

RESOLUTION CLOSING A PORTION OF GREENWOOD CLIFF 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 Greenwood Cliff, 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 Greenwood Cliff 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 city may reserve its right, title, and interest in any utility improvement or easement within a street closed pursuant to G.S. 160A-299; and

WHEREAS, the city intends to keep Greenwood Cliff open to the public until the conditions outlined hereinafter are met; and

WHEREAS, the public hearing was held on the 14th day of November, 2016, and City Council determined that the closing of a portion of Greenwood Cliff 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 November 14 2016, that the Council hereby orders the closing of a portion of Greenwood Cliff 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 the document marked "Exhibit B", all of which are attached hereto and made a part hereof. This action shall be effective on the date that the rights-of-way for the new Pearl Park Way extension and the Berkley Avenue connection between the new Pearl Park Way extension and the remnant of Greenwood Cliff are conveyed, recorded, constructed, and accepted by the City of Charlotte for maintenance. This abandonment approval shall be void if the above conditions are not met within 5-years after November 14, 2016.

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, Emily A. Kunze, 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 14th day of November, 2016 the reference having been made in Minute Book 141 and recorded in full in Resolution Book 47, Page(s) 695-699.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 14th day of November, 2016.



A handwritten signature in cursive script that reads 'Emily A. Kunze'.

Emily A. Kunze, Deputy City Clerk

November 14, 2016
Resolution Book 47, Page 697

THIS SURVEY IS CERTIFIED ONLY TO Pappas Properties, LLC:
STATE OF NORTH CAROLINA, Mecklenburg County

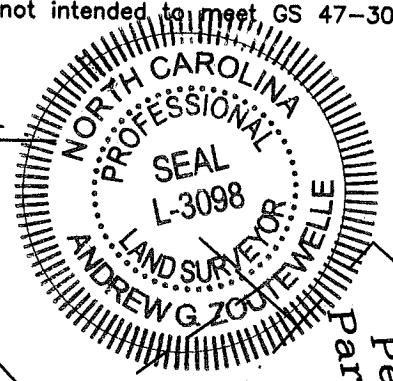
I, ANDREW G. ZOUTEWELLE, do hereby certify that this map was drawn from an actual field survey performed under my supervision; that the precision is 1:15,000; that the angular precision is less than 7.5 seconds per angle; that this map is not intended to meet GS 47-30 recording requirements.

Andrew G. Zoutewelle

Andrew G. Zoutewelle, P.L.S. L-3098

2-22-2017

Date



Charlotte Regional Realtor Association, Inc.
D.B. 6862 Pg. 179
Tax I.D. 12520141

Charlotte Regional Realtor Association, Inc.
D.B. 20861 Pg. 761
Tax I.D. 12520143

Charlotte Regional Realtor Association, Inc.
D.B. 17327 Pg. 713
Tax I.D. 12520229

Chester L. Helt
D.B. 7639 Pg. 144
Tax I.D. 12520208
Lot 15, Block 4
M.B. 332 Pg. 354

Exhibit A
Sheet 1 of 2

Copyright 2017

ABANDONMENT SURVEY
A PORTION OF

Greenwood Cliff

CHARLOTTE, MECKLENBURG COUNTY, N.C.

for PAPPAS PROPERTIES, LLC

Date of Map: June 23, 2015 [REVISED 02-17-2017]

ANDREW G. ZOUTEWELLE N.C. PLS L-3098

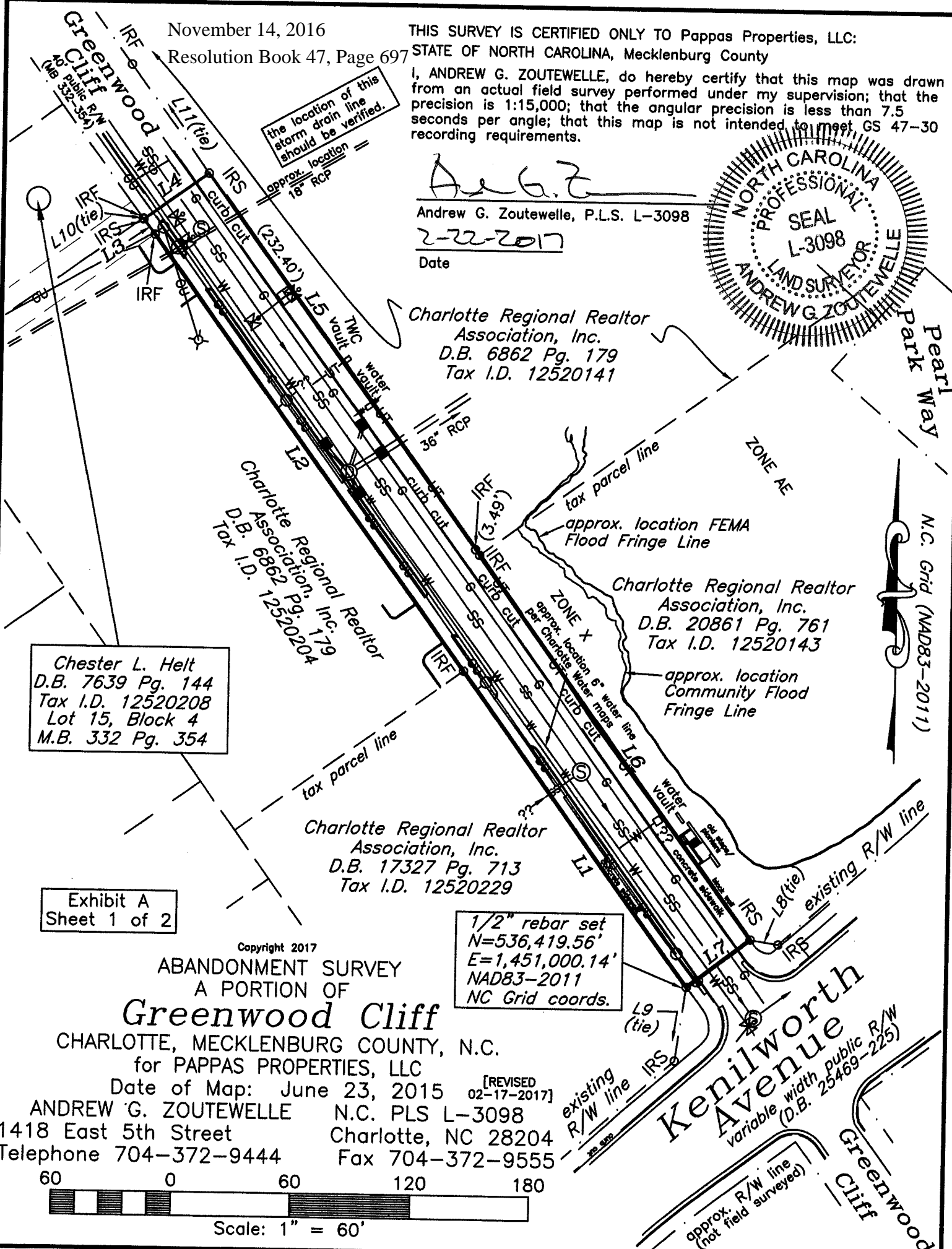
1418 East 5th Street Charlotte, NC 28204

Telephone 704-372-9444 Fax 704-372-9555



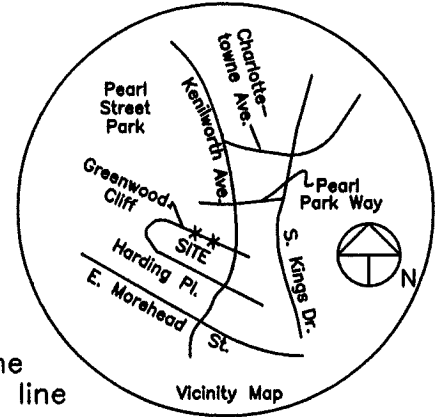
Scale: 1" = 60'

1/2" rebar set
N=536,419.56'
E=1,451,000.14'
NAD83-2011
NC Grid coords.



