TO A CONCRETE MONUMENT; THENCE S 77°08'34" W A DISTANCE OF 26.45' TO A #5 REBAR SET; THENCE WITH A CURVE TURNING TO THE LEFT WITH AN ARC LENGTH OF 37.59', WITH A RADIUS OF 20.00', WITH A CHORD BEARING OF S 23°17'58" W, WITH A CHORD LENGTH OF 32.30', TO A #5 REBAR ; which is the point of beginning, having an area of 671.52 SQUARE FEET, 0.015 ACRES

(Lot 10)

BEGINNING AT A #4 REBAR; SAID REBAR LIES N 81°23'01" E, 2368.31' from a NCGS ELM; THENCE WITH A CURVE TURNING TO THE LEFT WITH AN ARC LENGTH OF 6.94', WITH A RADIUS OF 44.37', WITH A CHORD BEARING OF S 72°39'45" W, WITH A CHORD LENGTH OF 6.93', TO A #5 REBAR; THENCE N 12°45'15" W A DISTANCE OF 0.54' TO A CONCRETE MONUMENT ; THENCE N 77°08'34" E A DISTANCE OF 6.91' TO A #4 REBAR; which is the point of beginning, having an area of 1.24 SQUARE FEET, 0.000 ACRES

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JUDITH A. GIBSON  
REGISTER OF DEEDS, MECKLENBURG  
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Document No.: 2008157016

RESOL 4 PGS \$18.00

Recorder: KAMIL COOPER



2008157016

June 9, 2008

Resolution Book 41, Page 368

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE  
AMENDING THE FIVE-YEAR CAPITAL INVESTMENT PLAN FOR FISCAL YEARS  
2009 to 2013.**

---

WHEREAS, the City of Charlotte recognizes the importance of developing long range capital investment planning to maintain the growth and vitality of the community; and

WHEREAS, the City of Charlotte continuously develops and reviews the policy, financial and planning assumptions and impacts of capital investment projects for the City; and

WHEREAS, the City of Charlotte has a five-year Capital Investment Plan based on policy assumptions, so stated in the FY2008-2012 Capital Investment Plan that balance the potential physical development planning with long-range financial capacity; and

WHEREAS, the Capital Investment Plan is amended from time to time to reflect changes in capital planning of the community and that an opportunity to implement cultural facilities has occurred,

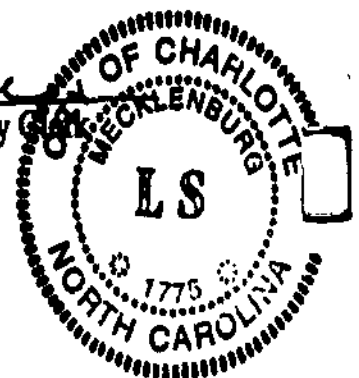
NOW THEREFORE BE RESOLVED, by the City Council of the City of Charlotte, in its regular session duly assembled, that it does hereby adopt the Capital Investment Plan for fiscal years 2009 to 2013.

**CERTIFICATION**

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9<sup>th</sup> day of June, 2008, the reference having been made in Minute Book 127, and recorded in full in Resolution Book 41, Page 368.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12<sup>th</sup> day of June, 2008.

  
Brenda R. Freeze, CMC, City Clerk



**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE ADOPTING CHANGES TO  
THE CITY PAY PLANS AND EMPLOYEE GROUP INSURANCE PLANS FOR FISCAL YEAR 2009**

WHEREAS, the City of Charlotte desires to provide its employees with a competitive pay package and recognizes the importance of rewarding employees for their performance; and

WHEREAS, the City of Charlotte desires to provide its employees with a competitive benefits package;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, in its regular session duly assembled, that it does hereby adopt the pay and benefits recommendations for fiscal year 2009.

This 9th day of June 2008

**CERTIFICATION**

I, Brenda R. Freeze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9<sup>th</sup> day of June, 2008, the reference having been made in Minute Book 127, and recorded in full in Resolution Book 41, Page 369.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 12<sup>th</sup> day of June, 2008.

  
Brenda R. Freeze, CMC, City Clerk

