

June 26, 2017

Resolution Book 48, Page 349

RESOLUTION CLOSING A PORTION OF BARNETTE PLACE 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 Barnette Place, 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 Barnette Place 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, an easement shall be reserved in favor of Charlotte Water, AT&T, and Duke Energy over, upon, and under the area petitioned to be abandoned for ingress, egress, and regress to access its existing facilities for the installation, maintenance, replacement, and repair of water line, water mains, sewer lines, conduit, and related equipment, as shown on the attached map marked "Exhibit A"; and

WHEREAS, the public hearing was held on the 26th day of June, 2017, and City Council determined that the closing of a portion of Barnette Place 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.

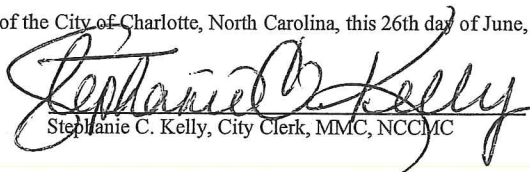
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of June 26, 2017, that the Council hereby orders the closing of a portion of Barnette Place in the City of Charlotte Mecklenburg County, North Carolina as shown in the map marked "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.

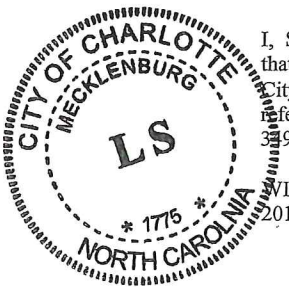
BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of June, 2017, the reference having been made in Minute Book 143 and recorded in full in Resolution Book 48, Page(s) 349-351.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 26th day of June, 2017.


Stephanie C. Kelly, City Clerk, MMC, NCCMC



REGISTER OF DEEDS: CERTIFIED TO BE A TRUE AND CORRECT COPY OF THE ORIGINAL AS RECORDED IN BOOK _____ PAGE _____ DATE: JUDITH A. GIBSON, REGISTER OF DEEDS

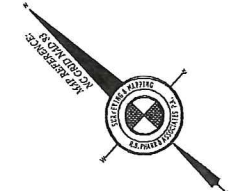
ZONING: SUBJECT PROPERTY ZONED: MUDD-O FOR FURTHER INFORMATION CONTACT THE PLANNING COMMISSION ZONING DEPARTMENT AT 784-334-3468.

- NOTES: 1. ALL CONVEYANCES MUST BE IN WRITING... 2. PLACE AND CONTAIN THE AREA SHOWN HEREON WITH THE ADJOINING... 3. THE PARTIES TO THIS INSTRUMENT HAVE REPRESENTED THAT THE PROPERTY... 4. BROKEN LINES INDICATE PROPERTY LINES NOT SURVEYED... 5. EAST FOURTH STREET IS SHOWN AS A PLANNED THROUGHWAY... 6. THE PARTIES TO THIS INSTRUMENT HAVE REPRESENTED THAT THE PROPERTY... 7. PHYSICAL IMPROVEMENTS MAY EXIST ON THIS PROPERTY THAT ARE NOT SHOWN... 8. BACKGROUND INFORMATION SHOWN HEREON WAS OBTAINED FROM A SURVEY PREPARED... 9. AGREEMENT IN FAVOR OF CHARLOTTE-MECKLENBURG UTILITIES, WATER POWER AND...