LEGEND

- square feet (by coordinates)
- MB,DB record map and deed references
- IPF iron pin found
- IRS iron pin set (1/2" rebar)
- CMP corrugated metal pipe
- RCP reinforced concrete pipe
- ⊕ guy anchor
- utility pole
- ⊙ light pole
- ⊗ water valve
- ⊕ fire hydrant
- catch basin
- ⊞ water meter
- ⊞ gas valve
- ⊙ sanitary sewer manhole
- ⊙ storm drain manhole
- TWC TimeWarner cable
- SS- sanitary sewer
- W- water line
- G- gas line
- x- fence line
- OU- overhead utilities
- UE- underground electric line
- UT- underground telecomm. line



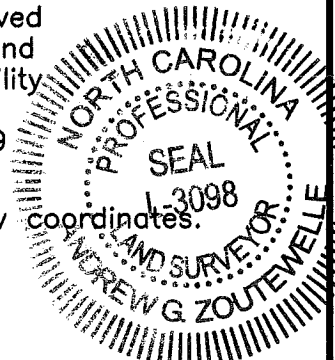
TIE-LINES		
NUMBER	DIRECTION	DISTANCE
L8	S 80°48'57" E	14.19'
L9	S 07°57'44" W	37.70'
L10	N 36°48'18" W	0.61'
L11	N 35°57'55" W	67.44'

LINE TABLE		
NUMBER	DIRECTION	DISTANCE
L1	N 36°02'32" W	195.22'
L2	N 35°57'34" W	269.72'
L3	N 36°48'18" W	9.50'
L4	N 53°57'07" E	40.25'
L5	S 35°57'55" E	235.89'
L6	S 35°58'05" E	237.32'
L7	S 52°11'21" W	39.91'

NOTES

- Greenwood Cliff is shown on a plat entitled, "Subdivision Plat of Section One of Property of H.C. Sherrill Company" recorded in Map Book 332 Page 354.
- Utilities shown hereon have been located based on: (1) observed surface indications, (2) Charlotte Water Customer Service maps, and (3) paint designation markings by the North Carolina One-Call Utility Locating Center. Additional utilities may exist. Contractors should contact the North Carolina ONE-CALL Center at 1-800-632-4949 before any digging or excavation is begun.
- Total area of abandonment is 18,991 S.F. (or 0.4360 ac.), by coordinates.

Aug 2
2-22-2017



*** CAUTION ***

THERE MAY BE UTILITIES OTHER THAN THOSE SHOWN.
THE SURVEYOR ASSUMES NO RESPONSIBILITY FOR UTILITIES
NOT SHOWN HEREON. IT IS THE CONTRACTOR'S
RESPONSIBILITY TO VERIFY THEIR LOCATIONS.

Exhibit A
Sheet 2 of 2

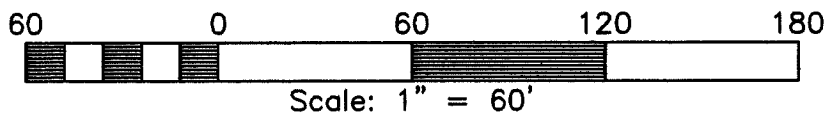
CALL BEFORE YOU DIG
1-800-632-4949

GPS METADATA NOTE

- Class of Survey: "A" (horizontal); "C" (vertical)
- Positional Accuracy: Horizontal; 0.04 feet, Vertical; 0.07 feet
- Type of GPS field procedure: RTK Network (VRS)
- Date of Survey: April 30, 2015
- Datum/Epoch: NAD_83 (2011)(Epoch:2010.0000)
- Published/Fixed-control used: NCGS RTK (CORS) Network
- Geoid Model: GEIOD_12A
- Units: U.S. Survey Foot

Vertical datum is NAVD88 and was cross-referenced with FEMA Reference Mark LSUG-22 and NCGS Station "REECE" and NCGS Station "APAC".
All distances shown hereon are horizontal ground distances.
Average combined grid factor 0.99984687.

Copyright 2017
ABANDONMENT SURVEY
A PORTION OF
Greenwood Cliff
CHARLOTTE, MECKLENBURG COUNTY, N.C.
for PAPPAS PROPERTIES, LLC [REVISED 02-17-2017]
Date of Map: June 23, 2015
ANDREW G. ZOUTEWELLE N.C. PLS L-3098
1418 East 5th Street Charlotte, NC 28204
Tel. 704-372-9444 Fax 704-372-9555



LEGAL DESCRIPTION

BEING all that certain portion of right-of-way of that certain roadway or street known as Greenwood Cliff located within the City of Charlotte, Mecklenburg County, North Carolina, and being located near Kenilworth Avenue, and being more particularly described as follows:

BEGINNING at a new ½-inch rebar (hereinafter "Beginning Point") set at the intersection of the existing southwesterly right-of-way margin of Greenwood Cliff, said right-of-way having a width of 40 feet as shown on a plat entitled "Subdivision Plat of Section One of Property of H.C. Sherrill Company" as recorded in Map Book 332 Page 354 of the Mecklenburg County Registry, and the sight triangle margin connecting the southwesterly right-of-way margin of the said Greenwood Cliff with the northwesterly right-of-way margin of Kenilworth Avenue, said new ½-inch rebar Beginning Point being also located North 07-57-44 East 37.70 feet from a new iron rebar at the intersection of the northwesterly right-of-way margin of the said Kenilworth Avenue with the said sight triangle margin, said new ½-inch rebar Beginning Point being also located at the easterly or southeasterly corner of Charlotte Regional Realtor Association, Inc., as described in Deed Book 17327 Page 713 of the Mecklenburg County Registry, said new ½-inch rebar Beginning Point having North Carolina State Plane coordinates of Northing = 536,419.56 feet and Easting = 1,451,000.14 feet as based on the 2010.0000 realization of the North American Horizontal Datum of 1983, and running thence from said POINT AND PLACE OF BEGINNING along the existing southwesterly right-of-way margin of the said Greenwood Cliff the following three (3) calls: (1) North 36-02-32 West 195.22 feet to an existing iron rebar, (2) North 35-57-34 West 269.72 feet to an existing iron rebar and (3) North 36-48-18 West 9.50 feet to a new iron rebar; thence crossing the existing right-of-way of the said Greenwood Cliff North 53-57-07 East 40.25 feet to a new iron rebar; thence along the existing northeasterly right-of-way margin of the said Greenwood Cliff the following two (2) calls: (1) South 35-57-55 East (passing an existing iron rebar at 232.40 feet) a total distance of 235.89 feet to an existing iron rebar and (2) South 35-58-05 East 237.32 feet to a new iron rebar; thence crossing the existing right-of-way of the said Greenwood Cliff South 52-11-21 West 39.91 feet to the point and place of BEGINNING, containing 0.4360 acre, more or less, as shown on a survey prepared by Andrew G. Zoutewelle (North Carolina Professional Land Surveyor No. L-3098) dated June 23, 2015.



Exhibit B

Copyright 2017

ABANDONMENT SURVEY
A PORTION OF

Greenwood Cliff

CHARLOTTE, MECKLENBURG COUNTY, N.C.

for PAPPAS PROPERTIES, LLC

Date of Map: June 23, 2015 [REVISED 02-17-2017]

ANDREW G. ZOUTEWELLE N.C. PLS L-3098

1418 East 5th Street Charlotte, NC 28204

Telephone 704-372-9444 Fax 704-372-9555



Scale: 1" = 60'

Andrew G. Zoutewelle
2-22-2017

RESOLUTION AUTHORIZING THE CONVEYANCE OF .38 ACRES
OF LAND TO PAPPAS PROPERTIES, LLC

WHEREAS, the City of Charlotte expects to receive a transfer of .38 acres of property from Mecklenburg County, consisting of portions of Tax Parcels 125-201-47 and 125-201-48, said property being located at Pearl Street Park on Kenilworth Avenue in Charlotte, North Carolina (the "Property"); and

WHEREAS, Mecklenburg County, the City of Charlotte, the Charlotte Housing Authority and Pappas Properties and Terwilliger Pappas (collectively, "Pappas") have developed a plan to enhance Pearl Street Park and improve connectivity in that area through construction of new park, street and pedestrian infrastructure, concurrently with the development of a new mixed-use project adjacent to Pearl Street Park; and

WHEREAS, the new mixed use development will include residential, retail, hotel, office, parking units and related infrastructure; and

WHEREAS, the construction of Pearl Park Way Extension will sever the Property, consisting of portions of the current Pearl Street Park, from what will become the reconfigured Pearl Street Park, and Pappas now desires to purchase these remnant portions for their present appraised fair market value of One Million Two Hundred Four Thousand Four Hundred Ninety Four Dollars (\$1,204,494.00) for inclusion in its mixed use development; and

WHEREAS, after receiving the Property from the County the City will transfer the Property to Pappas, with proceeds from the sale going to Mecklenburg County to fund improvements to Pearl Street Park; and

WHEREAS, the City Council of the City of Charlotte has determined that the sale of the Property to Pappas will advance its 2012 Midtown-Morehead-Cherry Area Plan in that it will provide pedestrian-oriented mixed use development, improvements to neighborhood parks, an expanded campus for the Charlotte Housing Authority, and extensions of Pearl Park Way and Berkeley Avenue for better pedestrian and vehicular connectivity in the Morehead Street, Kenilworth Avenue, and McDowell Street area; and

WHEREAS, the property was submitted to mandatory referral review, and a favorable report from the Planning Commission was received on May 17, 2016; and

WHEREAS, notice of the proposed transaction was advertised at least ten days prior to the adoption of this Resolution.

