RESOLUTION TO CLOSE THE ALLEYWAY OFF NORTH BREVARD STREET BETWEEN ALPHA MILL LANE AND BELMONT 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 the Alleyway off North Brevard Street between Alpha Mill Lane and Belmont 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 the Alleyway off North Brevard Street between Alpha Mill Lane and Belmont Avenue to be sent by registered or certified mail to all owners of property adjoining said right-of-way and prominently posted a notice of the closing and public hearing in at least two places along said street or alleys, 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 the City of Charlotte over, upon, and under the area petitioned to be abandoned to access (ingress, egress, and regress), maintain, install, protect, operate, add to, modify, and replace Charlotte Water facilities, the existing facilities are noted on the attached map marked "Exhibit A"; and

WHEREAS, pursuant to a separate instrument to be recorded in the Mecklenburg County Public Registry (the "Temporary Access Easement Agreement"), a 23 foot wide temporary access easement shall be reserved in favor of the City of Charlotte over, upon, and across a portion of the area petitioned to be abandoned to provide temporary access from North Brevard Street to the North Carolina Railroad Corridor, as leased to the City for LYNX Blue Line Extension use and occupancy ("Transit Corridor"), as noted on the attached map marked "Exhibit A"; this temporary access easement shall automatically terminate and no longer be in effect upon the City entering into an access agreement with CSX Transportation for access to the Transit Corridor through CSX Transportation Right of Way ("CSXT Access Agreement"); no permanent structures may be erected over the temporary easement area until such time as the easement has been terminated; and

WHEREAS, an easement shall be reserved in favor of AT&T over, upon, and under the area petitioned to be abandoned to access (ingress, egress, and regress), maintain, install, protect, operate, add to, modify, and replace AT&T facilities, the existing facilities are noted on the attached map marked "Exhibit A"; and

WHEREAS, the public hearing was held on the 13th day of December 2021, and City Council determined that closing the Alleyway off North Brevard Street between Alpha Mill Lane and Belmont 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 their 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 December 13, 2021, that the Council hereby orders the closing of the Alleyway off North Brevard Street between Alpha Mill Lane and Belmont 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 327-330.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day

of December 2021.

Stephanie C. Kelly, City Clerk, MMC, NCCMC

Lephane & Kelly

BELMONT AVENUE ABANDONMENT

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

BEGINNING at an existing 5/8 inch iron rod on the northerly right of way margin of North Brevard Street (40 foot public R/W), said iron being the southeast corner of the property of White Point Paces Partners, LLC (now or formerly) as described in Deed Book 31372, Page 693 & 698 in the Mecklenburg County Public Registry (the "Registry"); Thence with and along the easterly boundary of aforesaid property of White Point Paces Partners, LLC N 41°16'20" W a distance of 168.07 feet to a new 1/2 inch iron rod, said iron being the easterly most corner of the property of Marcus S. Yandle Sr. & Charles N. Witherspoon Sr. (now or formerly) as described in Deed Book 33992, Page 560 in said Registry; Thence with and along the easterly boundary of aforesaid property of Marcus S. Yandle Sr. & Charles N. Witherspoon Sr. N 42°37'43" W a distance of 315.25 feet to a new 1/2 inch iron rod in the centerline of Southern Railroad 200 foot right-of-way; Thence with and along aforesaid centerline of Southern Railroad 200 foot right-of-way N 49°07'07" E a distance of 26.99 feet to a new 1/2 inch iron rod, said iron being the northwest corner of Parcel B, Recombination Survey of 11.966 Acres of Land, as recorded in Map Book 66, Page 617 in said Registry; Thence with and along the westerly boundary of aforesaid Parcel B S 41°39'12" E a distance of 331.68 feet to an existing 1/2 inch iron rod, said iron being the southwest corner of Parcel B and the northwest corner of Parcel C, aforesaid Recombination Survey of 11.966 Acres of Land; Thence with and along the westerly boundary of aforesaid Parcel C S 41°19'38" E a distance of 151.69 feet to an existing 1/2 inch iron rod on the northerly right-of-way margin of North Brevard Street; Thence with an along aforesaid northerly right-of-way margin of North Brevard Street S 49°35'27" W a distance of 21.88 feet to the POINT OF BEGINNING;

Having an area of 11,324 square feet, 0.2600 acre, more or less, as shown on an Exhibit map prepared by R. B. Pharr & Associates, P.A. dated March 3, 2020 (job no. 90971).



RESOLUTION TO CLOSE A PORTION OF WEST 27^{TH} STREET AT NORTH PINE 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 West 27th Street at North Pine 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 West 27th Street at North Pine Street to be sent by registered or certified mail to all owners of property adjoining said right-of-way and prominently posted a notice of the closing and public hearing in at least two places along said street or alleys, 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 the City of Charlotte over, upon, and under the area petitioned to be abandoned to access (ingress, egress, and regress), maintain, install, protect, operate, add to, modify, and replace Charlotte Water facilities, the existing facilities are noted on the attached map marked "Exhibit A"; and

WHEREAS, the petitioner commits to constructing and installing sidewalk connection from North Pine Street to Catalina Avenue along West 26th Street and along West 28th Street; and

WHEREAS, the public hearing was held on the 13th day of December 2021, and City Council determined that closing a Portion of West 27th Street at North Pine 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 their 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 December 13, 2021, that the Council hereby orders the closing of a Portion of West 27th Street at North Pine 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. This abandonment approval shall be void if the above condition is not met within 5-years after December 13, 2021.

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

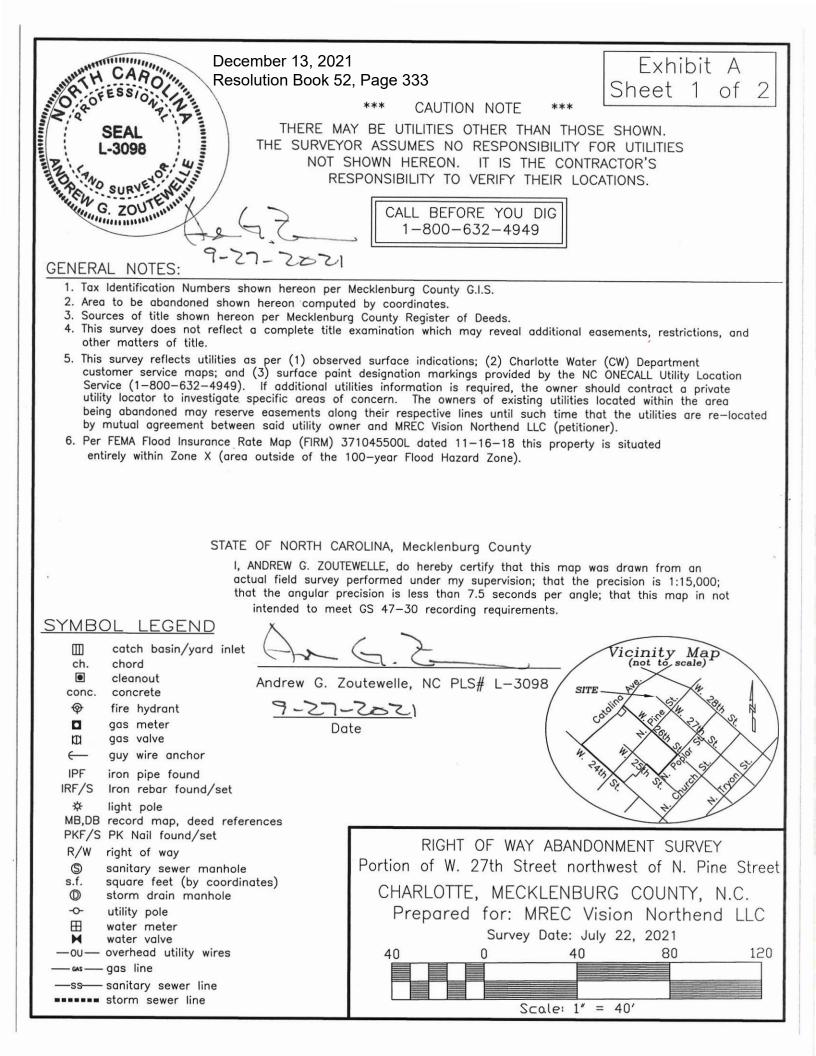
I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 331-335.

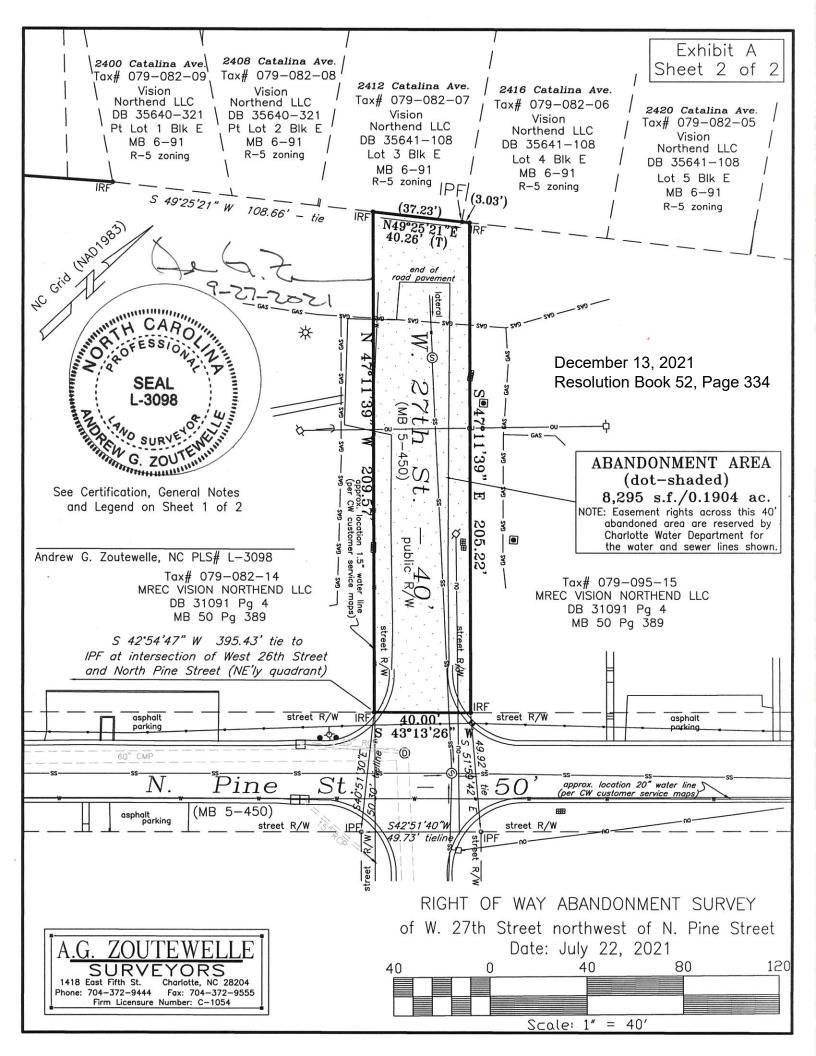
WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day

of December 2021.

Stephanie C. Kelly, City Clerk, MMC, NCCMC

Stephane & Kelly





Legal Description

Exhibit B

West 27th Street Abandonment

BEING all that portion of existing road right-of-way to be abandoned located within the City of Charlotte, Mecklenburg County, North Carolina, and being known as a portion of West 27th Street, said portion of West 27th Street being located northwest of N. Pine Street, said existing road right-of-way to be abandoned being more particularly described as follows:

BEGINNING at an existing iron rebar ("Beginning Point") located at the intersection of the northwesterly right-of-way margin of North Pine Street, said right-of-way having a width of 50 feet as shown on that certain plat recorded in Map Book 5 Page 450 of the Mecklenburg County Registry, and the southwesterly right-of-way margin of West 27th Street, said right-of-way having a width of 40 feet as shown on the said plat recorded in Map Book 5 Page 450 of the Mecklenburg County Registry, said existing iron rebar Beginning Point being also located North 40-51-30 West 50.30 feet from an existing iron pipe located at the intersection of the southeasterly right-of-way margin of the said North Pine Street and the southwesterly right-of-way margin of the said West 27th Street, and running thence from said POINT AND PLACE OF BEGINNING along the southwesterly right-of-way margin of the said West 27th Street North 47-11-39 West 209.57 feet to an existing iron rebar; thence following along the terminus of the existing right-of-way of the said West 27th Street North 49-25-21 East (passing an existing iron pipe at 37.23 feet) a total distance of 40.26 feet to an existing iron rebar; thence along the northeasterly right-of-way margin of the said West 27th Street South 47-11-39 East 205.22 feet to an existing iron rebar; thence crossing the existing right-of-way of the said West 27th Street and following along the northwesterly right-of-way of the aforesaid North Pine Street South 43-13-26 West 40.00 feet to the point and place of BEGINNING, containing 8,295 square feet, more or less, as shown on a survey exhibit prepared by Andrew G. Zoutewelle, North Carolina Professional Land Surveyor No. L-3098, dated July 22, 2021.