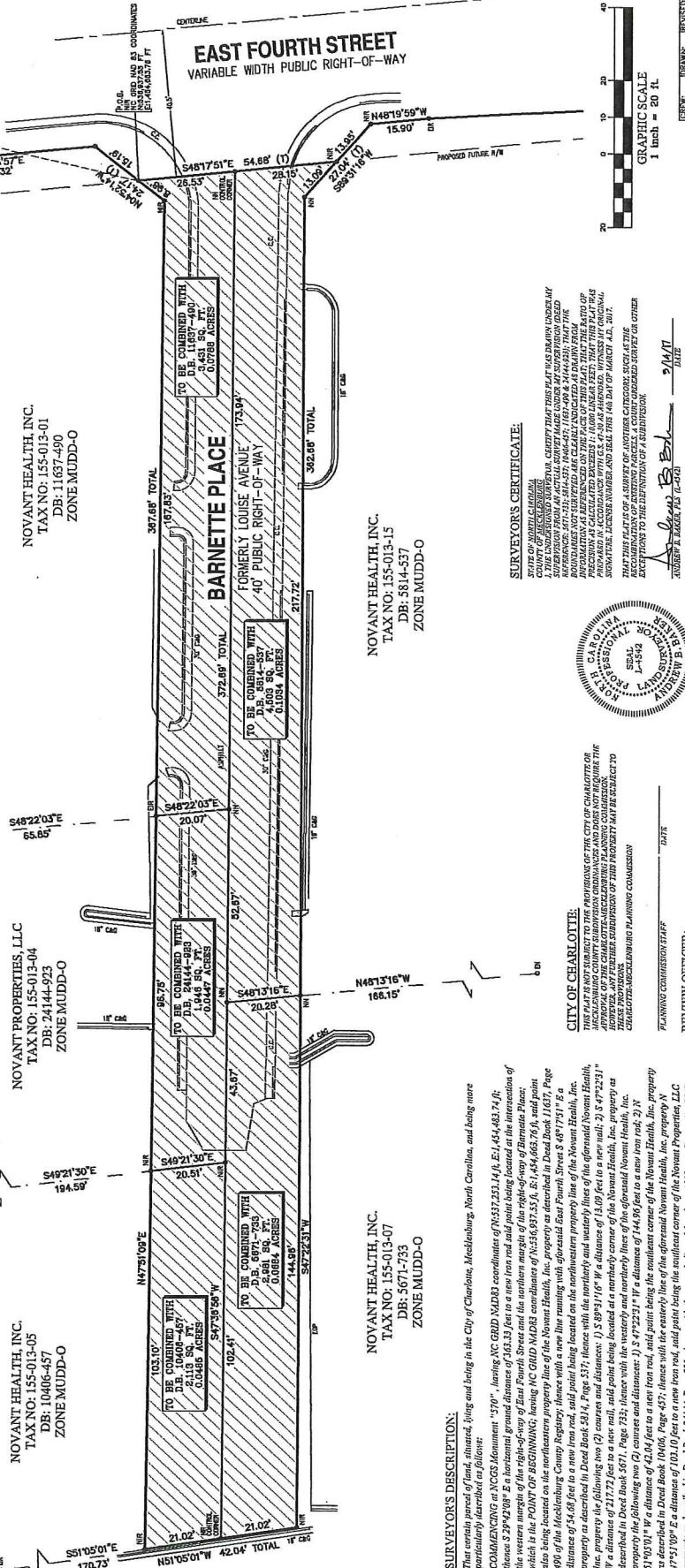
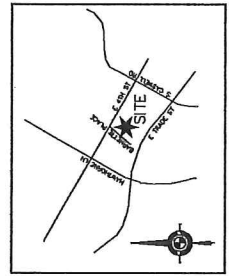
BARNETTE PLACE RIGHT-OF-WAY ABANDONMENT

CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA DEED REFERENCES: 5671-733; 5814-537; 10406-457; 11637-490 & 24144-923 TAX PARCEL #: 155-013-01; 04; 05; 07 & 15

TOTAL AREA TO BE ABANDONED= 14,974 SQ. FT. OR 0.3438 ACRES (AREA BY COORDINATE COMPUTATION)



June 26, 2017 Resolution Book 48, Page 350



NOVANT HEALTH, INC. TAX NO: 155-013-01 DB: 11637-490 ZONE MUDD-O

NOVANT PROPERTIES, LLC TAX NO: 155-013-04 DB: 24144-923 ZONE MUDD-O

NOVANT HEALTH, INC. TAX NO: 155-013-07 DB: 5671-733 ZONE MUDD-O

NOVANT HEALTH, INC. TAX NO: 155-013-15 DB: 5814-537 ZONE MUDD-O

SURVEYOR'S DESCRIPTION: This certain parcel of land, situated, lying and being in the City of Charlotte, Mecklenburg, North Carolina, and being more particularly described as follows: COMMENCING IN NC655 Monument '599', having NC GRD MDD3 coordinates of N:337,251.14 M, E:1,451,483.74 ft; thence S 29° 49' 29.2\"/>

SURVEYOR'S CERTIFICATE:

I, ROBERT W. PHARR, JR., a duly licensed and sworn Surveyor in the State of North Carolina, do hereby certify that this plat was prepared under my direct supervision from an actual survey made under my supervision (as defined in the North Carolina General Statutes, Chapter 40A, Article 1, Section 40A-4-10(a)), that the information as represented on the face of this plat that the ratio of area shown to actual area is 1.0000, and that I am a duly licensed and sworn Surveyor, License Number and Seal the 148,348 of March 14, 2017.



CITY OF CHARLOTTE: THIS PLAT IS NOT SUBJECT TO THE PROVISIONS OF THE CITY OF CHARLOTTE OR MECKLENBURG COUNTY SUBDIVISION ORDINANCES AND DOES NOT REQUIRE THE APPROVAL OF THE CITY OF CHARLOTTE OR MECKLENBURG COUNTY PLANNING COMMISSION.

REVIEW OFFICER: REVIEW OFFICER OF MECKLENBURG COUNTY: REVIEW OFFICER OF THE CITY OF CHARLOTTE: DATE: DATE: DATE: DATE:

FLOOD CERTIFICATION

THIS PLAT AND THE PROPERTY TO BE ABANDONED IS NOT LOCATED WITHIN THE FLOOD HAZARD ZONING MAP PREPARED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY IN ACCORDANCE WITH 44 CFR 60.3 AND 60.4, AND THEREFORE, THIS PLAT IS NOT SUBJECT TO THE PROVISIONS OF THE FEDERAL EMERGENCY MANAGEMENT AGENCY FLOOD HAZARD ZONING MAP.