NOW THEREFORE, BE IT RESOLVED by the City Council for the City of Charlotte, that:

The above-referenced Property is declared to be surplus, and pursuant to Section 8.22(d) of the City of Charlotte Charter, Council hereby authorizes the private sale of Property as follows:

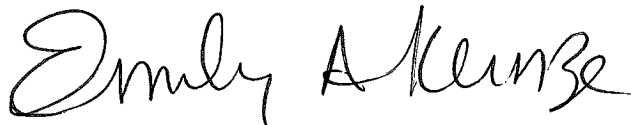
The City will convey fee simple title to the Property to the Pappas entity designated for this purpose for One Million Two Hundred Four Thousand Four Hundred Ninety Four Dollars (\$1,204,494.00) and in accordance with the terms and conditions as advertised.

THIS THE 14TH DAY OF NOVEMBER, 2016.

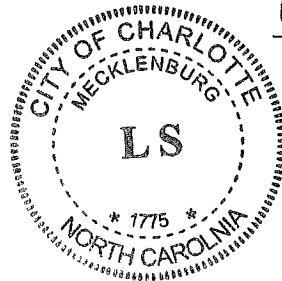
CERTIFICATION

I, Emily A. Kunze, 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 14th day of November, 2016 the reference having been made in Minute Book 141 and recorded in full in Resolution Book 47, Page(s) 700-701.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 14th day of November, 2016.



Emily A. Kunze, Deputy City Clerk



CHARLOTTE CITY COUNCIL
RESOLUTION
APPROVING AN INTERLOCAL AGREEMENT BETWEEN
THE CITY OF CHARLOTTE AND MECKLENBURG COUNTY

WHEREAS, under Article 20 of Chapter 160A of the North Carolina General Statutes, as amended, cities and counties are authorized to enter into interlocal cooperation undertakings with other local governments for the joint exercise of any power, function, public enterprise, right, privilege, or immunity of local governments in North Carolina; and

WHEREAS, the City of Charlotte (City) has the authority to construct streets and roads (G.S. 160A-296(a)), the City and Mecklenburg County (County) have the authority to enter into infrastructure reimbursement agreements with developers and property owners (SL 2001-329; G.S. 153A-451), and the City has the authority to finance such infrastructure (G.S. 160A-120); and

WHEREAS, the City has entered or will enter into an Infrastructure Reimbursement Agreement with Pappas Properties and Terwilliger Pappas or their related entities (together, the Developer) pursuant to which the City will reimburse Developer for certain Public Improvements; and

WHEREAS, the Infrastructure Reimbursement Agreement contemplates using specified incremental City and County taxes to fund the reimbursement of the Public Improvements; and

WHEREAS, the County is willing to contribute specified County incremental taxes to the reimbursement as set forth in the Interlocal Agreement.

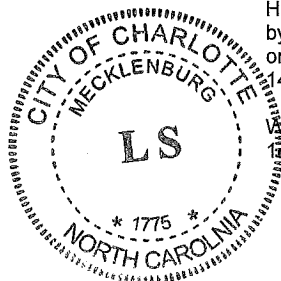
NOW, THEREFORE, BE IT RESOLVED by the Charlotte City Council that the attached Interlocal Agreement is hereby approved, that the City Manager is hereby authorized to execute such Interlocal Agreement in substantially the form attached to this Resolution and to negotiate and execute any further ancillary documents or non-material changes to the Interlocal Agreement as may be necessary, and that this Resolution shall be spread upon the minutes.

Approved the 14th day of November, 2016

CERTIFICATION

I, Emily A. Kunze, 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 14th day of November, 2016 the reference having been made in Minute Book 141 and recorded in full in Resolution Book 47, Page(s) 702-707.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 14th day of November, 2016.



Emily A. Kunze, Deputy City Clerk

**PEARL PARK WAY INFRASTRUCTURE REIMBURSEMENT
INTERLOCAL AGREEMENT**

This Interlocal Agreement, made ____, 2016 (“Agreement”), by and between the **CITY OF CHARLOTTE**, a municipal corporation organized under the laws of the State of North Carolina (the “City”) and **THE COUNTY OF MECKLENBURG**, a political subdivision of the State of North Carolina (“County”).

WITNESSETH:

WHEREAS, the City has contemporaneously with this Agreement entered into an Infrastructure Reimbursement Agreement with Developer, which agreement contains and sets forth recitals which are incorporated herein by reference;

WHEREAS, under Article 20 of Chapter 160A of the North Carolina General Statutes, as amended, cities and counties are authorized to enter into interlocal cooperation undertakings with other local governments for the joint exercise of any power, function, public enterprise, right, privilege, or immunity of local governments in North Carolina;

WHEREAS, the City has the authority to construct streets and roads (G.S. 160A-296(a)(3)), the City and the County have the authority to enter into infrastructure reimbursement agreements with developers and property owners (SL 2001-329; G.S. 153A-451), and the City has the authority to finance such infrastructure (G.S. 160A-20);

WHEREAS, the parties hereto desire to set forth their agreement herein;

NOW, THEREFORE, in consideration of the mutual covenants and agreements set forth herein, the parties agree as follows:

ARTICLE I

The following terms have the meanings as set forth herein, unless the context otherwise requires:

“*Agreement*” means this Interlocal Agreement between the City and the County, and any amendment or supplement thereto.

“*Baseline Tax (City)*” refers to the total real and personal ad valorem taxes assessed by the City against the Increment District for the Baseline Tax Year.

“*Baseline Tax (County)*” refers to the total real and personal ad valorem taxes assessed by the County against the Increment District for the Baseline Tax Year.

“*Baseline Tax Year*” refers to the City’s and County’s 2017 Fiscal Year (i.e. the period from July 1, 2016 to June 30, 2017) in connection with which the valuation of the Increment District for tax purposes will be established as of January 1, 2017.

“*Developer*” means collectively Pappas Properties, LLC, a North Carolina limited liability company, and Terwilliger Pappas, a North Carolina _____ or their related entities.

“*Fiscal Year*” means the fiscal year of the City and County which extends from July 1 to June 30th of the immediately following calendar year. For example, fiscal year 2017 extends from July 1, 2016 to June 30, 2017.

“*Increment District*” shall mean the area and properties depicted and identified on Exhibit A to the Infrastructure Reimbursement Agreement to the extent that such properties are located within the City and the County.

“*Incremental Tax Increase Amount (City)*” means, as to each Fiscal Year after the Baseline Tax Year, the amount by which (i) the total real and personal ad valorem taxes levied by the City on the Increment District for such Fiscal Year and collected by February 1 of the Fiscal Year (including any delinquent taxes collected for a prior fiscal year) exceed (ii) the Baseline Tax (City).

“*Incremental Tax Increase Amount (County)*” shall mean, as to the Fiscal Year after the Baseline Tax Year, the amount by which (i) the total real and personal ad valorem taxes levied by the County on the Increment District for such Fiscal Year and collected by February 1 of the Fiscal Year (including delinquent taxes collected for a prior fiscal year) exceed (ii) the Baseline Tax (County).

“*Infrastructure Reimbursement Agreement*” means the agreement between the City and Developer that requires the Developer to construct certain Public Improvements and the City to acquire and finance the acquisition of the Public Improvements.

“*Interlocal Act*” means Section 160A-460 et seq. of the General Statutes of North Carolina, as amended.

“*Public Improvements*” means those roadway, streetscape, sidewalk, landscaping, irrigation, signage, traffic signal facilities, and other similar improvements for the benefit of the City described in Exhibit B attached to the Infrastructure Reimbursement Agreement.

“*Tax Increment Payment*” means a payment determined by some percentage of incremental taxes from within the Increment District pursuant to an Infrastructure Reimbursement Agreement.