Andrew G. Zoutewelle, NC PLS# L-3098 Date

RIGHT OF WAY ABANDONMENT SURVEY

Portion of W. 27th Street northwest of N. Pine Street

CHARLOTTE, MECKLENBURG COUNTY, N.C.

Prepared for: MREC Vision Northend LLC

Date: July 22, 2021

40 0 40 80 120

Scale: 1" = 40'

RESOLUTION TO CLOSE MULTIPLE ALLEYWAYS BOUND BY $6^{\rm TH}$ STREET, NORTH TRYON STREET, $7^{\rm TH}$ STREET, AND NORTH COLLEGE 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 Multiple Alleyways bound by 6th Street, North Tryon Street, 7th Street, and North College 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 Multiple Alleyways bound by 6th Street, North Tryon Street, 7th Street, and North College Street to be sent by registered or certified mail to all owners of property adjoining said right-of-way and prominently posted a notice of the closing and public hearing in at least two places along said street or alleys, 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 AT&T over, upon, and under the area petitioned to be abandoned to access (ingress, egress, and regress), maintain, install, protect, operate, add to, modify, and replace AT&T facilities, the existing facilities are noted on the attached map marked "Exhibit A"; and

WHEREAS, the petitioner commits to providing as sidewalk utility easement along 6th Street for the Uptown Cyclelink cycle track during the permitting process;

WHEREAS, the public hearing was held on the 13th day of December 2021, and City Council determined that closing Multiple Alleyways bound by 6th Street, North Tryon Street, 7th Street, and North College 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 their 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 December 13, 2021, that the Council hereby orders the closing of Multiple Alleyways bound by 6th Street, North Tryon Street, 7th Street, and North College 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.

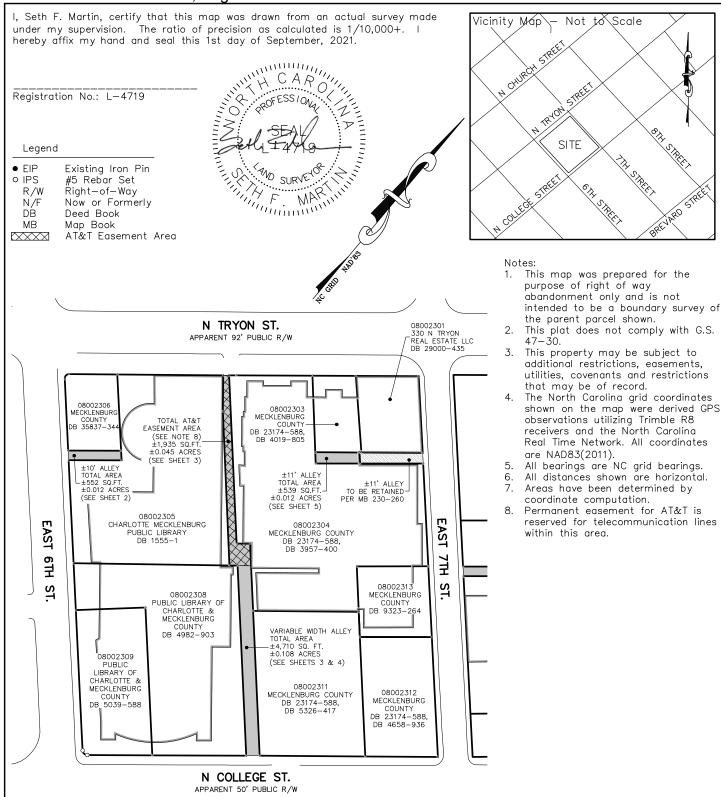
BE IT FURTHER RESOLVED that a certified copy of this Resolution be filed in the Office of the Register of Deeds for Mecklenburg County, North Carolina.

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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 336-350.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.

Stephanie C. Kelly, City Clerk, MMC, NCCMC



201 West 29th Street Charlotte, NC 28206 Phone: (704) 337-8329 Fax: (704) 308-3153 License No.: C-1925

Right of Way Abandonment Exhibit for 6th & Tryon Redevelopment

City of Charlotte, Mecklenburg County, North Carolina

Prepared for: DaVinci Development Collaborative, LLC Abandonment File # 2021-04A

100 100 0 50

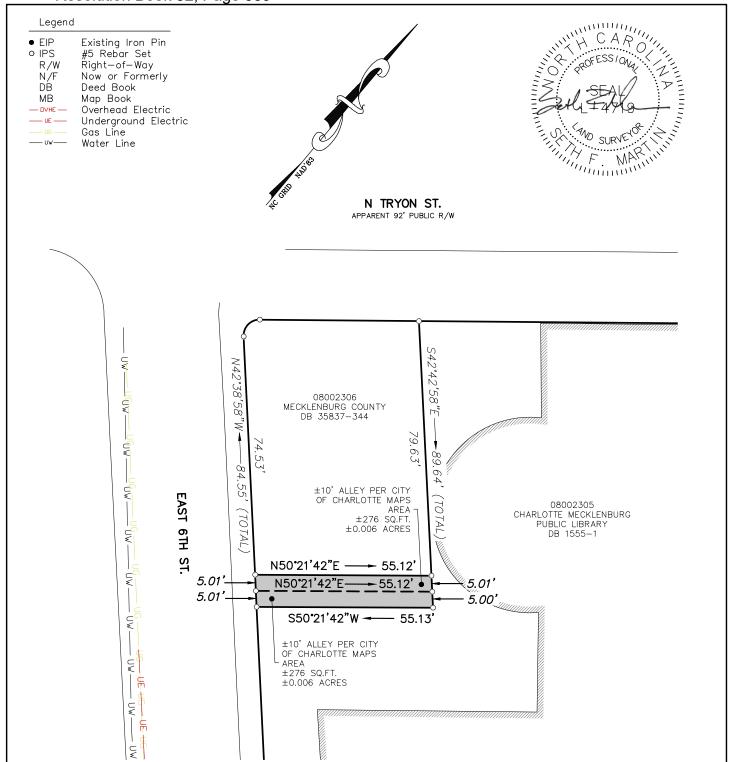
Project #: 4120167

| Drawn By:YLG

| Dated: April 14, 2021

Revised: September 1, 2021 Revised note.

| Sheet 1 of 5



LDSI

201 West 29th Street Charlotte, NC 28206 Phone: (704) 337-8329 Fax: (704) 308-3153 License No.: C-1925

Right of Way Abandonment Exhibit for 6th & Tryon Redevelopment

City of Charlotte, Mecklenburg County, North Carolina

Prepared for: DaVinci Development Collaborative, LLC Abandonment File # 2021-04A

30 15 0 30

Project #: 4120167

| Drawn By:YLG

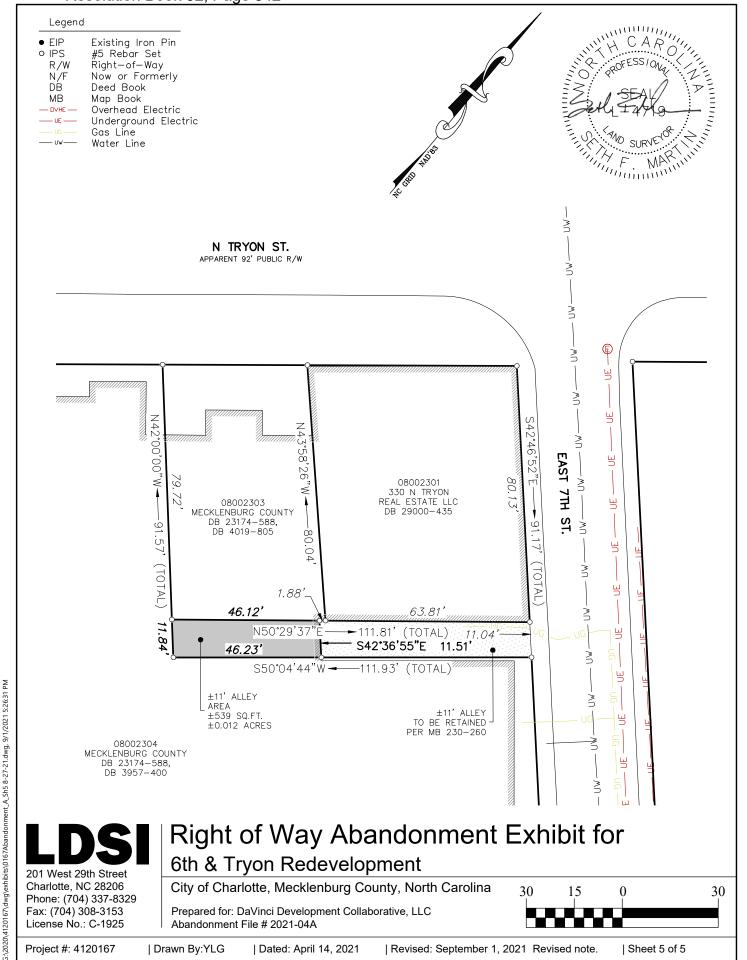
| Dated: April 14, 2021

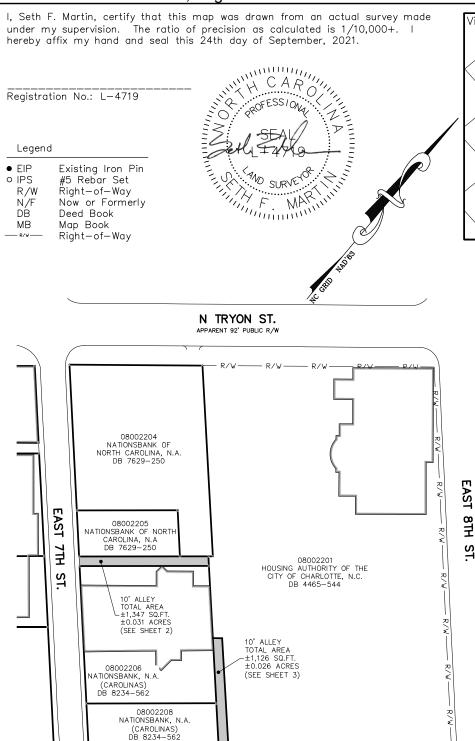
| Revised: September 1, 2021 Revised note.

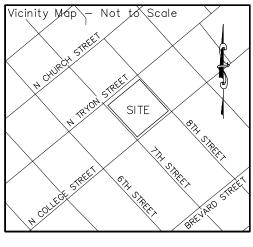
| Sheet 2 of 5

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Notes:

- 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.
- 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.
- 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.
- All distances shown are horizontal.
- Areas have been determined by coordinate computation.