R.B. PHARR & ASSOCIATES, P.A. SURVEYING & MAPPING LICENSE NO. 148348 TEL: 784-334-3468 420 HAWTHORNE LANE CHARLOTTE, NC LICENSE NO. XX-3928RLR SCALE: 1\"/>

BARNETTE PLACE ABANDONMENT AREA:

That certain parcel of land, situated, lying and being in the City of Charlotte, Mecklenburg, North Carolina, and being more particularly described as follows:

COMMENCING at *NCGS Monument "570"*, having NC GRID NAD83 coordinates of N:537,253.14 ft, E:1,454,483.74 ft; thence S 30°44'52" E a horizontal ground distance of 349.66 feet to a *new iron rod* said point being located at the intersection of the western margin of the right-of-way of East Fourth Street and the northern margin of the right-of-way of Barnette Place; which is the **POINT OF BEGINNING**; having NC GRID NAD83 coordinates of N:536,952.68 ft, E:1,454,662.47 ft, said point also being located at an eastern corner of the Novant Health, Inc. property as described in Deed Book 11637, Page 490 of the Mecklenburg County Registry; thence with aforesaid East Fourth Street S 47°29'16" E a distance of 76.06 feet to a *new iron rod*, said point being located at an eastern corner of the Novant Health, Inc. property as described in Deed Book 5814, Page 537; thence with the northerly line of the aforesaid Novant Health, Inc. property the following two (2) courses and distances: 1) S 89°31'16" W a distance of 27.04 feet to a *new nail*; 2) S 47°22'31" W a distance of 217.72 feet to a *new nail*, said point being located at the northeast corner of the Novant Health, Inc. property as described in Deed Book 5671, Page 733; thence with the northerly line of the aforesaid Novant Health, Inc. property the following two (2) courses and distances: 1) S 47°22'31" W a distance of 144.96 feet to a *new iron rod*; 2) N 51°05'01" W a distance of 42.04 feet to a *new iron rod*, said point being the southwest corner of the Novant Health, Inc. property as described in Deed Book 10406, Page 457; thence with the southerly line of the aforesaid Novant Health, Inc. property N 47°51'09" E a distance of 103.10 feet to a *new iron rod*, said point being the southwest corner of the Novant Properties, LLC property as described in Deed Book 24144, Page 923; thence with the southerly line of the aforesaid Novant Properties, LLC property N 47°51'09" E a distance of 96.75 feet to an *existing iron rod*, said point being the southwest corner of the Novant Health, Inc. property as described in Deed Book 11637, Page 490; thence with the southerly line of the aforesaid Novant Health, Inc. property the following two (2) courses and distances: 1) N 47°51'09" E a distance of 167.83 feet to a *new iron rod*; 2) N 04°52'14" W a distance of 24.17 feet to the **POINT OF BEGINNING**; containing 15,622 square feet or 0.3586 acres of land, as shown on a survey by R.B. Pharr and Associates P.A. dated April 8, 2005 (File No. W-3154).

RESOLUTION CLOSING A PORTION OF MYRTLE AVENUE IN THE CITY OF CHARLOTTE,
MECKLENBURG COUNTY, NORTH CAROLINA

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

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

WHEREAS, the public hearing was held on the 26th day of June, 2017, and City Council determined that the closing of a portion of Myrtle Avenue is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to his or its property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of June 26, 2017, that the Council hereby orders the closing of a portion of Myrtle Avenue in the City of Charlotte Mecklenburg County, North Carolina as shown in the map marked "Exhibit A", and is more particularly described by metes and bounds in the document marked "Exhibit B", all of which are attached hereto and made a part hereof.

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

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of June, 2017, the reference having been made in Minute Book 143 and recorded in full in Resolution Book 48, Page(s) 352-354.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 26th day of June, 2017.



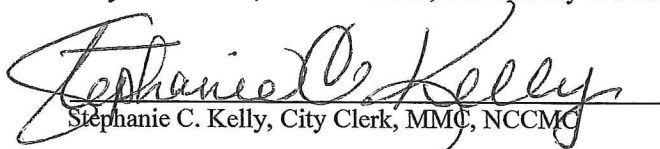
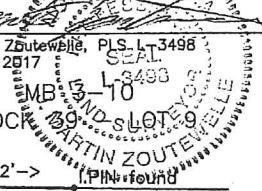

Stephanie C. Kelly, City Clerk, MMC, NCCMC

EXHIBIT A

I certify that this map was drawn under my supervision from an actual survey made under my supervision (record description recorded in Deed Book or Map Book as shown); that the boundaries not surveyed are indicated as drawn from information in Deed Books and Map Books as shown; that the ratio of precision is better than 1:10,000; and that this map meets the requirements of The Standards of Practice for Land Surveying in North Carolina (21 NCAC 56.1600). This 20th day of February, 2017.

This revision on April 19, 2017 is to describe a portion of Myrtle Avenue that is being petitioned to be abandoned.