ARTICLE II

Under the laws of the State of North Carolina, the City has the authority to build and otherwise improve streets (G.S. 160A-296(a)(3)), the City and the County have the authority to reimburse property owners and developers for the design and construction of municipal infrastructure including streets (SL 2001-329; G.S. 153A-451), and the City

has the power to finance such improvements with the property owner or developer who is responsible for designing and constructing the improvements (G.S. 160A-20). The City and the County are entering into this Agreement under the Interlocal Act to cooperate in the design, construction, and financing of the Public Improvements contemplated in the Infrastructure Reimbursement Agreement.

ARTICLE III

REIMBURSEMENT FOR AND FINANCING OF THE INFRASTRUCTURE IMPROVEMENTS

3.1 *Reimbursement and Financing.* The City will be responsible for acquiring the Public Improvements from the Developer and for financing the acquisition pursuant to the terms of the Infrastructure Reimbursement Agreement. Other than as provided in this Interlocal Agreement, the County will have no obligation to pay for the acquisition or financing of the Public Improvements.

3.2 *County incremental tax contribution.*

- a. The County shall make annual payments to the City on or before March 1 beginning in the calendar year that immediately follows the calendar year in which all of the Public Improvements are completed, inspected, and accepted for dedication by the City.
- b. Annual payments shall be an amount equal to 45% of the Incremental Tax Increase Amount (County).
- c. The County's payment obligations shall terminate upon the earlier of: (i) payment by the City to the Developer of all outstanding principal and interest pursuant to the Infrastructure Reimbursement Agreement; or (ii) the tenth (10th) annual payment.
- d. In the year in which a payment by the City to Developer pursuant to the Infrastructure Reimbursement Agreement will satisfy the City's repayment obligation, the County's payment to the City shall be that percentage of Incremental Tax Increase Amount (County) that together with the same percentage of Incremental Tax Increase Amount (City) will be sufficient to satisfy the City's repayment obligation to Developer.

3.3. *Method of payment.* The County shall make all payments pursuant to this Agreement directly to the City and payments shall not be made in whole or in part as a set off to other obligations of the City to the County or the County to the City. Interest for late payments by the County shall accrue at a rate equal to the interest rate established for the City's reimbursement of Developer pursuant to the Infrastructure Reimbursement Agreement.

ARTICLE IV DURATION

This Agreement will terminate when the City's obligations under the Infrastructure Reimbursement Agreement are satisfied or said agreement is earlier terminated.

ARTICLE V
MISCELLANEOUS

5.1. Amendment. This Agreement may be amended through a supplement approved in writing by the City and the County.

5.2. Severability. If any section of this Agreement is deemed to be illegal or otherwise unenforceable, it is the intent of the parties hereto that all other provisions of this Agreement shall remain in full force and effect.

5.3. Governing Law. This Agreement is to be governed by and interpreted in accordance with the laws of the State of North Carolina.

5.4. Time is of the essence. Time is of the essence in this Agreement.

5.5. Execution in Multiple Counterparts. This Agreement may be executed in multiple counterparts, each of which constitutes a completed document.

5.6. Effective Date. This Agreement takes effect on its execution by the City and the County.

IN WITNESS WHEREOF, the City Manager of the City and the County Manager of the County have each executed this Interlocal Agreement to evidence the agreement of the parties hereto and the City Clerk and the Clerk of the Board of County Commissioners have affixed the seal of the City and the County, as applicable to this Interlocal Agreement.

CITY OF CHARLOTTE

COUNTY OF MECKLENBURG

Attest:

Attest:

City Clerk

Clerk to Board of County Commissioners

(SEAL)

(SEAL)

No Pre-Audit Required.

This instrument has been pre-audited
in the manner required by the "Local
Government Budget and Fiscal
Control Act."

County Finance Director

City Finance Director

APPROVED AS TO FORM

County Attorney

RESOLUTION

EXTRACT FROM THE MINUTES OF REGULAR MEETING OF THE CITY COUNCIL
FOR THE CITY OF CHARLOTTE HELD ON NOVEMBER 14, 2016.

The following resolution was introduced by Councilmember Mitchell,
seconded by Councilmember Driggs, considered and adopted.

RESOLUTION AUTHORIZING, ADOPTING, APPROVING, ACCEPTING, AND
RATIFYING THE EXECUTION OF THE OTHER TRANSACTION AGREEMENT
FOR EXPENSES ASSOCIATED WITH LAW ENFORCEMENT OFFICER SUPPORT OF
THE TRANSPORTATION SECURITY ADMINISTRATION SCREENING OPERATION
AT CHARLOTTE DOUGLAS INTERNATIONAL AIRPORT, AGREEMENT NUMBER
HSTS0216HSLR722 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 the City Council hereby authorizes, adopts, approves,
accepts, and ratifies the execution of a Grant Agreement between
the Transportation Security 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 Brent Cagle, Aviation Director
and the impression of the official seal of the City of Charlotte
and the attestation by Stephanie Kelly, City Clerk is hereby
authorized, adopted, approved, accepted and ratified.

SECTION 3.

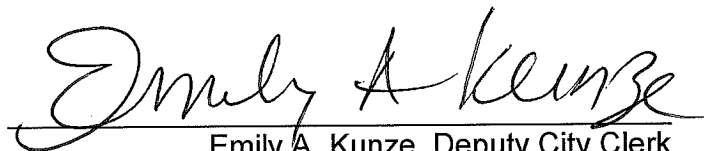
That the Aviation Director is hereby authorized to execute payment requests under these Grant Agreements on behalf of said City of Charlotte.

CERTIFICATION

I, Emily A. Kunze, 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 14th day of November, 2016 the reference having been made in Minute Book 141 and recorded in full in Resolution Book 47, Page(s) 708-709.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 14th day of November, 2016.




Emily A. Kunze, 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:

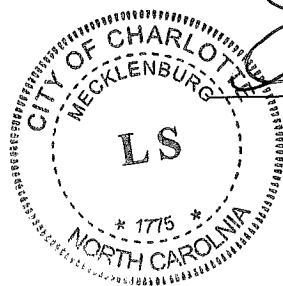
1. The City-County Tax Collector has collected property taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time 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 14th day of November 2016 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, Emily A. Kunze, 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 14th day of November, 2016 the reference having been made in Minute Book 141 and recorded in full in Resolution Book 47, Page(s) 710-712.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 14th day of November, 2016.



Emily A. Kunze

Emily A. Kunze, Deputy City Clerk

Taxpayers and Refunds Requested

ARROWPOINT CAPITAL	\$	322.21
ARROWPOINT CAPITAL	\$	461.69
BAE SYSTEMS SHARED SERVICES INC	\$	4,152.27
BAE SYSTEMS SHARED SERVICES INC	\$	5,296.02
BAE SYSTEMS SHARED SERVICES INC	\$	6,460.67
BEACON 7600 STATESVILLE LLC	\$	7,786.06
BIG C INC	\$	134.55
BOATMAN MARK L	\$	10.25
BOMAN, WENDY GARDNER	\$	18.20
BOYD, KERRY B & JAMES ELIOT	\$	9.58
BOYD, KERRY B & JAMES ELIOT	\$	9.58
BREAM, JOHN DAVID & STRICKLAND, MAGGIE L	\$	84.61
BREAM, JOHN DAVID & STRICKLAND, MAGGIE L	\$	101.81
BRJ HOLDINGS LLC .	\$	173.35
CARAGHER INC	\$	0.98
CARAGHER INC	\$	1.20
CARAGHER INC	\$	1.49
CARAGHER INC	\$	2.05
CARAGHER INC	\$	3.03
CARAGHER INC	\$	4.22
CISCATO, MICHELE AND VAN DALEN, MIRIAM MARGARET	\$	32.98
CISCATO, MICHELE AND VAN DALEN, MIRIAM MARGARET	\$	32.98
CISCATO, MICHELE AND VAN DALEN, MIRIAM MARGARET	\$	35.37
CLARK MICHEAL F & RANJANA BHATTACHARYA	\$	67.87
CLARK MICHEAL F & RANJANA BHATTACHARYA	\$	88.44
CONDUIT CONSTRUCTORS LLC	\$	247.99
FERGUSON, CYNTHIA E & ERGLE, SAMUEL R	\$	3.91
FINE, JONATHAN & KATIE	\$	377.14
FINE, JONATHAN & KATIE	\$	379.54
FINE, JONATHAN & KATIE	\$	407.07
GANDEE DEBORA J	\$	658.70
GANDEE DEBORA J	\$	671.12
GANDEE DEBORA J	\$	719.80
GRAVES, EARLE G JR & ROBERTA D	\$	64.77
GRAVES, EARLE G JR & ROBERTA D	\$	84.39
HALL NICOLE G	\$	87.96
HALL NICOLE G	\$	104.68
HARRISON AESHA	\$	38.77
LASSITER, JOHN W & BEVERLY W	\$	9.58
LASSITER, JOHN W & BEVERLY W	\$	10.03
MCFARLIN, DAVID ARTHUR & GLORIA G	\$	215.42
MCGREGOR, EDDIE J & SALLIE E	\$	269.74
ONE HUNDRED THIRTY ONE PROVIDENCE ROAD LLC	\$	6,545.26