201 West 29th Street Charlotte, NC 28206 Phone: (704) 337-8329 Fax: (704) 308-3153 License No.: C-1925

Right of Way Abandonment Exhibit for 6th & Tryon Redevelopment

City of Charlotte, Mecklenburg County, North Carolina

N COLLEGE ST. APPARENT 50' PUBLIC R/W

Prepared for: DaVinci Development Collaborative, LLC

Abandonment File # 2021-05A

100 100

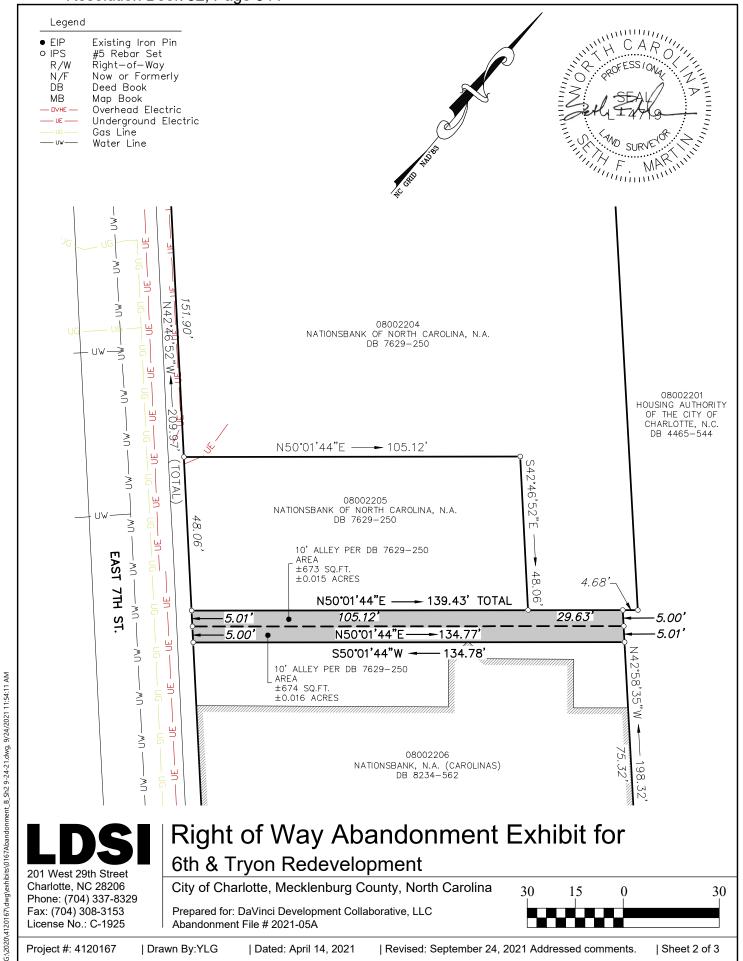
Project #: 4120167

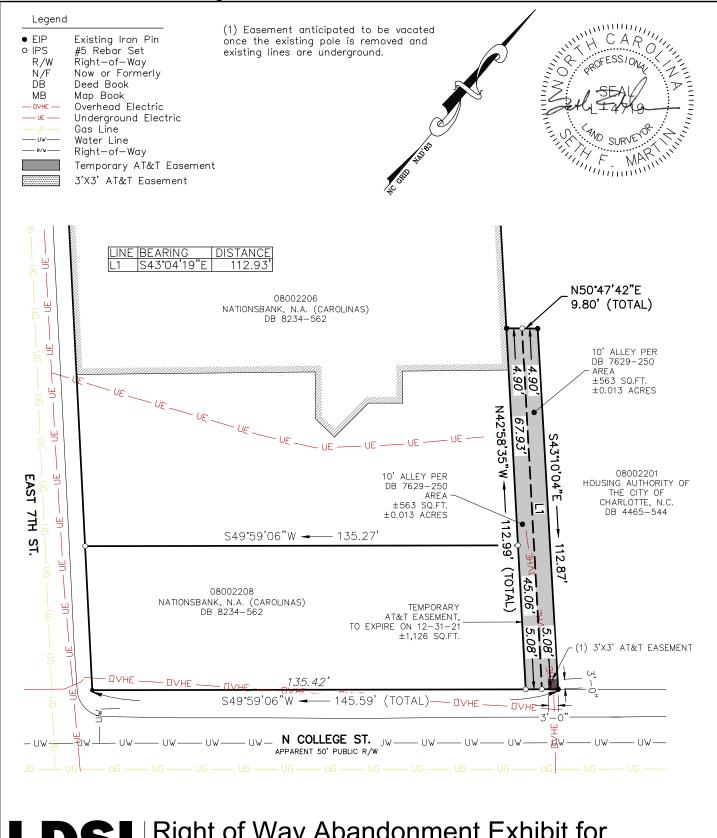
| Drawn By:YLG

| Dated: April 14, 2021

| Revised: September 24, 2021 Addressed comments.

| Sheet 1 of 3





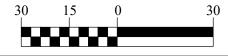
LDSI

201 West 29th Street Charlotte, NC 28206 Phone: (704) 337-8329 Fax: (704) 308-3153 License No.: C-1925

Right of Way Abandonment Exhibit for 6th & Tryon Redevelopment

City of Charlotte, Mecklenburg County, North Carolina

Prepared for: DaVinci Development Collaborative, LLC Abandonment File # 2021-05A



Project #: 4120167

| Drawn By:YLG

| Dated: April 14, 2021

| Revised: September 24, 2021 Addressed comments.

| Sheet 3 of 3

Exhibit B-2

Right of Way Abandonment description for 6th & Tryon Redevelopment_A

BEGINNING at a calculated point in the northern margin of the right of way of East 6th Street, and marking the northwestern corner of Mecklenburg County (now or formerly) as described in Deed Book 35837, page 344 of the Mecklenburg County Registry; THENCE with the northerly right of way of East 6th Street, and the southerly line of Mecklenburg County South 42 degrees 38 minutes 58 seconds East, a distance of 74.53 feet to a calculated point and the POINT OF BEGINNING; THENCE with the easterly line of Mecklenburg County North 50 degrees 21 minutes 42 seconds East, a distance of 55.12 feet to a calculated point marking the southeastern corner of Mecklenburg County and the westerly line of Charlotte Mecklenburg Public Library (now or formerly) as described in Deed Book 1551, page 001 of the Mecklenburg County registry; THENCE with the westerly line of Charlotte Mecklenburg Public Library the following two (2) courses and distances: 1) South 42 degrees 42 minutes 58 seconds East, a distance of 10.01 feet to a calculated point; 2) THENCE South 50 degrees 21 minutes 42 seconds West, a distance of 55.13 feet to a calculated point marking the southeastern margin of the right of way of East 6th Street; THENCE with the northwesterly right of way of East 6th Street North 42 degrees 38 minutes 58 seconds West, a distance of 10.01 feet to the POINT OF BEGINNING, having an area of 0.013 Acres, more or less.

Exhibit B-3

Right of Way Abandonment description for 6th & Tryon Redevelopment_A

BEGINNING at a calculated point in the western margin of the right of way of North Tryon Street, and marking the northwestern corner of Mecklenburg County (now or formerly) as described in Deed Book 35837, page 344 of the Mecklenburg County Registry; THENCE with the westerly right of way of North Tryon Street, and the easterly line of Mecklenburg County North 50 degrees 34 minutes 14 seconds East. a distance of 159.97 feet, passing through a calculated point at a distance of 49.75 feet marking the northwestern corner of Charlotte Mecklenburg Public Library (now or formerly) as described in Deed Book 1551, page 001 of the Mecklenburg County Registry, to a calculated point and the POINT OF BEGINNING; THENCE with the easterly line of Charlotte Mecklenburg Public Library North 50 degrees 34 minutes 14 seconds East a distance of 6.12 feet to a calculated point marking the northwestern corner of Mecklenburg County (now or formerly) as described in Deed Book 23174, page 588 of the Mecklenburg County Registry; THENCE with the southerly line of Mecklenburg County the following three (3) courses and distances: 1) South 42 degrees 29 minutes 49 seconds East a distance of 175.36 feet to a calculated point; 2) THENCE North 50 degrees 25 minutes 30 seconds East a distance of 14.02 feet to a calculated point; 3) THENCE South 42 degrees 29 minutes 49 seconds East a distance of 221.04 feet to a calculated point marking the northern margin of the right of way of North College Street; THENCE with the westerly right of way of North College Street South 50 degrees 18 minutes 53 seconds West a distance of 14.02 feet to a calculated point marking the southeastern corner of Public Library of Charlotte & Mecklenburg County (now or formerly) as described in Deed Book 4982, page 903 of the Mecklenburg County Registry; THENCE with the northerly line of Public Library of Charlotte & Mecklenburg County the following two (2) courses and distances: 1) North 42 degrees 29 minutes 49 seconds West a distance of 198.12 feet to a calculated point; 2) THENCE South 50 degrees 56 minutes 50 seconds West a distance of 8.57 feet to a calculated point marking the southeastern corner of the aforementioned Charlotte Mecklenburg Public Library parcel; THENCE with the northerly line of Charlotte Mecklenburg Public Library the following two (2) courses and distances: 1) North 42 degrees 21 minutes 54 seconds West a distance of 160.69 feet to a calculated point; 2) THENCE North 39 degrees 19 minutes 47 seconds West a distance of 37.49 feet to the POINT OF BEGINNING, having an area of 0.108 Acres, more or less.

Exhibit B-4

Right of Way Abandonment description for 6th & Tryon Redevelopment_A

BEGINNING at a calculated point in the eastern margin of the right of way of North Tryon Street, and marking the northwestern corner of Mecklenburg County (now or formerly) as described in Deed Book 23174, page 588 of the Mecklenburg County Registry; THENCE with the southerly line of Mecklenburg County South 42 degrees 00 minutes 00 seconds East, a distance of 79.72 feet to a calculated point and the POINT OF BEGINNING; THENCE with the easterly line of Mecklenburg County the following four (4) courses and distances: 1) North 50 degrees 29 minutes 37 seconds East, a distance of 46.12 feet to a calculated point; 2) THENCE South 42 degrees 36 minutes 55 seconds East, a distance of 11.51 feet to a calculated point; 3) THENCE South 50 degrees 04 minutes 44 seconds West, a distance of 42.23 feet to a calculated point; 4) THENCE North 42 degrees 00 minutes 00 seconds West, a distance of 11.84 feet to the POINT OF BEGINNING, having an area of 0.012 Acres, more or less.

Exhibit B-2

Right of Way Abandonment description for 6th & Tryon Redevelopment_B

BEGINNING at a calculated point in the northern margin of the right of way of East 7th Street, and marking the northwestern corner of Nationsbank of North Carolina, N.A. (now or formerly) as described in Deed Book 7629, page 250 of the Mecklenburg County Registry; THENCE with the northerly right of way of East 7th Street, and the southerly line of Nationsbank of North Carolina, N.A. South 42 degrees 46 minutes 52 seconds East, a distance of 199.96 feet to a calculated point and the POINT OF BEGINNING; THENCE with the easterly line of Nationsbank of North Carolina, N.A. North 50 degrees 01 minutes 44 seconds East, a distance of 134.75 feet to a calculated point marking the westerly line of Housing Authority of The City of Charlotte, N.C. (now or formerly) as described in Deed Book 4465, page 544 of the Mecklenburg County Registry; THENCE with the southerly line of Housing Authority of The City of Charlotte, N.C. South 42 degrees 58 minutes 35 seconds East, a distance of 10.01 feet to a calculated point marking the northeastern corner of Nationsbank, N.A. (Carolinas) (now or formerly) as described in Deed Book 8234, page 562 of the Mecklenburg County Registry; THENCE with the westerly line of Nationsbank, N.A. (Carolinas) South 50 degrees 01 minutes 44 seconds West a distance of 134.78 feet to a calculated point in southern margin of the right of way of East 7th Street, and marking the northwestern corner of Nationsbank, N.A. (Carolinas); THENCE with the northwesterly right of way of East 7th Street North 42 degrees 46 minutes 52 seconds West a distance of 10.01 feet to the POINT OF BEGINNING, having an area of 0.031 Acres, more or less.

Exhibit B-3

Right of Way Abandonment description for 6th & Tryon Redevelopment_B

BEGINNING at an existing rebar in the southwestern margin of the right of way of East 7th Street and North College Street and marking the southwestern corner of Nationsbank, N.A. (Carolinas) (now or formerly) as described in Deed Book 8234, page 562 of the Mecklenburg County Registry; THENCE with the easterly right of way of North College Street North 49 degrees 59 minutes 06 seconds East a distance of 135.42 feet to calculated point and the POINT OF BEGINNING; THENCE with the northerly line of Nationsbank, N.A. (Carolinas) North 42 degrees 58 minutes 35 seconds West a distance of 112.99 feet to an existing #5 rebar marking the westerly line of Housing Authority of The City of Charlotte, N.C. (now or formerly) as described in Deed Book 4465, page 544 of the Mecklenburg County Registry; THENCE with the easterly line of Housing Authority of The City of Charlotte, N.C. the following two (2) courses and distances: 1) North 50 degrees 47 minutes 42 seconds East a distance of 9.80 feet to an existing #5 rebar; 2) THENCE South 43 degrees 10 minutes 04 seconds East a distance of 112.87 feet to an existing #5 rebar in the northern margin of the right of way of North College Street; THENCE with the westerly right of way of North College Street South 49 degrees 59 minutes 06 seconds West a distance of 10.16 feet to the POINT OF BEGINNING, having an area of 0.026 Acres, more or less.