J. Martin Zoutewelle, PLS. L-3498
April 19, 2017



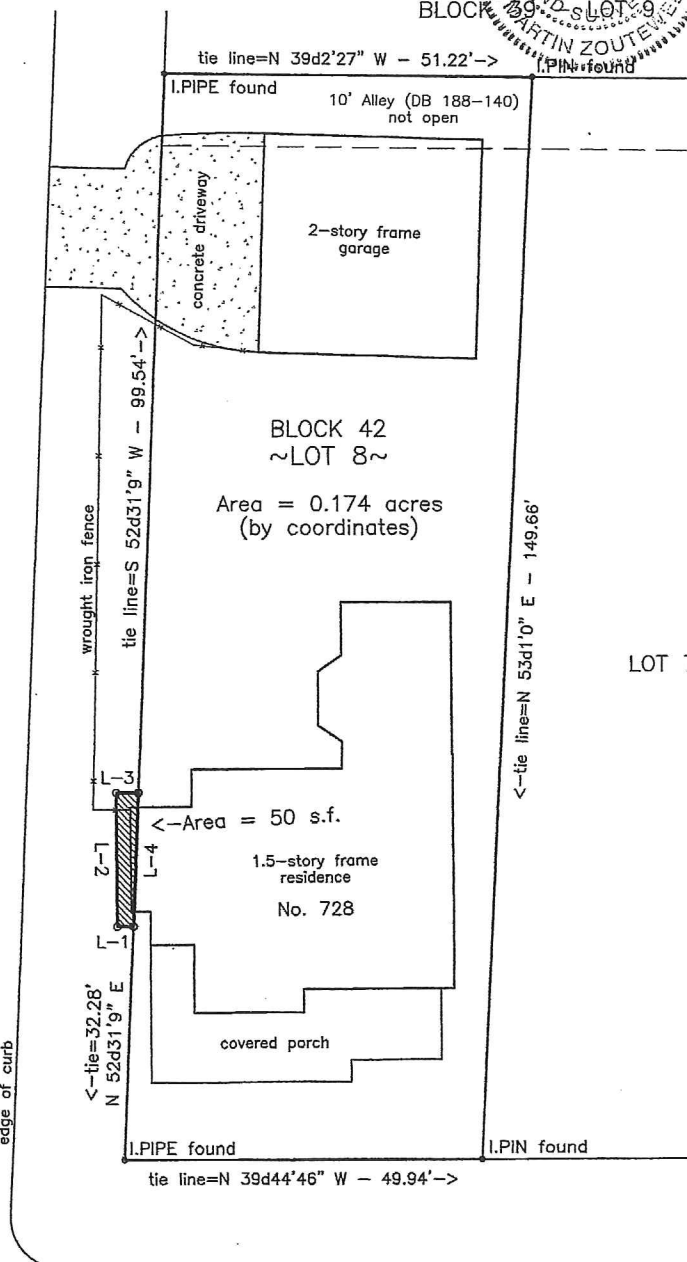
		X	
	LEXINGTON AVENUE	MYRTLE AVENUE	EUCIID AVE
DILWORTH ROAD	ORIOLE AVE	ROYAL COURT	
	E. MOREHEAD STREET		
	<-S. MCDOWELL STREET		

Line Data:

- L-1: S 40-04-10 E - 2.28'
- L-2: S 49-55-50 W - 18.40'
- L-3: N 40-04-10 W - 3.11'
- L-4: N 52-31-09 E - 18.42'

Notes:

Parcel is subject to City of Charlotte R-8 zoning standards.
Restrictions recorded in DB 188-140.
Building measurements taken to outside walls at main floor level.
This survey does not benefit from a complete examination of title.
The purpose of this revision is to show a portion of Myrtle Avenue that is being petitioned to be abandoned due to the location of the residence on Lot 8.
Area of Myrtle Avenue being petitioned to be abandoned is 50 s.f.

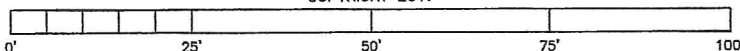


MYRTLE AVENUE
60' Public R/W

LEXINGTON AVENUE

50' Public R/W

COPYRIGHT 2017



PHYSICAL SURVEY OF

LOT 8 BLOCK 42 of DILWORTH
CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.

certified to:

JOHN W. BURGER & DANIELLE C. BURGER

Description Taken From Map Book 1763, Page 346

Scale 1" = 20' Initial Survey: February 20, 2017 Revised: April 19, 2017
J. Martin Zoutewelle L-3498, Zoutewelle Land Surveyors, PC C-3764, 1123 Shadowbrook Lane, Charlotte, NC 28211 704-910-2329

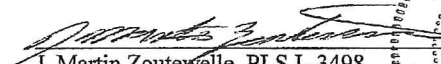
EXHIBIT B

A Portion of Myrtle Avenue abutting
728 Lexington Avenue

Being located in the City of Charlotte, Mecklenburg County, N.C. and being a portion of Myrtle Avenue (being a 60' Public R/W) abutting Lot 8 Block 42 of Dilworth as recorded in Map Book 1763, Page 346 in the Mecklenburg County Public Registry; said Lot 8 Block 42 being the same as described in Deed Book 8808, Page 898 as recorded in said Registry. Being more particularly described as follows:

To find the true point of Beginning, commence at an Iron Pipe found at the southwesterly intersection between the westerly margin of Myrtle Avenue (being a 60' Public R/W) and the southerly margin of Lexington Avenue (being a 50' Public R/W); thence with the westerly margin of said Myrtle Avenue **S 52-31-09 W** a distance of **32.28 feet** to an Iron Pin set at the Point of Beginning; thence with a new line **S 40-04-10 E** a distance of **2.28 feet** to an Iron Pin set; thence with a new line **S 49-55-50 W** a distance of **18.40 feet** to an Iron Pin set; thence with a new line **N 40-04-10 W** a distance of **3.11 feet** to an Iron Pin set on the westerly margin of said Myrtle Avenue; thence with the westerly margin of said Myrtle Avenue **N 52-31-09 E** a distance of **18.42 feet** to the Point and Place of Beginning, containing 50 square feet more or less. All as shown on a survey dated February 20, 2017 and revised on April 19, 2017 by J. Martin Zoutewelle, PLS.

This metes and bounds description prepared by J. Martin Zoutewelle, based upon above referenced survey, on April 19, 2017.


J. Martin Zoutewelle, PLS L-3498
April 19, 2017



J. Martin Zoutewelle, PLS L-3498, Zoutewelle Land Surveyors, PC C-3764
1123 Shadowbrook Lane, Charlotte, NC 28211 704-906-2329

June 26, 2017

Resolution Book 48, Page 355

**RESOLUTION CLOSING A PORTION OF S. POPLAR 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 close a portion of S. Poplar Street, 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 S. Poplar 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 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, an easement shall be reserved in favor of Duke Energy over, upon, and under the area petitioned to be abandoned for ingress, egress, and regress to access its existing facilities for the installation, maintenance, replacement, and repair of cables, power lines, conduit, and related equipment, as shown on the attached map marked "Exhibit A"; and

WHEREAS, the public hearing was held on the 26th day of June, 2017, and City Council determined that the closing of a portion of S. Poplar 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.

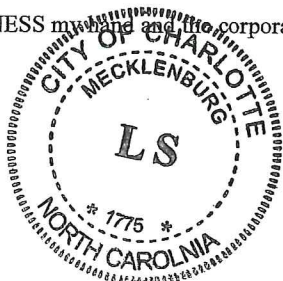
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of June 26, 2017, that the Council hereby orders the closing of a portion of S. Poplar Street in the City of Charlotte Mecklenburg County, North Carolina as shown in the map marked "Exhibit A", and is more particularly described by metes and bounds in the document marked "Exhibit B", all of which are attached hereto and made a part hereof.

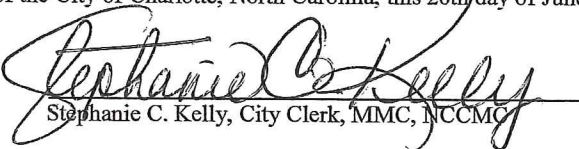
BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of June, 2017, the reference having been made in Minute Book 143 and recorded in full in Resolution Book 48, Page(s) 355-357.

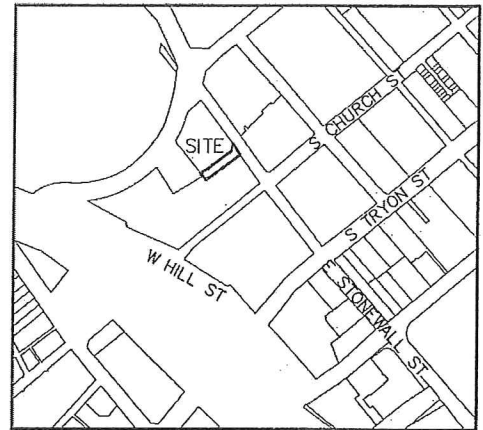
WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 26th day of June, 2017.




Stephanie C. Kelly, City Clerk, MMC, NCCMC

I, Seth F. Martin, certify that this map was drawn from an actual survey made under my supervision. The ratio of precision as calculated is 1/10,000+. I hereby affix my hand and seal this 26th day of April, 2017.