ONE X DEGREE LLC - RICH SCHEPLER	\$	19.13
OVERCASH, HELEN H	\$	187.76
PINNACLE FILMS CORP	\$	184.78
POZA INC	\$	25.59
RAC 2 LLC, .	\$	4.79
RETREAT AT MCALPINE CREEK APT	\$	663.16
RETREAT AT MCALPINE CREEK APT	\$	786.69
ROACH, NORMAN GENE & GLORIA R	\$	235.88
S I CAROLINA REAL ESTATE LLC	\$	68.46
SANDERS, CHRISTOPHER & CAROLYN	\$	54.49
SANDERS, CHRISTOPHER & CAROLYN	\$	54.49
SARDIS TRACE LLC .	\$	26,649.23
SCG/TBR VENUE OWNER LLC	\$	40,732.58
THOMPSON, DOUGLAS MATTHEWS & JENNIFER	\$	109.14
TODD, JULIA L	\$	9.78
TUNE, EDWARD X & JANE B	\$	233.61
ULTRA SPORTS PERFORMANCE INC	\$	102.59
US BANK NA - CHARLOTTE	\$	609.19
WATERHOUSE GEORGE	\$	317.94
WATERHOUSE GEORGE	\$	326.61
WATERHOUSE GEORGE	\$	350.30
WATSON, RANDY E & ARINZA J VARNEY	\$	24.42
	\$	<u>107,937.94</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 14th day of November 2016 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, Emily A. Kunze, 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 14th day of November, 2016 the reference having been made in Minute Book 141 and recorded in full in Resolution Book 47, Page(s) 713-714.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 14th day of November, 2016.



Emily A. Kunze, Deputy City Clerk

Business Privilege License Tax Refund Requests

7 ELEVEN #35564J - 7 ELEVEN INC	\$ 15.00
CHARLOTTE LODGE 1113-LOYAL ORDER OF MOOSE	\$ 10.00
FOLGER LEASING CORP	\$ 314.35
NORTH END CONVENIENCE - SHREE LAXMI CORP	\$ 35.00
THE UPS STORE	\$ 77.40
	<u>\$ 451.75</u>

RESOLUTION AUTHORIZING RENEWAL OF THE LEASE OF A 1.36 ACRE
PROPERTY AT 940 NORTH DAVIDSON STREET TO MCGILL ROSE GARDEN

WHEREAS, the City of Charlotte owns property more particularly identified as tax parcel number 081-086-02 at 940 N. Davidson St. in Charlotte and being the site of McGill rose garden (the "Property"); and

WHEREAS, the Property contains approximately 1.36 acres and has been leased to McGill Rose Garden ("McGill"), a North Carolina non-profit corporation, since 1996; and

WHEREAS, North Carolina General Statute §160A-272 and Charlotte City Charter §8.131 give the City the right and option to lease the Property for its own benefit upon such market terms and conditions as it determines; and

WHEREAS, the final extension of the former lease with McGill expired in May, 2016 and that organization desires to continue to lease the Property while it strives to become financially independent in order to continue to preserve this community asset; and

WHEREAS, the proposed lease renewal would be for a one year term with the City having the option to extend for four, six- month periods, for an outside expiration date of May 16, 2019, at a rental rate of \$1 per year; and

WHEREAS, in consideration of leasing the Property, McGill has agreed to pay all utility expenses incurred at the Property, an amount estimated to be approximately \$11,000 per year; and

WHEREAS, during the first year of the renewal term the City will provide a financial contribution to McGill in the amount of \$17,000; and

WHEREAS, the required notice has been published and Council is convened in a regular meeting;

NOW THEREFORE, BE IT RESOLVED by the City Council for the City of Charlotte, pursuant to §8.131 of the City of Charlotte Charter, that it hereby authorizes the lease of the above referenced Property as follows:

The City Council hereby approves the lease of the city property described above to McGill Rose Garden upon the terms and conditions set forth herein, and authorizes the City Manager or his Designee to execute all instruments necessary to the lease.

THIS THE 14th DAY OF NOVEMBER, 2016.

CERTIFICATION

I, Emily A. Kunze, 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 14th day of November, 2016 the reference having been made in Minute Book 141 and recorded in full in Resolution Book 47, Page(s) 715-716.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 14th day of November, 2016.



Emily A. Kunze, Deputy City Clerk

November 14, 2016
Resolution Book 47, Page 717

RESOLUTION DECLARING INTENT TO ABANDON AND CLOSE an unopened alleyway off of E. 21st Street in the City of Charlotte, Mecklenburg County, North Carolina

Whereas, **Parkwood Residence, LLC** has filed a petition to close an unopened alleyway off of E. 21st Street in the City of Charlotte; and

Whereas, an unopened alleyway off of E. 21st Street is a 10-foot wide right-of-way that begins at its intersecting point with E. 21st Street, continuing approximately 137 feet in a southwestward direction to its terminus at property currently or formerly owned by Parkwood Station, LLC (DB 28660, PG 340), and consists of 1369.68 square feet, as shown in the maps marked "Exhibit A" and is more particularly described by metes and bounds in the document marked "Exhibit B" all of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

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.

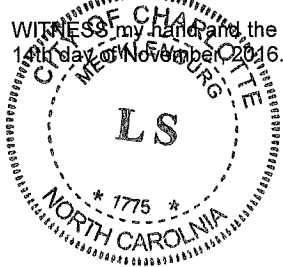
Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of November 14, 2016, that it intends to close a portion of an unopened alleyway off of E. 21st Street and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 12th day of December 2016, 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.

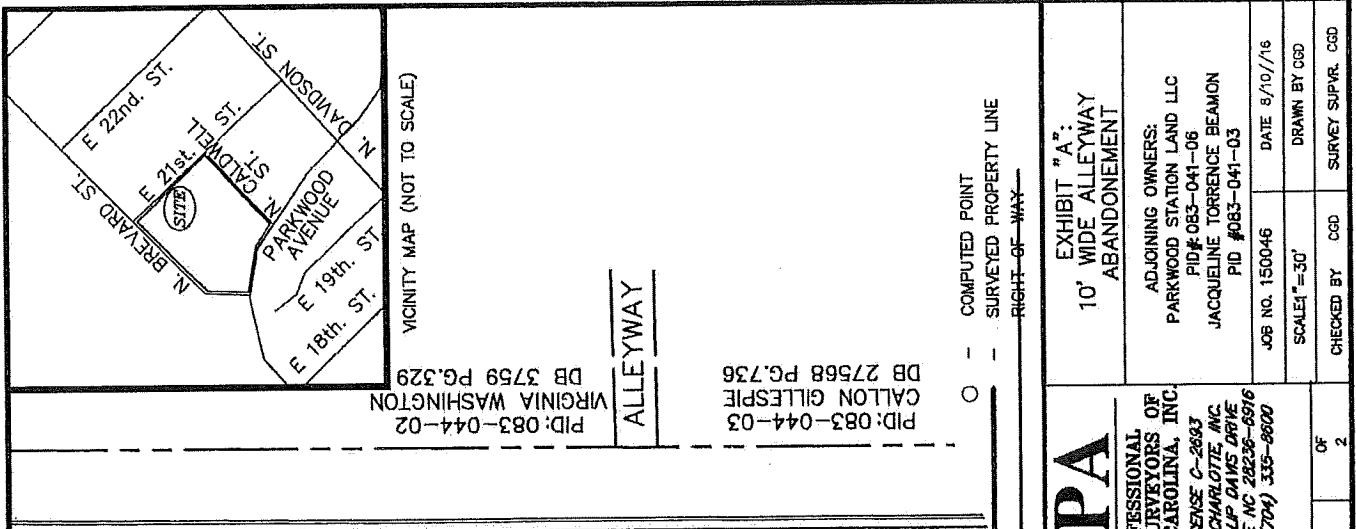
CERTIFICATION

I, Emily A. Kunze, 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 14th day of November, 2016 the reference having been made in Minute Book 141 and recorded in full in Resolution Book 47, Page(s) 717-719.