RESOLUTION TO CLOSE OLD NATIONS FORD ROAD IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

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

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close Old Nations Ford Road to be sent by registered or certified mail to all owners of property adjoining said right-of-way and prominently posted a notice of the closing and public hearing in at least two places along said street or alleys, 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 the City of Charlotte over, upon, and under the area petitioned to be abandoned to access (ingress, egress, and regress), maintain, install, protect, operate, add to, modify, and replace Charlotte Water facilities, the existing facilities are noted on the attached map marked "Exhibit A"; and

WHEREAS, an easement shall be reserved in favor of AT&T over, upon, and under the area petitioned to be abandoned to access (ingress, egress, and regress), maintain, install, protect, operate, add to, modify, and replace AT&T facilities, the existing facilities are noted on the attached map marked "Exhibit A"; and

WHEREAS, an easement shall be reserved in favor of Duke Energy over, upon, and under the area petitioned to be abandoned to access (ingress, egress, and regress), maintain, install, protect, operate, add to, modify, and replace Duke Energy facilities, the existing facilities are noted on the attached map marked "Exhibit A"; and

WHEREAS, the public hearing was held on the 13th day of December 2021, and City Council determined that closing Old Nations Ford Road is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to their 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 December 13, 2021, that the Council hereby orders the closing of Old Nations Ford Road in the City of Charlotte, Mecklenburg County, North Carolina as shown in the map marked "Exhibit A," and is more particularly described by metes and bounds in 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

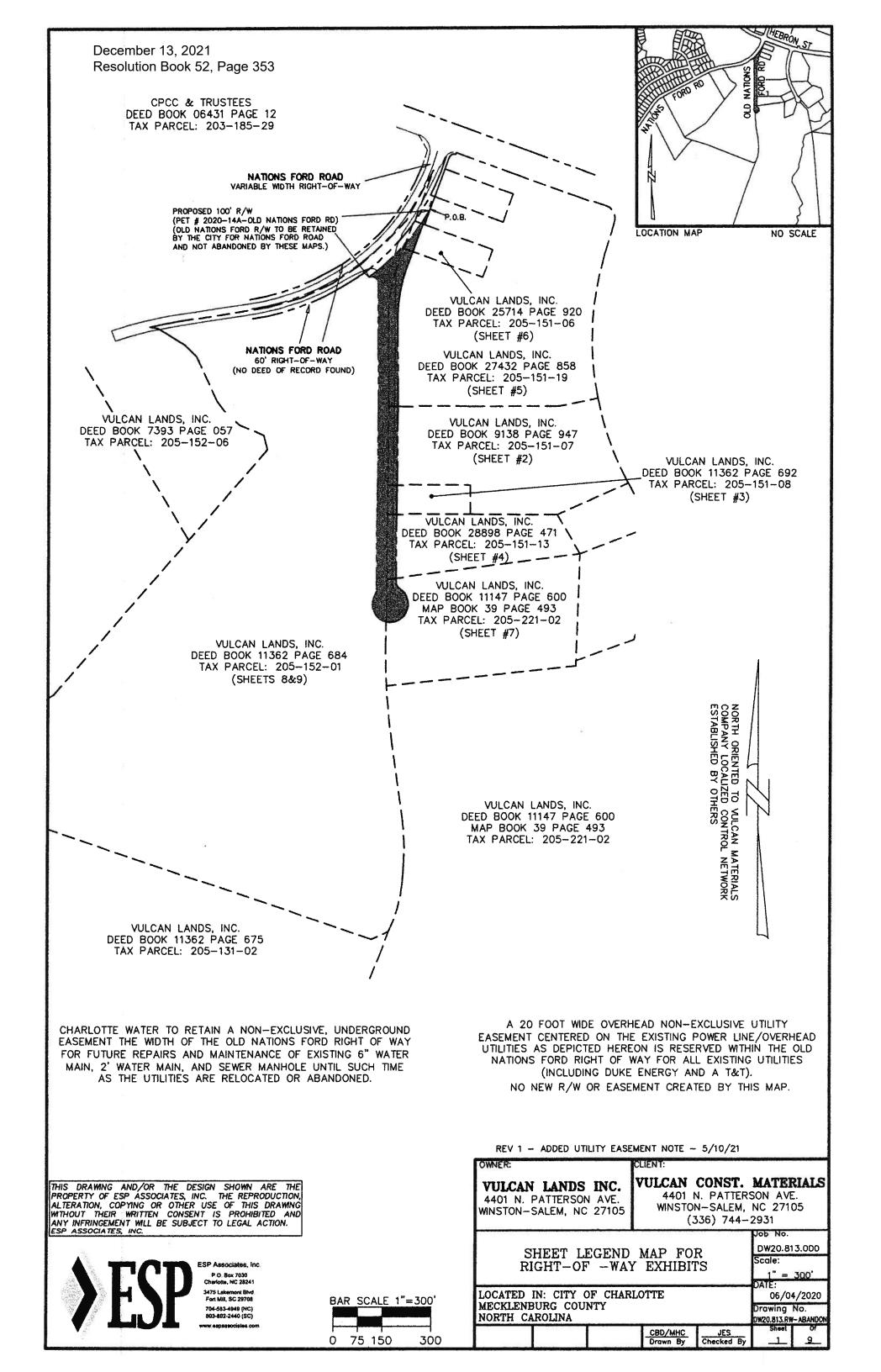
I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 351-363.

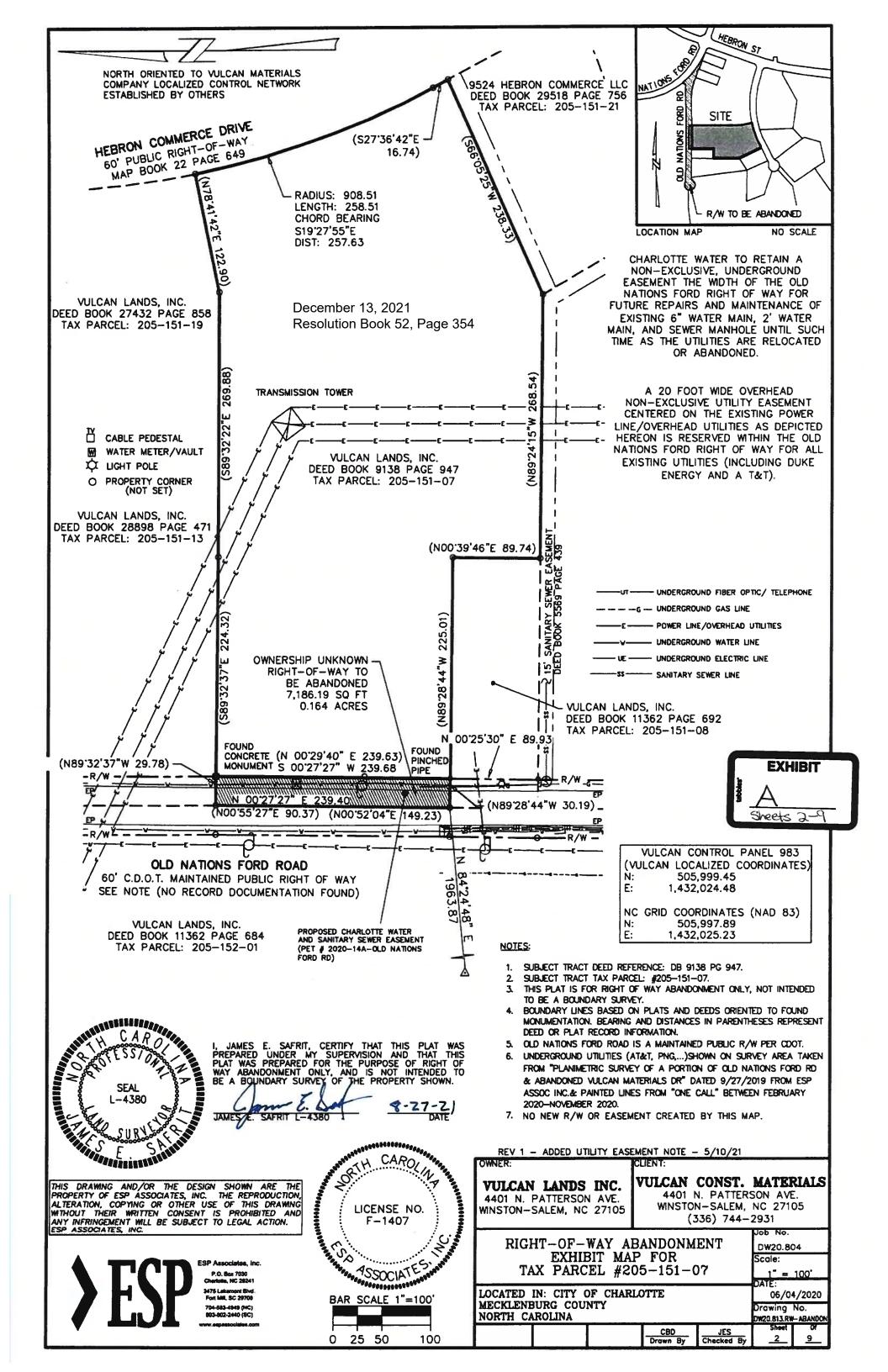
WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day

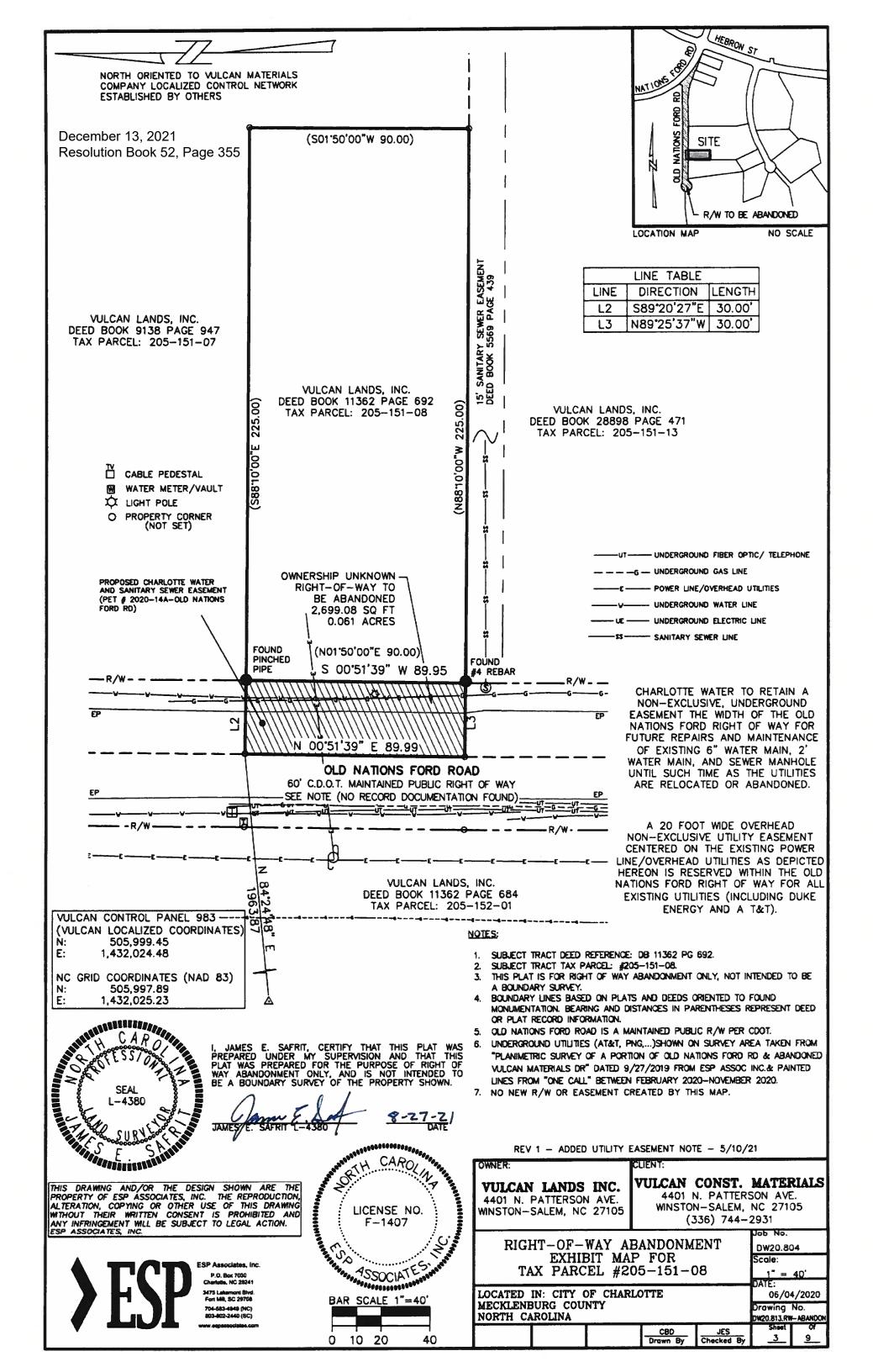
of December 2021.