Seth F. Martin
 Registration No.: L-4719



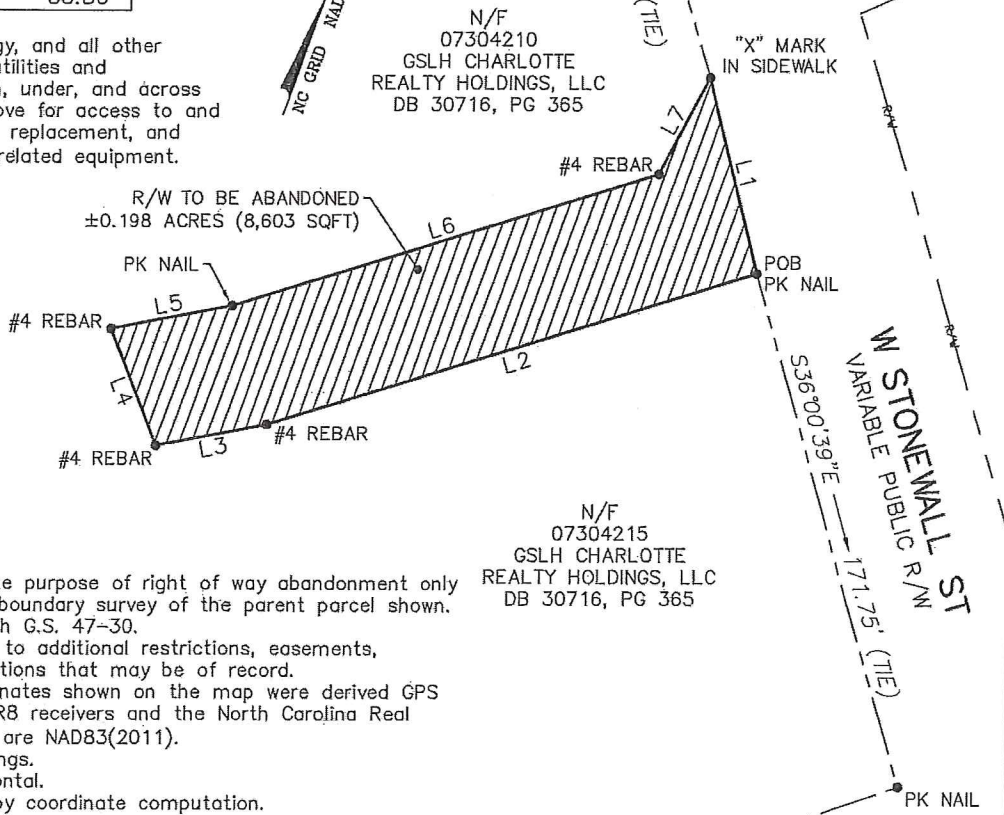
Vicinity Map - Not to Scale

Legend

- EIP Existing Iron Pin
- IPS #5 Rebar Set
- R/W Right-of-Way
- N/F Now or Formerly
- DB Deed Book
- MB Map Book

LINE	BEARING	DISTANCE
L1	S33°57'41"E	65.09'
L2	S53°06'09"W	168.42'
L3	S59°23'44"W	36.67'
L4	N41°57'58"W	40.55'
L5	N59°23'44"E	40.28'
L6	N53°06'09"E	146.75'
L7	N08°06'09"E	35.36'

Easement in favor of Duke Energy, and all other owners of existing underground utilities and telecommunication facilities, upon, under, and across the entire property described above for access to and for the installation, maintenance, replacement, and repair of conduit, wires, and/or related equipment.



Notes:

1. This map was prepared for the purpose of right of way abandonment only and is not intended to be a boundary survey of the parent parcel shown.
2. This plat does not comply with G.S. 47-30.
3. This property may be subject to additional restrictions, easements, utilities, covenants and restrictions that may be of record.
4. The North Carolina grid coordinates shown on the map were derived GPS observations utilizing Trimble R8 receivers and the North Carolina Real Time Network. All coordinates are NAD83(2011).
5. All bearings are NC grid bearings.
6. All distances shown are horizontal.
7. Areas have been determined by coordinate computation.

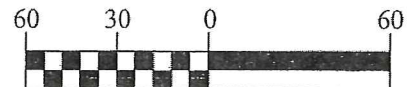
LDSI

Phone: (704) 337-8329
 Fax: (866) 661-1277
 508 W 5th St., Suite 125
 Charlotte, NC 28202
 License No.: C-1925

**Right of Way Abandonment Exhibit for
 608 South Poplar St.**

City of Charlotte, Mecklenburg County, North Carolina

Current Owner: City of Charlotte
 Deed Reference:



June 26, 2017

Resolution Book 48, Page 357

Poplar R/W Abandonment
Exhibit B

BEGINNING at a PK Nail set on the western right of way of W Stonewall Street, a variable width public right of way, said point also being the northeast corner of GSLH Charlotte Realty Holdings, LLC, now or formerly, as described in Deed Book 30716, page 365; THENCE with line of GSLH Charlotte Realty Holding, LLC as described in Deed Book 30716, page 365 and Deed Book 31199, page 794 the following six (6) courses and distances: 1) South 53 degrees 06 minutes 09 seconds West a distance of 168.42 feet to an existing #4 Rebar; 2) THENCE South 59 degrees 23 minutes 44 seconds West a distance of 36.67 feet to an existing #4 Rebar; 3) THENCE North 41 degrees 57 minutes 58 seconds West a distance of 40.55 feet to an existing #4 Rebar; 4) THENCE North 59 degrees 23 minutes 44 seconds East a distance of 40.28 feet to an existing PK Nail set; 5) THENCE North 53 degrees 06 minutes 09 seconds East a distance of 146.75 feet existing #4 Rebar; 6) THENCE North 08 degrees 06 minutes 09 seconds East a distance of 35.36 feet to an existing "X" Mark in the sidewalk, said point being the western right of way of W Stonewall Street; THENCE with the western right of way line South 33 degrees 57 minutes 41 seconds East a distance of 65.09 feet to the POINT OF BEGINNING, having an area of 0.198 Acres (8,603 SqFt), more or less.