WITNESSE my hand and the corporate seal of the City of Charlotte, North Carolina, the 14th day of November, 2016.




Emily A. Kunze, Deputy City Clerk



PID: 083-044-02
 VIRGINIA WASHINGTON
 DB 3759 PG.329

PID: 083-044-03
 CALLON GILLESPIE
 DB 27568 PG.736

○ - COMPUTED POINT
 - - SURVEYED PROPERTY LINE
 --- RIGHT-OF-WAY---

GPA
 PROFESSIONAL LAND SURVEYORS OF NORTH CAROLINA, INC.
 NC LICENSE C-2893
 GFA OF CHARLOTTE, INC
 605 PHILIP DAVIS DRIVE
 CHARLOTTE NC 28236-6916
 OFFICE (704) 335-8800

EXHIBIT "A":
 10' WIDE ALLEYWAY ABANDONEMENT

ADJOINING OWNERS:
 PARKWOOD STATION LAND LLC
 PID# 083-041-06
 JACQUELINE TORRENCE BEAMON
 PID #083-041-03

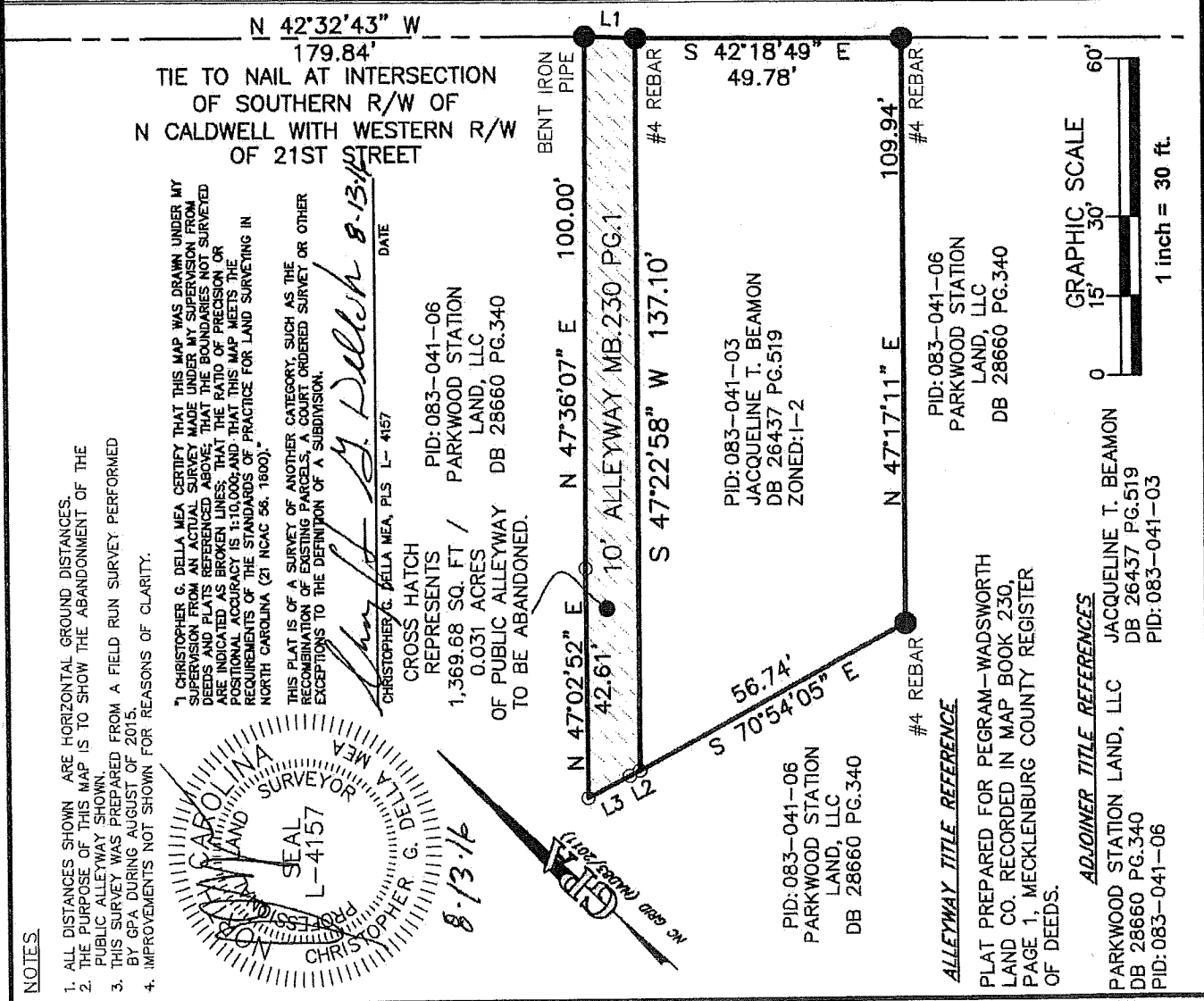
JOB NO. 150046
 DATE 8/10/16

SCALE 1"=30'
 DRAWN BY CGD

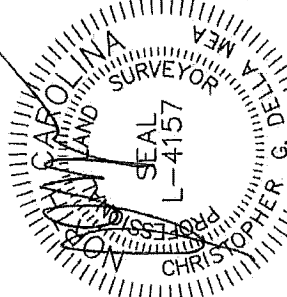
CHECKED BY CGD
 SURVEY SUPER. CGD

SHEET 1 OF 2

21st STREET
 45' PUBLIC R/W



- NOTES:**
1. ALL DISTANCES SHOWN ARE HORIZONTAL GROUND DISTANCES.
 2. THE PURPOSE OF THIS MAP IS TO SHOW THE ABANDONMENT OF THE PUBLIC ALLEYWAY SHOWN.
 3. THIS SURVEY WAS PREPARED FROM A FIELD RUN SURVEY PERFORMED BY GPA DURING AUGUST OF 2015.
 4. IMPROVEMENTS NOT SHOWN FOR REASONS OF CLARITY.



Christopher G. Della Mea
 8-13-16
 DATE

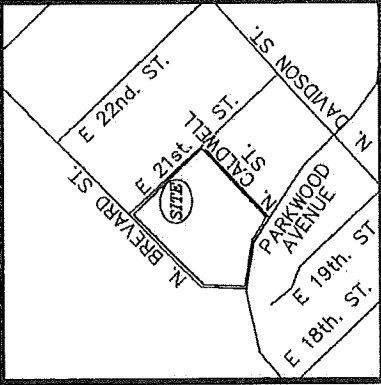
THIS PLAT IS OF ANOTHER CATEGORY, SUCH AS THE RECOMBINATION OF EXISTING PARCELS, A COURT ORDERED SURVEY OR OTHER EXCEPTIONS TO THE DEFINITION OF A SUBDIVISION.

"I, CHRISTOPHER G. DELLA MEA, CERTIFY THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION FROM DEEDS AND PLATS REFERENCED ABOVE, THAT THE BOUNDARIES NOT SURVEYED ARE INDICATED AS BROKEN LINES; THAT THE RATIO OF PRECISION OR POSITIONAL ACCURACY IS 1:10,000; AND THAT THIS MAP MEETS THE REQUIREMENTS OF THE STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA (21 NCAC 56.1800)."

ALLEYWAY TITLE REFERENCE
 PLAT PREPARED FOR PEGRAM-WADSWORTH LAND CO. RECORDED IN MAP BOOK 230, PAGE 1, MECKLENBURG COUNTY REGISTER OF DEEDS.