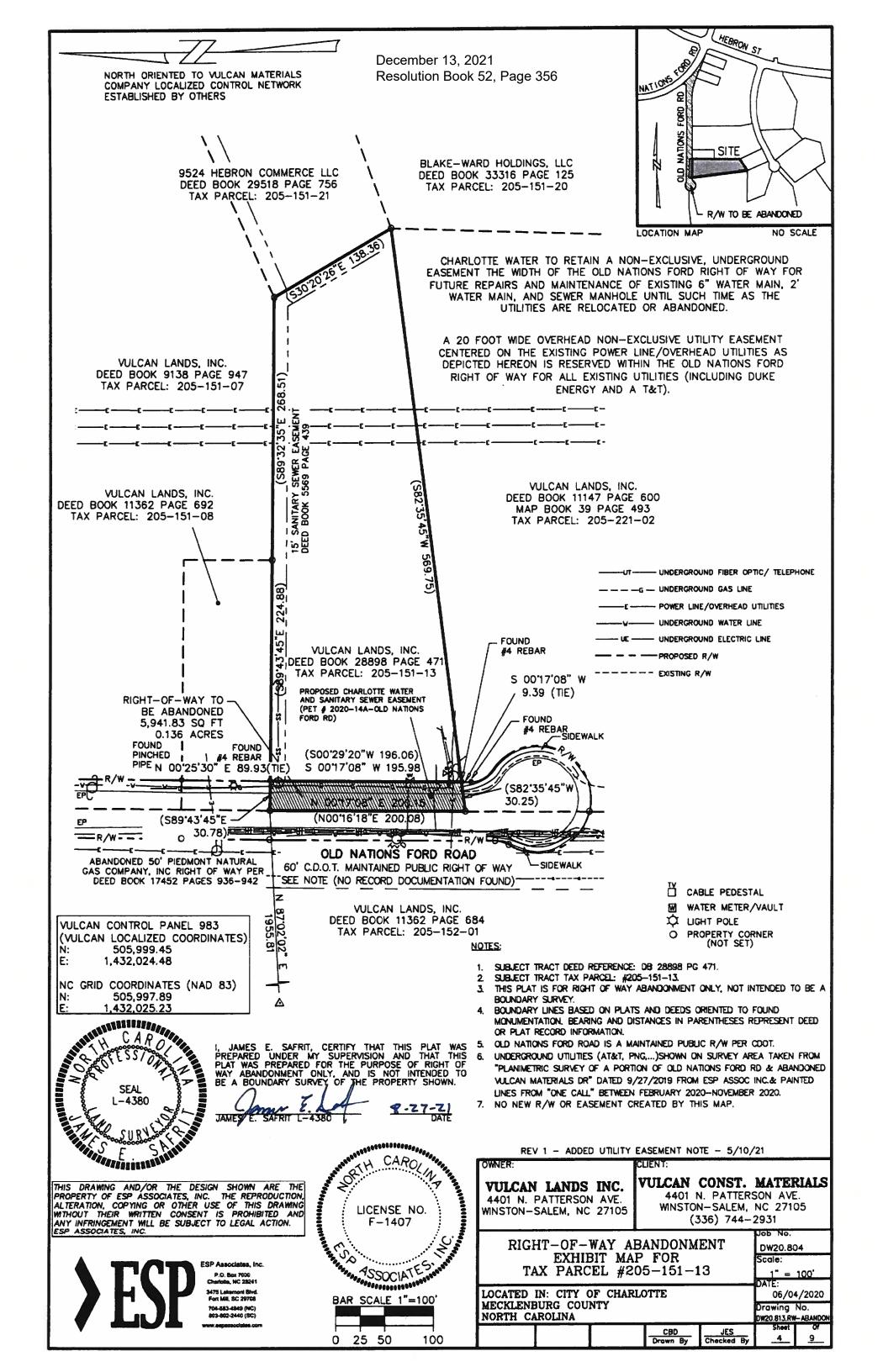
Stephanie C. Kelly, City Clerk, MMC, NCCMC