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON JUNE 26, 2017**

A motion was made by Councilmember Driggs and seconded by
Councilmember Ajmera for the adoption of the following Resolution and upon being
put to a vote was duly adopted:

WHEREAS, A Municipal Agreement between the City and NCDOT will specify the financial participation; and,

WHEREAS, A Municipal Agreement between the City and NCDOT will allow the NCDOT to prepare the environmental document: and,

WHEREAS, The Municipal Agreement provides for the City to reimburse NCDOT up to \$300,000; and,


WHEREAS, The format and cost sharing philosophy is consistent with past agreements; and,

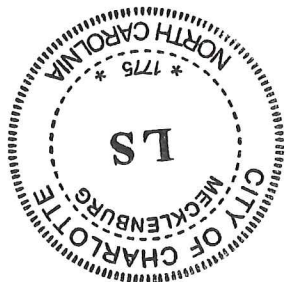
NOW, THEREFORE, BE IT RESOLVED that this resolution authorizing the Charlotte City Manager to execute a preliminary engineering funding agreement with the NCDOT for the City to reimburse the NCDOT up to \$300,000 for the Aberdeen, Carolina and Western Railway (ACWR) track realignment (also known as the North Yard Lead Realignment), is hereby formally approved by the City Council of the City of Charlotte and the City Manager and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the aforementioned groups.

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of June, 2017, the reference having been made in Minute Book 143 and recorded in full in Resolution Book 48, Page(s) 358.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 26th day of June, 2017.


Stephanie C. Kelly, City Clerk, MMC, NCCMC



June 26, 2017

Resolution Book 48, Page 359

RESOLUTION TO GRANT AN AIR RIGHTS PASSAGEWAY EASEMENT BY THE
CITY COUNCIL CITY OF CHARLOTTE, NORTH CAROLINA

A motion was made by Councilmember Driggs seconded by
Councilmember Ajmera for the adoption of
the following Resolution, and upon being put to a vote was duly adopted.

WHEREAS, the City Council has the authority to grant air rights passageway easements over public rights-of-way and it is the City's Policy to charge for such rights; and,

WHEREAS, GSLH Charlotte Realty Holdings, LLC has requested the granting of air rights over South Church Street to construct a pedestrian bridge linking the two blocks that comprise the development,

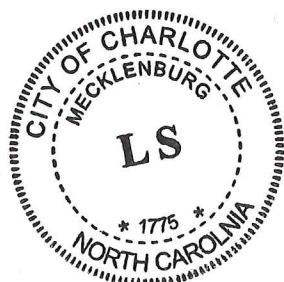
WHEREAS, the proposed pedestrian bridge is in conformance with the City's Overstreet Walkway Policy and has been reviewed by Charlotte Department of Transportation, Engineering and Property Management Department, and Planning Department staff; and,

NOW, THEREFORE, BE IT RESOLVED that the Charlotte City Council approves the granting of air rights to GSLH Charlotte Realty Holdings, LLC for the construction of a pedestrian bridge across South Church Street and authorizes the City Manager to execute an Agreement granting such rights.

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of June, 2017, the reference having been made in Minute Book 143 and recorded in full in Resolution Book 48, Page(s) 359.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 26th day of June, 2017.




Stephanie C. Kelly, City Clerk, MMC, NCCMC

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE,
NORTH CAROLINA ON JUNE 26th, 2017**

A motion was made by Councilmember Driggs and seconded by Councilmember Ajmera for the adoption of the following Resolution, and upon being put to a vote was duly adopted:

WHEREAS, The Federal Clean Water Act Amendments of 1987 and the North Carolina the Water Infrastructure Act of 2005 (NCGS 159G) have authorized the making of loans and grants to aid eligible units of government in financing the cost of construction of (state whether a wastewater treatment works, wastewater collection system, stream restoration, stormwater treatment, drinking water treatment works, and/or drinking water distribution system or other "green" project), and

WHEREAS, The City of Charlotte has constructed a wastewater treatment works project described as Combined Heat and Power Project at McAlpine Wastewater Treatment Plant, and

WHEREAS, The City of Charlotte intends to request additional state loan assistance for the project,

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

That the City of Charlotte, (**Applicant**), will arrange financing for all remaining costs of the project, if approved for a State loan award.

That the City of Charlotte will adopt and place into effect on or before completion of the project a schedule of fees and charges and other available funds which will provide adequate funds for proper operation, maintenance, and administration of the system and the repayment of all principal and interest on the debt.

That the governing body of the City of Charlotte agrees to include in the loan agreement a provision authorizing the State Treasurer, upon failure of the City of Charlotte to make scheduled repayment of the loan, to withhold from the City of Charlotte any State funds that would otherwise be distributed to the local government unit in an amount sufficient to pay all sums then due and payable to the State as a repayment of the loan.