ADJOINER TITLE REFERENCES
 PARKWOOD STATION LAND, LLC
 DB 28660 PG.340
 PID: 083-041-06

LINE	BEARING	DISTANCE
L1	S 40°10'08" E	9.59'
L2	N 70°54'05" W	2.14'
L3	N 70°10'03" W	8.83'



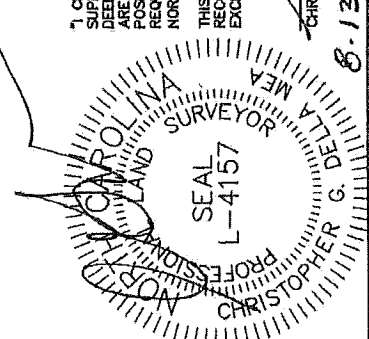
VICINITY MAP (NOT TO SCALE)

LEGAL DESCRIPTION FOR 10' WIDE ALLEYWAY ABANDONED AREA

BEGINNING AT A BENT IRON PIPE, THE MOST NORTH EASTERN CORNER OF SAID ALLEYWAY FOUND IN MAP BOOK 230, PAGE 1, AND BEING LOCATED S 42°32'43" E, A DISTANCE OF 179.84' FROM A FOUND NAIL AT THE INTERSECTION OF THE SOUTHERN RIGHT OF WAY OF NORTH CALDWELL STREET WITH THE WESTERN RIGHT OF 21ST STREET, AND RUNS THENCE FROM SAID POINT OF BEGINNING S 40°10'08" E A DISTANCE OF 9.59' TO A #4 REBAR, THE MOST NORTH EASTERN CORNER OF JACQUELINE BEAMON'S TRACT (DEED BOOK 264-37, PAGE 519; THENCE WITH BEAMON'S NORTHERN LINE S 47°22'58" W A DISTANCE OF 137.10' TO A POINT, A COMMON CORNER WITH PARK WOOD STATION LAND, LLC (DEED BOOK 28660, PAGE 340) THENCE LEAVING BEAMONS LINE AND RUNNING WITH THE PROPERTY LINES OF PARKWOOD STATION LAND, LLC THE FOLLOWING FOUR CALLS; N 70°54'05" W A DISTANCE OF 2.14' TO A POINT; THENCE N 70°10'03" W A DISTANCE OF 8.83' TO A POINT; THENCE N 47°02'52" E A DISTANCE OF 42.61'; THENCE N 47°36'07" E A DISTANCE OF 100.00' TO THE POINT OF BEGINNING AND BEING ALL OF AN APPROXIMATE 10' WIDE ALLEY TO BE ABANDONED, AND COMPRISED OF 1,369.68 SQUARE FEET, OR 0.031 ACRES, MORE OR LESS.

1. CHRISTOPHER G. DELLA MEA CERTIFY THAT THIS MAP WAS DRAWN UNDER MY SUPERVISION FROM AN ACTED SURVEY MADE UNDER MY SUPERVISION FROM DEEDS AND PLATS RECORDED HEREIN, THAT THE BOUNDARIES NOT SURVEYED ARE INDICATED CORRECTLY, THAT THE RATIO OF PRECISION OR POSITIONAL ACCURACY IS 1:10,000, AND THAT THIS MAP MEETS THE REQUIREMENTS OF THE STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA (21 NCAC 58.1600).

THIS PLAT IS OF A SURVEY OF ANOTHER CATEGORY SUCH AS THE RECOMMENDATION OF EXISTING PARCELS, A COURT ORDERED SURVEY OR OTHER EXCEPTIONS TO THE DEFINITION OF A SUBDIVISION.



Christopher G. Della Mea
CHRISTOPHER G. DELLA MEA, PLS L-4157
DATE 8-13-16

GPA
PROFESSIONAL LAND SURVEYORS OF NORTH CAROLINA, INC.
NC LICENSE C-2693
GPA OF CHARLOTTE, INC.
605 PHILIP DAVIS DRIVE
CHARLOTTE, NC 28236-6916
OFFICE (704) 335-8600

SHEET 1 OF 2

EXHIBIT "B":
LEGAL DESCRIPTION
10' WIDE ALLEY ABANDONEMENT

ADJOINING OWNERS:
PARKWOOD STATION LAND LLC
PID# 063-041-06
JACQUELINE TORRENCE BEAMON
PID #083-041-03

DATE 8/10/16
DRAWN BY CGD
CHECKED BY CGD
SURVEY SUPR. CGD

November 14, 2016
Resolution Book 47, Page 720

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

Whereas, **The City of Charlotte** has filed a petition to close a portion of Chippendale Road in the City of Charlotte; and

Whereas, a portion of Chippendale Road is a 53-foot wide right-of-way that begins at its intersecting point with Monroe Road, continuing approximately 579 feet in a northeastward direction to its terminus at a new street alignment, and consists of 26,112 square feet, as shown in the maps marked "Exhibit A" and is more particularly described by metes and bounds in the document marked "Exhibit B" all of which are available for inspection in the office of the City Clerk, City Hall, Charlotte, North Carolina; and

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.

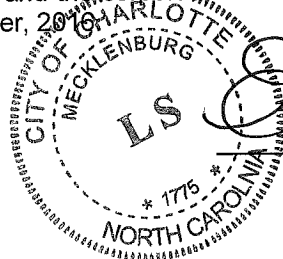
Now, therefore, be it resolved, by the City Council of the City of Charlotte, at its regularly scheduled session of November 14, 2016, that it intends to close a portion of Chippendale Road and that the said street (or portion thereof) being more particularly described on a map and calls a public hearing on the question to be held at 7:00pm on Monday, the 12th day of December 2016, 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, Emily A. Kunze, 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 14th day of November, 2016 the reference having been made in Minute Book 141 and recorded in full in Resolution Book 47, Page(s) 720-722.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 14th day of November, 2016.

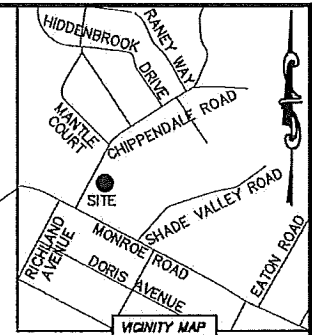
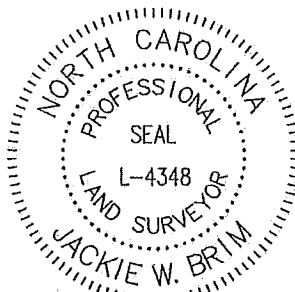


Emily A. Kunze

Emily A. Kunze, Deputy City Clerk

I, JACKIE W. BRIM, CERTIFY THAT THIS PLAT WAS PREPARED UNDER MY SUPERVISION AND THAT THE PLAT WAS PREPARED FOR THE PURPOSE OF THE CLOSING OF DEDICATED STREETS ONLY, AND IS NOT INTENDED TO BE A BOUNDARY SURVEY OF PROPERTY SHOWN.

Jackie W. Brim 5-10-2016
JACKIE W. BRIM, NC P.L.S. L-4348 DATE



STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

I, _____, REVIEW OFFICER OF MECKLENBURG COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

REVIEW OFFICER _____ DATE _____

LAKE CITY TRACTOR SUPPLY, LLC
TAX PARCEL: 161-052-20
DB 18630 PG 528
DB 28734 PG 284 LESS
1400 CHIPPENDALE ROAD



LAKE CITY TRACTOR SUPPLY, LLC
TAX PARCEL: 161-043-44
DB 23985 PG 327
DB 28734 PG 262 LESS

R= 1031.24'
ARC=32.20'
CHORD=32.30'
N44°31'07"E

R= 281.24'
ARC=63.44'
CHORD=63.30
N51°52'29"E

tie line
R= 281.24'
ARC=9.07'
CHORD=9.07'
N59°15'39"E

N60°11'05"E
108.12'

tie line
R= 1031.24'
ARC=50.74'
CHORD=50.73'
S42°12'52"W

NOTES:

- 1) BEARINGS AND DISTANCES SHOWN IN PARENTHESES ARE BASED ON RECORDED DEED OR MAP INFORMATION.
- 2) STREET CLOSING AREA 26,112 SQ.FT.