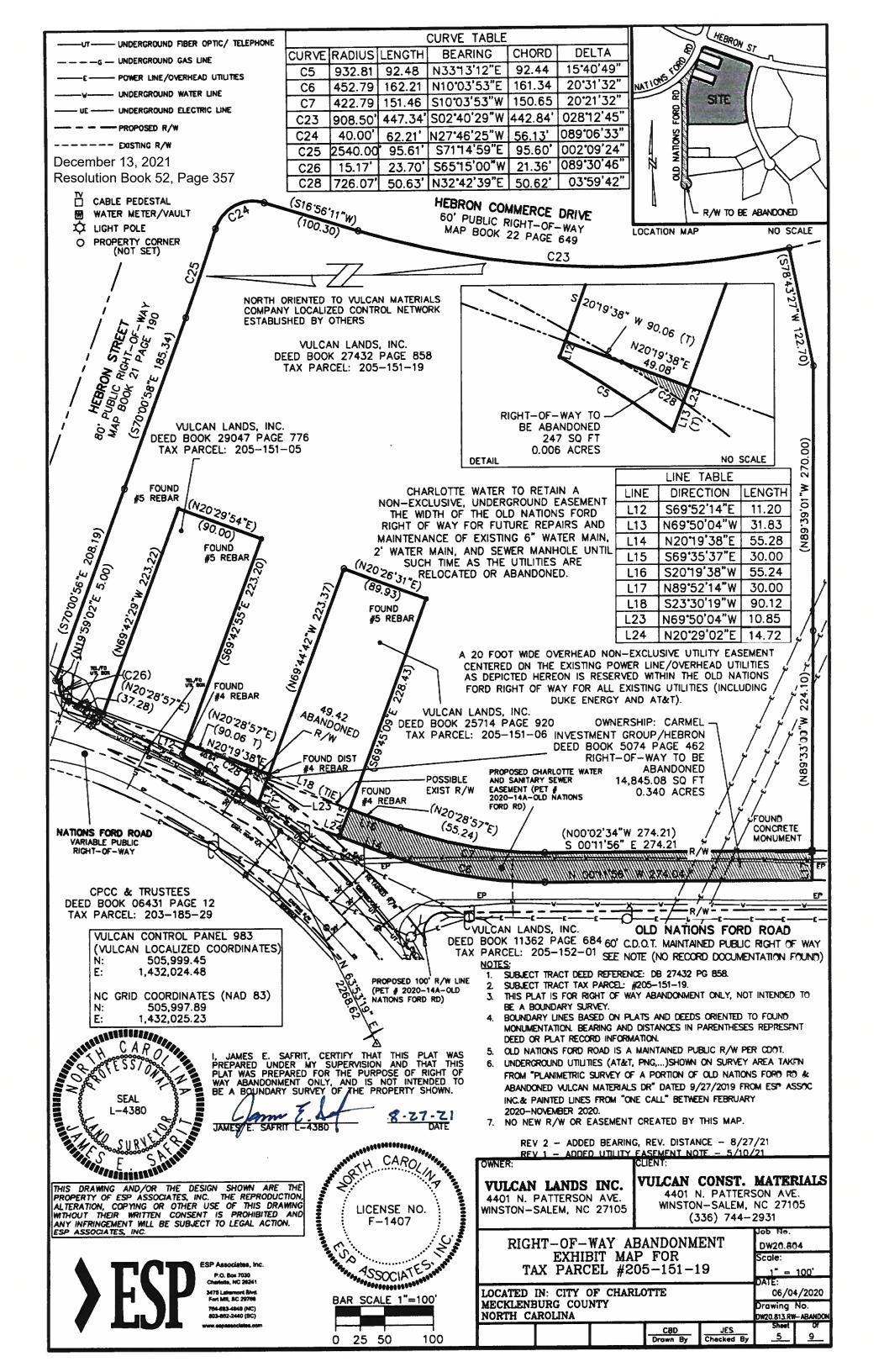
Stephane & Kelly

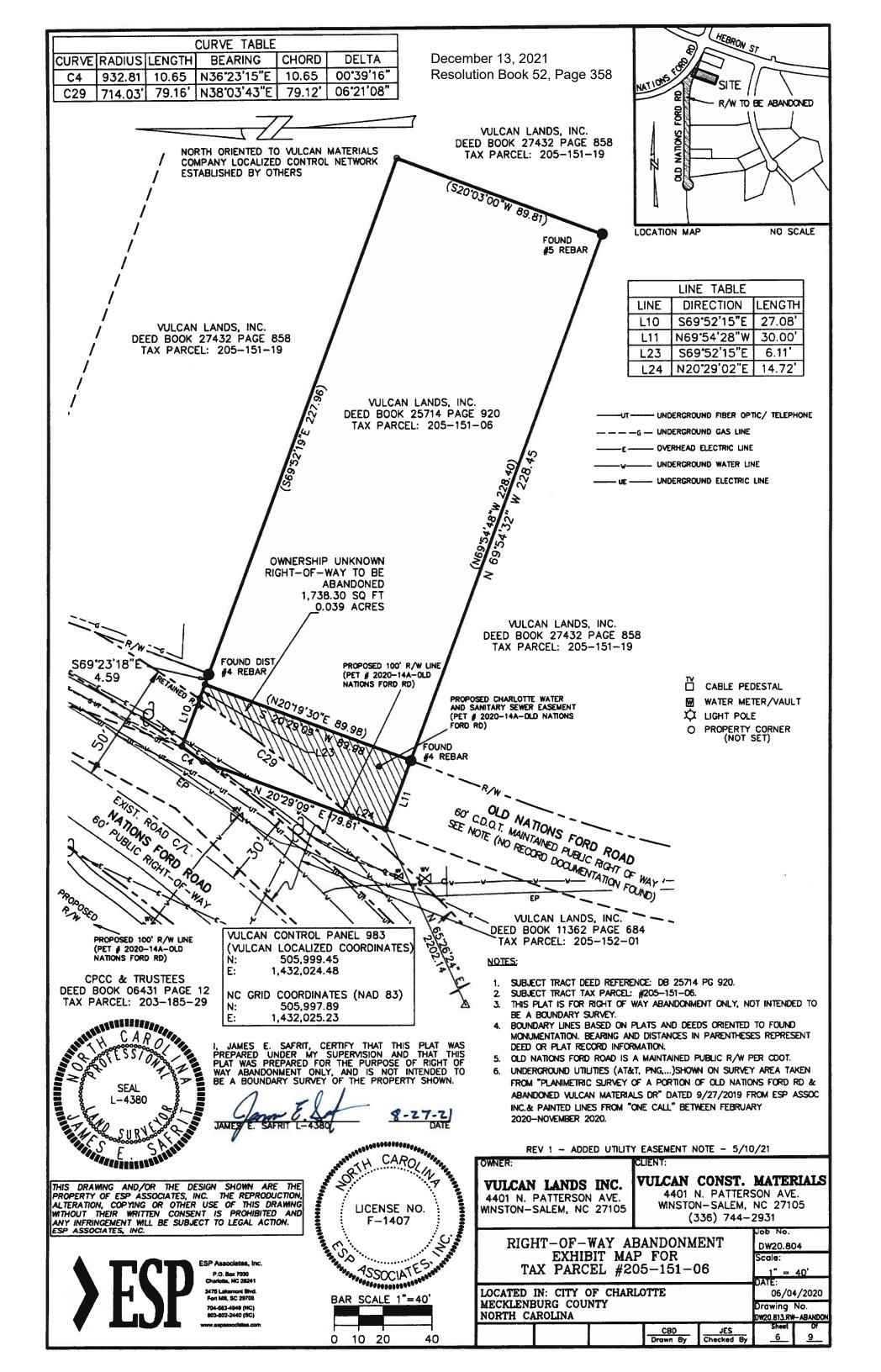


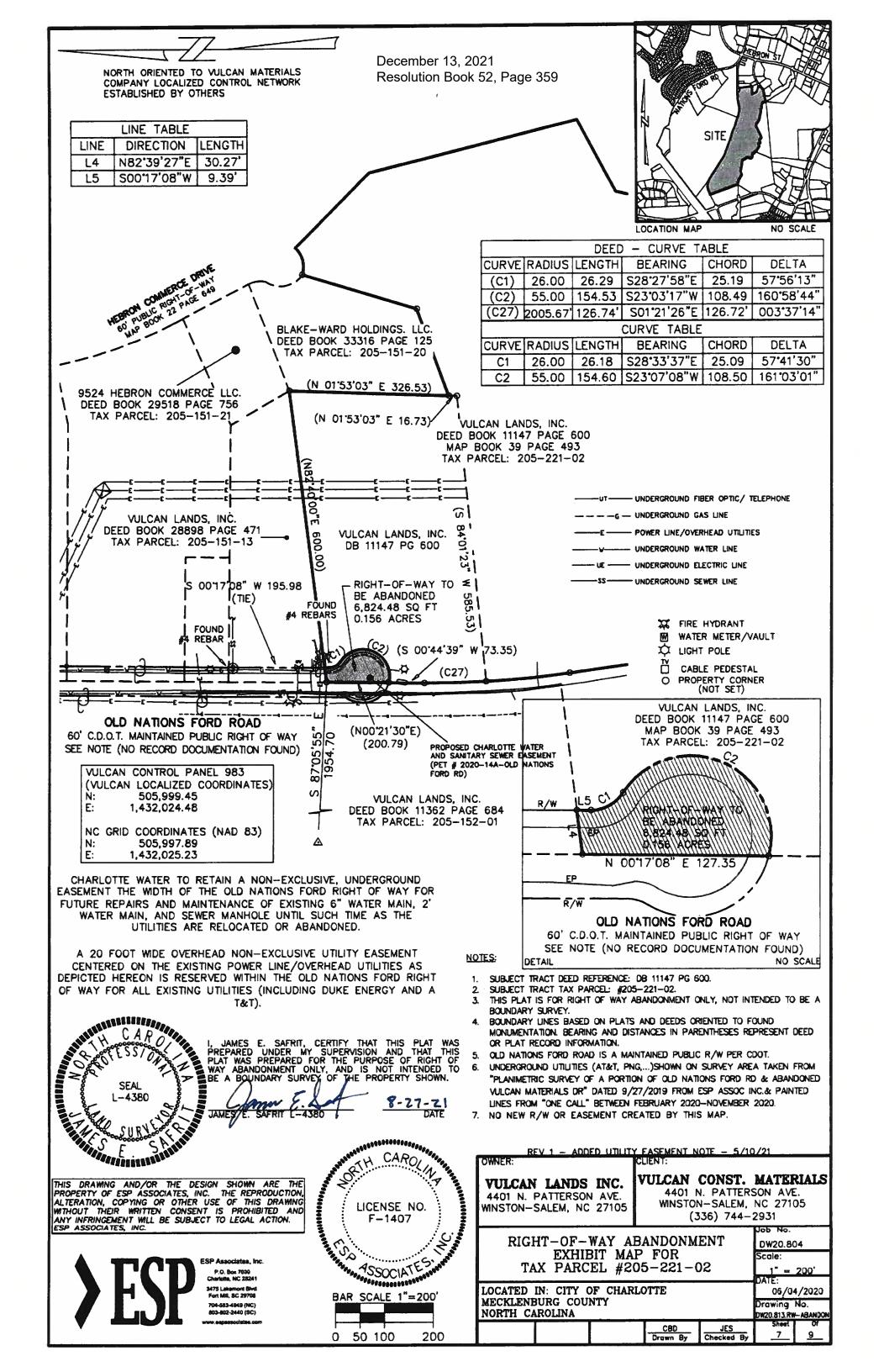


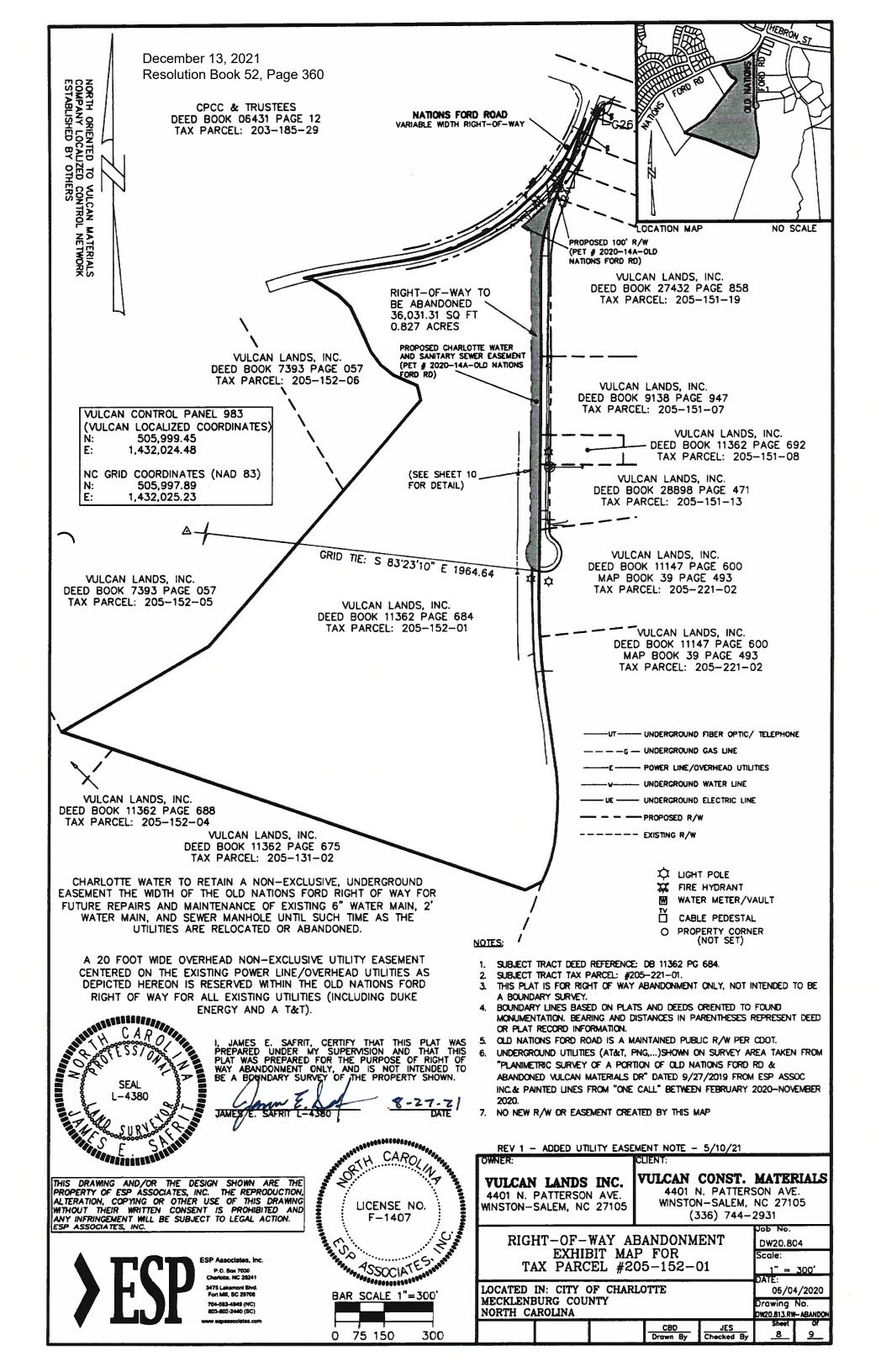












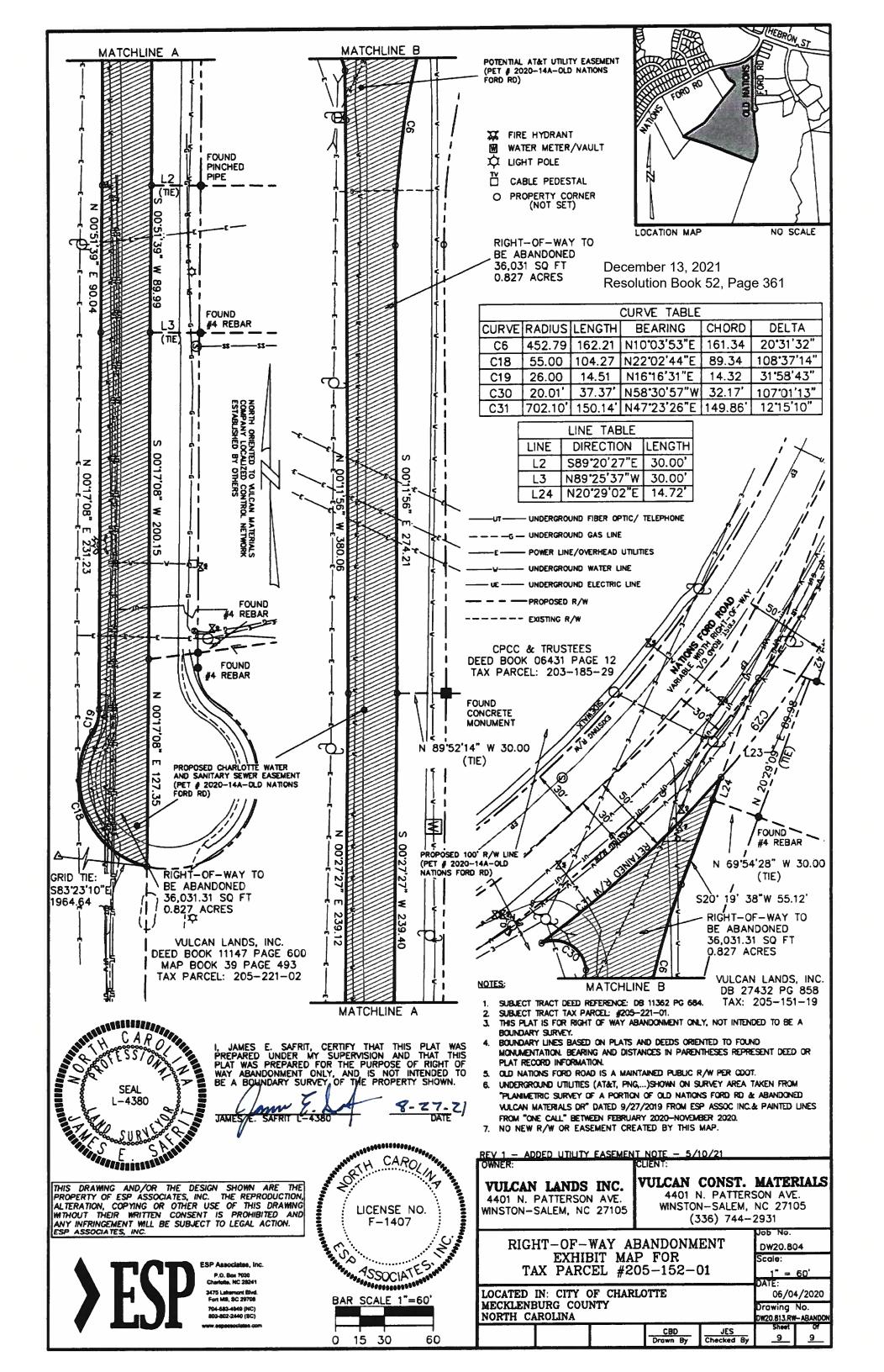


EXHIBIT B TO ROW ABANDONMENT PETITION # 20-14A (8/27/21)

Situated in the city of Charlotte, Mecklenburg County, North Carolina, and being a portion of the right of way of Old Nation Fords Road.