That the City of Charlotte will provide for efficient operation and maintenance of the project on completion of construction thereof.

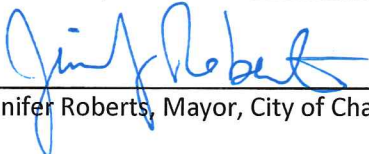
That the City of Charlotte, Barry Gullet or Ronald Hargrove, Jr. (**Authorized Official**), and successors so titled, are hereby authorized to execute and file an application of increase to a previously approved loan on behalf of the City of Charlotte with the State of North Carolina for a loan to aid in the construction of the project described above.

That the City of Charlotte, Barry Gullet or Ronald Hargrove, Jr. (**Authorized Official**), and successors so titled, are hereby authorized to execute and file an acceptance of an increase not to exceed \$1,300,000 to a previously approved loan on behalf of the City of Charlotte with the State of North Carolina for a loan to aid in the construction of the project described above.

That Barry Gullet or Ronald Hargrove Jr., and successors so titled, are hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project: to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That the City of Charlotte has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto.

Adopted this the 26th day of June 2017 at Charlotte, North Carolina.



Jennifer Roberts, Mayor, City of Charlotte



CERTIFICATION BY RECORDING OFFICER

The undersigned duly qualified and acting City Clerk of the City of Charlotte does hereby certify: That the above/attached resolution is a true and correct copy of the resolution authorizing the filing of an application with the State of North Carolina, as regularly adopted at a legally convened meeting of the City Council of the City of Charlotte duly held on June 26th, 2017; and, further, that such resolution has been fully recorded in the journal of proceedings and records in my office. Recorded in Resolution Book 48, Pages 360-361.

IN WITNESS WHEREOF, I have hereunto set my hand this 26th day of June, 2017.

Stephanie C. Kelly
(Signature)



Stephanie C. Kelly, City Clerk, MMC, NCCMC
(Title)

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 assessment error.

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 26th day of June 2017 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set up and that the schedule and this resolution be spread upon the minutes of this meeting.

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of June, 2017, the reference having been made in Minute Book 143 and recorded in full in Resolution Book 48, Page(s) 362-363.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 26th day of June, 2017.




Stephanie C. Kelly, City Clerk, MMC, NCCMC

Taxpayers and Refunds Requested

DIMIDIA LLC

\$	206.76
<hr/>	
\$	206.76
<hr/>	

**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 **LITTLE ROCK ROAD SIDEWALK 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 **LITTLE ROCK ROAD SIDEWALK PROJECT** and estimated to be **939 square feet (.022 acre) of fee-simple area; 7,660 square feet (.176 acre) of fee-simple area within existing right-of-way; 2,569 square feet (.059 acre) of sidewalk/utility easement; 6,624 square feet (.152 acre) of temporary construction easement, and 66 square feet (.002 acre) of utility easement** and any additional property or interest as the City may determine to complete the Project, as it relates to Tax Parcel No.: 059-172-02, said property currently owned by **NAI TINA TOUPRONG HOLE and spouse, if any; MORTGAGE ELECTRONIC REGISTRATION SYSTEMS (MERS), Beneficiary; BRANCH BANKING AND TRUST COMPANY, Beneficiary, or the owners' successor-in-interest.**

ESTIMATED JUST COMPENSATION:

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

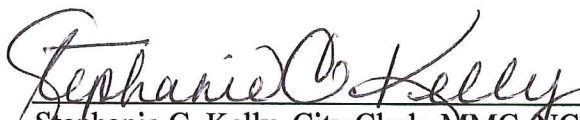
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of June, 2017, the reference having been made in Minute Book 143 and recorded in full in Resolution Book 48, Page(s) 364.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 26th day of June, 2017.




Stephanie C. Kelly, City Clerk, MMC, NCCMC

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 **LITTLE ROCK ROAD SIDEWALK 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 **LITTLE ROCK ROAD SIDEWALK PROJECT** and estimated to be **79 square feet (.002 acre) of sidewalk/utility easement and 481 square feet (.011 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.: 059-191-20, said property currently owned by **DEBORAH N. JOHNSON and spouse, if any; STEPHANIE BAILEY and spouse, if any; JONATHAN ALLEN and spouse, if any; DENIECE INGRAM and spouse, if any; DARRYL ALLEN and spouse, if any; GEFFERI ALLEN and spouse, if any; ANY AND ALL HEIRS AT LAW OF JUNE B. ALLEN**, or the owners' successor-in-interest.

ESTIMATED JUST COMPENSATION:

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

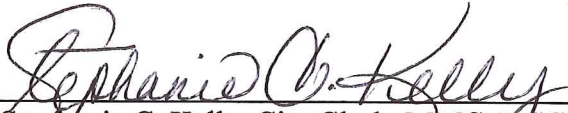
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 26th day of June, 2017, the reference having been made in Minute Book 143 and recorded in full in Resolution Book 48, Page(s) 365.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 26th day of June, 2017.




Stephanie C. Kelly, City Clerk, MMC, NCCMC