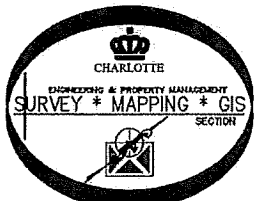
(21)

LAKE CITY TRACTOR SUPPLY, LLC
TAX PARCEL: 161-052-20
DB 18630 PG 528
DB 28734 PG 248 LESS
4701 MONROE ROAD

EXHIBIT A

LEGEND

- MAG NAIL SET
- #5 REBAR FOUND
- #5 REBAR SET
- STREET CLOSING AREA
- LINES SURVEYED
- LINES NOT SURVEYED
- SUBJECT BOUNDARY LINE



tie line
S61°58'40"E
66.77'

7.11'

N27°53'17"E

N62°06'43"W

53.03'

MONROE ROAD
R/W VARIES

tie line
S62°06'43"E 283.28'

R= 20.00'
ARC=8.15'
CHORD=8.09'
S16°10'56"W

CHIPPENDALE ROAD
(N27°52'50"E)
N27°52'43"E 440.05'
S27°51'17"W 579.15'
(S28°13'00"W)

EXISTING RIGHT-OF-WAY

NEW RIGHT-OF-WAY

EXISTING RIGHT-OF-WAY

right-of-way varies

PREPARED BY:
CITY OF CHARLOTTE
ENGINEERING & PROPERTY MANAGEMENT DEPARTMENT
600 EAST FOURTH STREET
CHARLOTTE, NC 28202
704-336-2291

		CHARLOTTE ENGINEERING & PROPERTY MANAGEMENT DEPARTMENT	
REVISIONS		JOB NO. 512-12-026	
SCALE 1"=80' 		OAKHURST REDEVELOPMENT	
		FILE NO. Chippendale	
DRAWN BY GF		STREET ABANDONMENT	
DATE		OWNER: CITY OF CHARLOTTE	
CHECKED BY JWB SURVEY SUPVR.		CHARLOTTE, MECKLENBURG CO., NC	
K: \AUTOCAD\EN_SU-LD4\212026\ABANDONMENT MAP\CHIPPENDALE CLOSING		SHEET 1	
		OF 1	



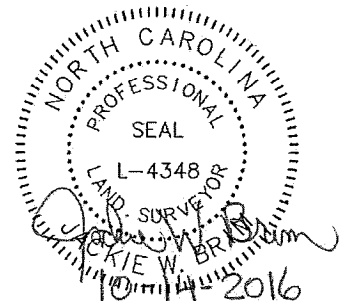
EXHIBIT B

STREET ABANDONMENT AREA
PORTION OF CHIPPENDALE ROAD

DESCRIPTION OF STREET ABANDONMENT

Lying and being in Charlotte Township, Mecklenburg County, North Carolina, and being particularly described as follows:

TO FIND THE TRUE POINT AND PLACE OF BEGINNING, being a #5 rebar the Northwesterly corner of Lake City Tractor Supply, LLC as described in Deed Book 18630 Page 528 less and except Deed Book 28734 Page 248, thence following along and with the Easterly margin of Chippendale Road also being the westerly boundary line of said Lake City Tractor Supply, LLC in a Southwesterly direction with a curve to the right having a radius of 1031.24 feet an arc length of 50.74 feet subtended with a chord bearing and chord distance of S42-12-52W 50.73 feet to a point said point being a #5 rebar being the TRUE POINT AND PLACE OF BEGINNING located on the said Easterly margin of Chippendale Road; thence following along and with the said Easterly margin of Chippendale Road with the following (2) bearings and distances: 1.) S27-51-17W 579.15 feet to a point said point being a Mag nail; 2.) with a curve to the left having a radius of 20.00 feet an arc length of 8.15 feet subtended with a chord bearing and chord distance of S16-10-56W 8.09 feet to a point said point being a #5 rebar being located on the Northerly margin of Monroe Road as described in Deed Book 2873 Page 248; thence following along and with the Northerly margin of Monroe Road in a Northwesterly direction with the following (2) bearings and distance: 1.) N62-06-43W 53.03 feet to a point said point being a #5 rebar; 2.) N27-53-17E 7.11 feet to a point said point being a Mag Nail located at the intersection point of Monroe Road and Chippendale Road; thence following along and with the Westerly margin of Chippendale Road being the Easterly boundary line of Lake City Tractor Supply, LLC as described in Deed Book 23985 Page 327 less and except Deed Book 28734 Page 262 with a bearing and distance of N27-52-43E 440.05 feet to a point said point being a #5 rebar as described in Deed Book 28734 Page 262; thence in a Northeasterly direction leaving the Westerly margin of Chippendale Road crossing said Chippendale Road with the following (3) bearings and distances: 1.) with a curve to the left having a radius of 281.24 feet an arc length of 63.44 feet subtended with a chord bearing and chord distance of N51-52-29W 63.30 feet to a point said point being a #5 rebar; 2.) N45-24-47E 53.72 feet to a point said point being a #5 rebar; 3.) with a curve to the left having a radius of 1031.24 feet an arc length of 32.20 feet subtended with a chord bearing and chord distance of N44-31-07W 32.30 feet to the Point and Place of Beginning, as shown on the attached map prepared by the City of Charlotte, Engineering and Property Management Department entitled "OAK HURST REDEVELOPMENT" the property of City of Charlotte dated MAY 10th, 2016 and containing 26,112 square feet.



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 **WEST 4TH STREET EXTENSION STREETScape PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **WEST 4TH STREET EXTENSION STREETScape PROJECT** and estimated to be **362 square feet (.008 acre) of sidewalk/utility easement and 1,182 square feet (.027 acre) of 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.: 073-231-01, said property currently owned by **BRIAN L. SOUTH and wife, JUDY B. SOUTH, MECKLENBURG COUNTY TAX COLLECTOR**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

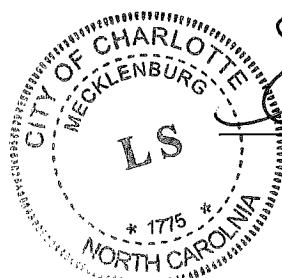
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Emily A. Kunze, 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 14th day of November, 2016 the reference having been made in Minute Book 141 and recorded in full in Resolution Book 47, Page(s)723.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 14th day of November, 2016.



Emily A. Kunze

Emily A. Kunze, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **CITY LYNX GOLD LINE STREETCAR-PHASE 2 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 **CITY LYNX GOLD LINE STREETCAR-PHASE 2 PROJECT** and estimated to be **2,557.2 square feet (.059 acre) of combined utility and waterline easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 078-181-01 and 078-181-02, said property currently owned by **KENNETH R. HARRIS and wife, ELEANOR A. HARRIS**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

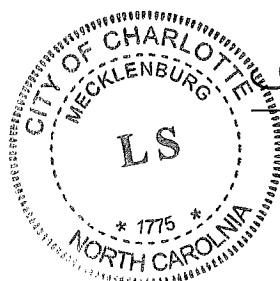
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Emily A. Kunze, 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 14th day of November, 2016 the reference having been made in Minute Book 141 and recorded in full in Resolution Book 47, Page(s)724.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 14th day of November, 2016.



Emily A. Kunze

Emily A. Kunze, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **CITY LYNX GOLD LINE STREETCAR-PHASE 2 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 **CITY LYNX GOLD LINE STREETCAR-PHASE 2 PROJECT** and estimated to be **30.51 square feet (.001 acre) of 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.: 080-198-08, said property currently owned by **NOVANT HEALTH, INC.; NATIONAL HEALTH INVESTORS, INC., Beneficiary; INTEGRATED HEALTH SERVICES OF LESTER, INC., Option Holder; LITCHFIELD ASSET MANAGEMENT CORP., Lessor; NOVANT HEALTH, INC., Lessor; HAWTHORNE LANE REDEVELOPMENT, LLC**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

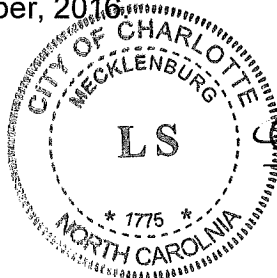
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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, Emily A. Kunze, 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 14th day of November, 2016 the reference having been made in Minute Book 141 and recorded in full in Resolution Book 47, Page(s) 725.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 14th day of November, 2016



Emily A. Kunze

Emily A. Kunze, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **CITY LYNX GOLD LINE STREETCAR-PHASE 2 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 **CITY LYNX GOLD LINE STREETCAR-PHASE 2 PROJECT** and estimated to be **322 square feet (.007 acre) of sidewalk/utility easement and 215 square feet (.005 acre) of 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.: 081-179-01, said property currently owned by **ELIZABETH SQUARE ACQUISITION CORPORATION**, 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, Emily A. Kunze, 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 14th day of November, 2016 the reference having been made in Minute Book 141 and recorded in full in Resolution Book 47, Page(s) 726.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 14th day of November, 2016.



Emily A. Kunze, Deputy City Clerk

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **CITY LYNX GOLD LINE STREETCAR-PHASE 2 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 **CITY LYNX GOLD LINE STREETCAR-PHASE 2 PROJECT** and estimated to be **5,096.06 square feet (.117 acre) of fee-simple area** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 078-182-12, said property currently owned by **KENYA N. HARRIS and spouse, if any; KENDRA A. HARRIS and spouse, if any; KENISHA S. HARRIS and spouse, if any**, 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, Emily A. Kunze, 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 14th day of November, 2016 the reference having been made in Minute Book 141 and recorded in full in Resolution Book 47, Page(s)727.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 14th day of November, 2016.




Emily A. Kunze, Deputy City Clerk