Commencing for reference at Vulcan Control Panel 983(Vulcan Materials Control Grid), said point having localized Grid Coordinates of Northing: 505,999.45 Easting: 1,432,024.48, with corresponding NC Grid Coordinates (NAD 83) of Northing: 505,997.90 Easting: 1,432,025.24; thence N 62° 56'19" E for a distance of 2,356.21 feet to an existing rebar; said point being located on the easterly right of way of Nations Ford Road and the easterly right of way of Old Nations Ford Road, a common corner with Vulcan Lands, Inc (Deed Book 27432 Page 858) and Vulcans Lands, Inc. (Deed Book 29047 Page 776); said point also being approximately S 08° 07' 52" W a distance of 191.31 feet from the approximate centerline intersection of Nations Ford Road and Hebron Street; thence with the easterly right-of-way of Old Nations Ford Road, S 20° 19' 38" W for a distance of 40.64 feet to the True Point of Beginning;

Thence, from the True Point of Beginning, with the easterly right-of-way of Old Nations Ford Road, S 20° 19' 38" W for a distance of 49.42 feet to a found #4 rebar, the common corner with Vulcan Lands, Inc (Deed Book 25714 Page 920) and Vulcans Lands, Inc. (Deed Book 29047 Page 776);

Thence continuing with the easterly right of way the following two (2) calls, (1) N 69° 37' 36" W for a distance of 4.75 feet to a found #4 rebar; (2) S 20° 29' 09" W for a distance of 89.98 feet to a found #4 rebar, a common corner with said Vulcan Lands, Inc. (Deed Book 27432 Page 858);

Thence continuing with the easterly right of way the following three (3) calls, (1) S 20° 19' 38" W for a distance of 55.24 feet to a point; (2) Along the arc of a circular curve to the left, having a radius of 422.79 feet, an arc length of 151.45 feet, and a chord bearing and distance of S 10° 03' 53" W, 150.65 feet to a point; (3) S 00° 11' 56" E for a distance of 274.21 feet to a found concrete monument, a common corner with Vulcan Lands, Inc. (Deed Book 9183 Page 947);

Thence, continuing with the easterly right of way, S 00° 27' 27" W for a distance of 239.68 feet to a found pinched pipe, the common corner with Vulcan Lands, Inc. (Deed Book 11362, Page 682);

Thence continuing with the easterly right of way, S 00° 51' 39" W for a distance of 89.95 feet to a found #4 rebar, a common corner with Vulcan Lands, Inc. (Deed Book 28898 Page 471):

Thence continuing with the easterly right of way, S 00° 17' 08" W for a distance of 195.98 feet to a found #4 rebar, a common corner with Vulcan Lands, Inc. (Deed Book 11147 Page 600);

Thence continuing with the easterly right of way the following three (3) calls, (1) S 00° 17' 08" W for a distance of 9.39 feet to found #4 rebar; (2) Along the arc of a circular curve to the left, having a radius of 26.00 feet, an arc length of 26.18 feet, and a chord bearing and distance of S 28° 33' 37" E, 25.09 feet to a point, (3) Along the arc of a circular curve to the right, having a radius of 55.00 feet, an arc length of 154.60 feet, and a chord bearing and distance of S 23° 07'



December 13, 2021 Resolution Book 52, Page 363

08" W, 108.50 feet to a point, a common corner with Vulcan Lands, Inc. (Deed Book 11362 Page 684);

Thence with the westerly right of way of Old Nations Ford Road the following seven (7) calls; (1) Along an arc of a circular curve to the right, having a radius of 55.00 feet, an arc length of 104.27 feet, and a chord bearing and distance of N 22° 02' 44" W, 89.34 feet to a point; (2) Along an arc of a circular curve to the left, having a radius of 26.00 feet, an arc length of 14.51 feet, and a chord bearing and distance of N 16° 16' 31" E, 14.32 feet to a point; (3) N 00° 17' 08" E for a distance of 231.23 feet to a point; (4) N 00° 51' 39" E for a distance of 90.04 feet to a point; (5) N 00° 27' 27" E for a distance of 239.12 feet to a point; (6) N 00° 11' 56" W for a distance of 380.06 feet to a point: (7) Along an arc of a circular curve to the left, having a radius of 20.01 feet, an arc length of 37.37 feet, and a chord bearing and distance of N 58° 30' 57" W, 32.17 feet to a point on the easterly right of way of Nations Ford Road;

Thence with the easterly right of way of Nations Ford Road the following three (3) calls; (1) Along an arc of a circular curve to the left, having a radius of 702.10 feet, an arc length of 150.14 feet, and a chord bearing and distance of N 47° 23′ 36″ E, 149.86 feet to a point; (2) Along an arc of a circular curve to the left, having a radius of 714.03 feet, an arc length 79.16 feet, and a chord bearing and distance of N 38° 03′ 43″ E, 79.12 feet to a point; (3) Along an arc of a circular curve to the left, having a radius of 726.07 feet, an arc length 50.63 feet, and a chord bearing and distance of N 32° 42′ 39″ E, 50.62 feet to the POINT OF BEGINNING, containing 1.728 acres, more or less.

December 13, 2021 Resolution Book 52, Page 364

RESOLUTION CLOSING OF SOUTH TYRON – COLLEGE CONNECTOR 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 South Tryon – College Street Connector, which calls for a public hearing on the question; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close South Tryon – College Street Connector 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, development of the abandonment property and property directly adjacent to the College Street Connector shall adhere to the horizontal street/streetscape design elements and related improvements generally depicted in that conceptual site plan attached hereto as "Exhibit C", subject to minor modifications not material to overall design elements set forth and to changes or alterations approved by CDOT and any other applicable City Departments. The petitioner commits to installing traffic signals on Morehead Square Drive at the intersections of W. Carson and E. Morehead Street, respectively. Furthermore, the petitioner commits to relocating the existing Stormwater and CDOT ITS facilities. The afore mentioned improvements shall be at no cost to the City; and

WHEREAS, the public hearing was held on the 13th day of December, 2021, and City Council determined that the closing of South Tryon – College Street Connector 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 December 13, 2021, that the Council hereby orders the closing of South Tryon – College Street Connector 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 of issuance of the first applicable land development permits for the demolition of existing improvements and the approval of a traffic control plan certifying the decommissioning of the South Tryon – College Street Connector. This abandonment approval shall be void if the above conditions are not met within 5-years after December 13, 2021.

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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 364-369.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day

of December 2021.

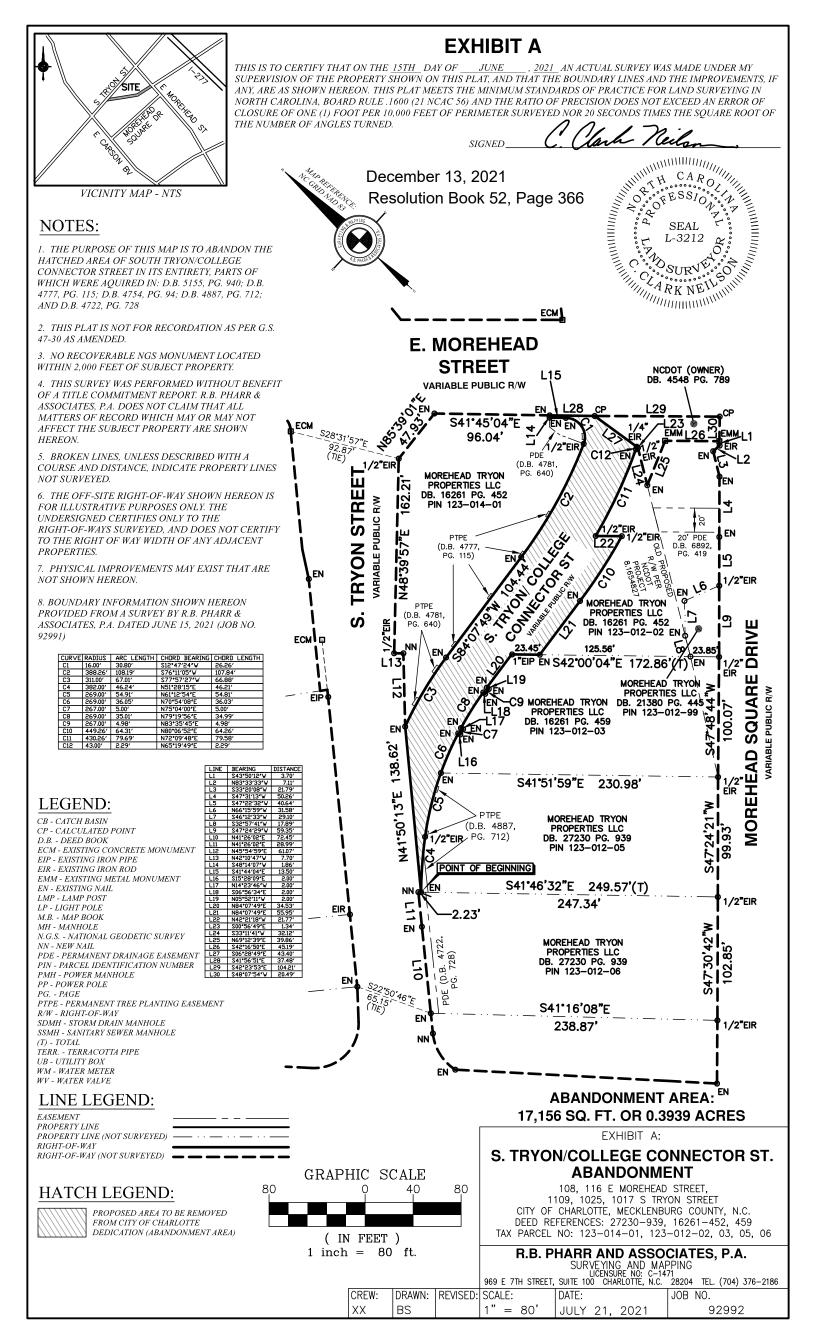
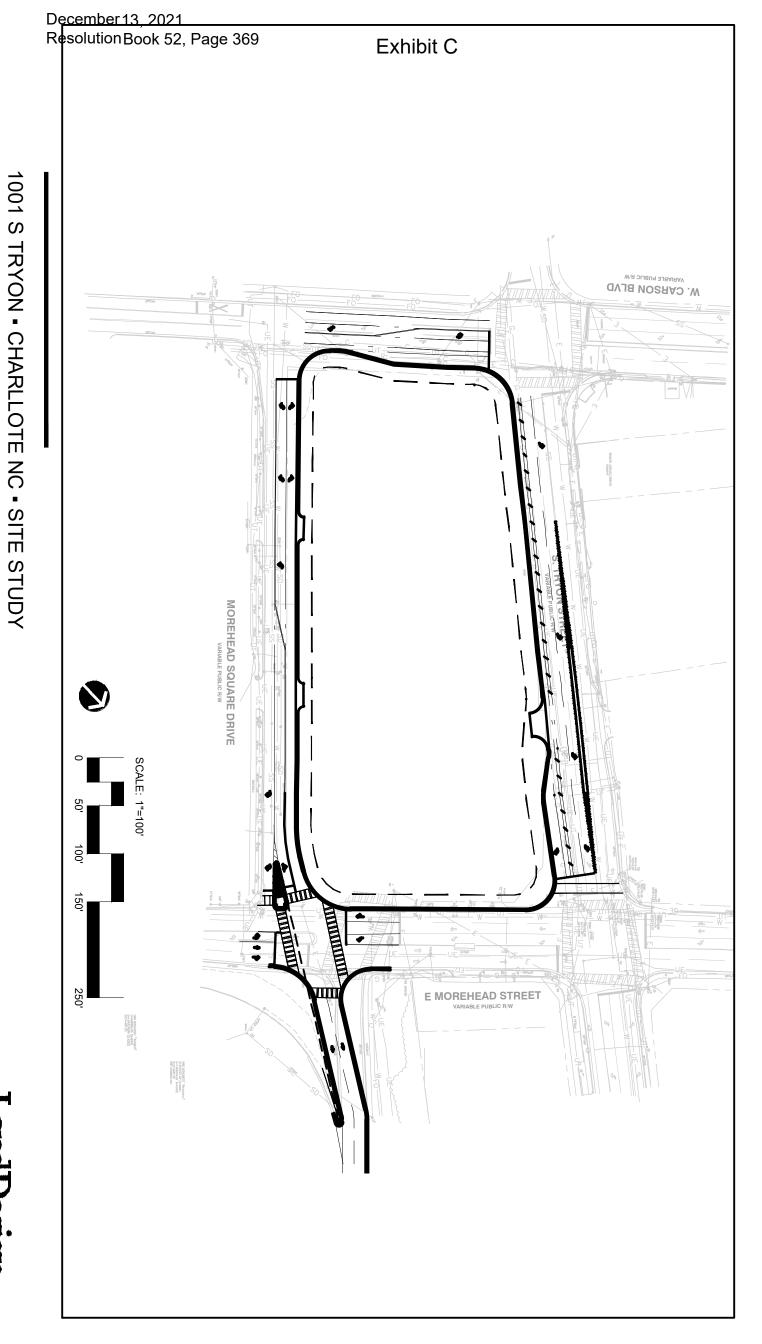


EXHIBIT B

All that certain parcel of land located in the City of Charlotte, Mecklenburg County, North Carolina and being more particularly described as follows:

BEGINNING at an existing nail in the southerly margin of South Tryon Street, said point being South 41-46-32 East 2.23 feet from a new nail in the aforesaid South Tryon Street right-of-way; thence continuing with the aforesaid South Tryon Street right-of-way North 41-50-13 East 138.62 feet to an existing nail in a southwesterly corner of the Morehead Tryon Properties LLC Property as described in Deed Book 16261, Page 452; thence leaving the aforesaid South Tryon Street right-of-way and running with the aforesaid Morehead Tryon Street Properties LLC Property the following six (6) courses and distances: 1) with the arc of a circular curve turning to the right having a radius of 311.00 feet and an arc length of 67.01 feet (chord: North 77-57-27 East 66.88 feet) to an existing nail; 2) North 84-07-49 East 104.44 feet to an existing nail; 3) with the arc of a circular curve turning to the left having a radius of 388.26 feet and an arc length of 108.19 feet (chord: North 76-11-05 East 107.84 feet to an existing 1/2" iron rod; 4) with the arc of a circular curve turning to the left having a radius of 16.00 feet and an arc length of 30.80 feet (chord: North 12-47-24 East 26.26 feet) to an existing nail; 5) North 41-44-04 West 13.50 feet to an existing nail; 6) North 48-14-07 East 1.86 feet to an existing nail in the southwesterly margin of the rightof-way of East Morehead Street; thence leaving the aforesaid Morehead Tryon Street Properties LLC Property and running with the aforesaid East Morehead Street right-of-way South 41-56-51 East 37.48 feet to a calculated point in a northerly corner of the NCDOT Property as described in Deed Book 4548, Page 789; thence leaving the aforesaid East Morehead Street right-of-way and running with the aforesaid NCDOT Property South 06-28-49 East 43.40 feet to an existing 1/4" iron rod in a northeasterly corner of the Morehead Tryon Properties LLC Property as described in Deed Book 16261, Page 452; thence leaving the aforesaid NCDOT Property and running with the aforesaid Morehead Tryon Properties LLC Property the following seventeen (17) courses and distances: 1) with the arc of a circular curve turning to the right having a radius of 43.00 feet and an arc length of 2.29 feet (chord: South 65-19-49 West 2.29 feet) to a new nail; 2) with the arc of a circular curve turning to the right having a radius of 430.26 feet and an arc length of 79.69 feet (chord: South 72-09-48 West 79.58 feet) to an existing 1/2" iron rod; 3) South 42-21-18 East 21.77 feet to a new nail; 4) with the arc of a circular curve turning to the right having a radius of 449.26 feet and an arc length of 64.31 feet (chord: South 80-06-52 West 64.26 feet) to a new nail; 5) South 84-07-49 West 55.95 feet to a new nail; 6) North 42-00-04 West 23.45 feet to an existing 1" iron pipe; 7) South 84-07-49 West 34.53 feet to a new nail; 8) South 05-52-11 East 2.00 feet to a new nail; 9) with the arc of a circular curve turning to the left having a radius of 267.00 feet and an arc length of 4.98 feet (chord: South 83-35-45 West 4.98 feet) to a new nail; 10) North 06-56-34 West 2.00 feet to a new nail; 11) with the arc of a circular curve turning to the left having a radius of 269.00 feet and an arc length of 35.01 feet (chord: South 79-19-56 West 34.99 feet) to a new nail; 12) South 14-23-46 East 2.00 feet to a new nail; 13) with the arc of a circular curve turning to the left having a radius of 267.00 feet and an arc length of 5.00 feet (chord: South 75-04-00 West 5.00 feet) to a new nail; 14) North 15-28-09 West 2.00 feet to a new nail; 15) with the arc of a circular curve turning to the left having a radius of 269.00 feet and an arc length of 36.05 feet (chord: South 70-54-08 West 36.03 feet to an existing nail; 16) with the arc of a circular curve turning to the left having a radius of 269.00 feet and an arc length of 54.91 feet (chord: South 61-12-54 West 54.81 feet) to a new nail; 17) with the arc of a circular curve turning to the left having a radius of 382.00 feet and an arc length of 46.24 feet (chord: South 51-28-15 West 46.21 feet) to the point and place of BEGINNING, containing 17,156 square December 13, 2021 Resolution Book 52, Page 368

feet or 0.3939 acres of land according to a survey by R.B. Pharr and Associates, P.A. dated July 21, 2021. Job No. 92992.



RESOLUTION TO CLOSE WEST AVENUE UNOPENED RIGHT-OF-WAY 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 West Avenue Unopened Right-of-Way which calls for a public hearing on the question; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close West Avenue Unopened Right-of-Way to be sent by registered or certified mail to all owners of property adjoining said right-of-way and prominently posted a notice of the closing and public hearing in at least two places along said street or alleys, 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 public hearing was held on the 13th day of December 2021, and City Council determined that closing West Avenue Unopened Right-of-Way 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 their 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 December 13, 2021, that the Council hereby orders the closing of West Avenue Unopened Right-of-Way 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 370-372.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.

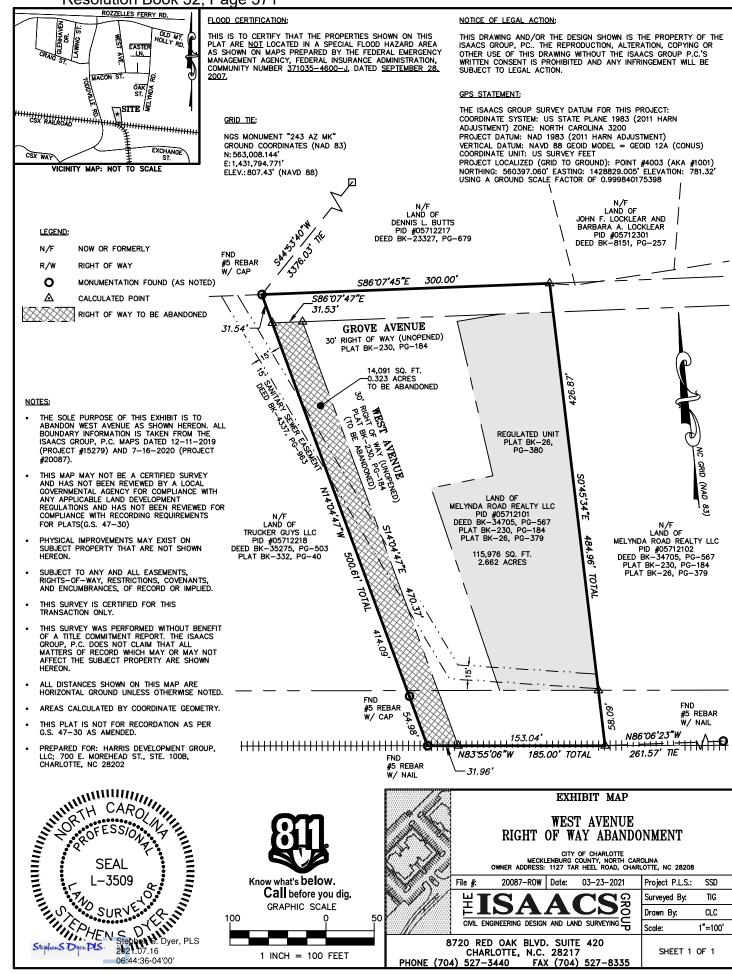


Exhibit B

RIGHT OF WAY ABANDONMENT WEST AVENUE PLAT BOOK-230, PAGE-184

COMMENCING AT AN EXISTING #5 REBAR WITH CAP IN THE SOUTHERLY LINE OF LAND NOW OR FORMERLY OF DENNIS L. BUTTS (DEED BK-23327, PG-679), A COMMON CORNER OF LANDS NOW OR FORMERLY OF MELYNDA ROAD REALTY LLC (DEED BK-34705, PG-567) AND THE NORTHERLY MARGIN OF GROVE AVENUE (PLAT BK-230, PG-184, 30' RIGHT OF WAY, UNOPENED), SAID POINT BEING LOCATED S44°53'40"W 3,373.03' OF NGS MONUMENT "243 AZ MK", HAVING GROUND COORDINATES N:563,008.144' AND E:1,431,794.771' (NAD83, 2011); THENCE TURNING AND RUNNING WITH SAID "MELYNDA ROAD" PROPERTY S14°04'47"E 31.54' TO A COMPUTED POINT, THE POINT AND PLACE OF BEGINNING, SAID POINT BEING THE INTERSECTION OF THE WESTERLY MARGIN OF WEST AVENUE (PLAT BK-230, PG-184) AND THE SOUTHERLY MARGIN OF SAID GROVE AVENUE, THENCE CONTINUING ALONG THE WESTERLY MARGIN OF SAID WEST AVENUE \$14°04'47"E 469.07' TO AN EXISTING #5 REBAR WITH NAIL IN THE CENTER OF RAIL ROAD TRACKS LYING WITHIN THE 100' CSX TRANSPORTATION RAILROAD RIGHT OF WAY (DEED BK-269, PG-650), PASSING AN EXISTING #5 REBAR WITH CAP AT 414.09'; THENCE TURNING AND RUNNING WITH SAID RAIL ROAD TRACKS \$83°55'06"E 31.96' TO A POINT; THENCE TURNING AND RUNNING ALONG THE EASTERLY MARGIN OF SAID WEST AVENUE N14°04'47"W 470.37' TO A POINT IN THE SOUTHERLY MARGIN OF SAID GROVE AVENUE, THENCE TURNING AND RUNNING WITH SAID GROVE AVENUE N86°07'47"W 31.53' TO THE POINT AND PLACE OF BEGINNING.

TOTAL AREA TO BE ABANDONDED: 14,091 SQ. FT. OR 0.323 ACRE.

RESOLUTION AUTHORIZING UPSET BID PROCESS

WHEREAS, the City of Charlotte ("City") owns a certain tract or parcel of real property containing 130.000 acres shown on Map Book 26, Page 227 of the Mecklenburg County Registry, and having Tax Parcel Number 113-291-02; and

WHEREAS, North Carolina General Statue §160A-269 permits the City to sell property by upset bid, after receipt of an offer for the property is made; and

WHEREAS, Crescent River District, LLC, has made an offer to purchase a portion of the above identified real property containing approximately 0.857 acres, including a temporary grading easement, both of which are more particularly described on Exhibit A, for future right of way improvements (hereafter, the "Property"); and

WHEREAS, Crescent River District, LLC, has paid the required five percent (5%) deposit on the offer.

THEREFORE, THE CITY OF CHARLOTTE CITY COUNCIL RESOLVES THAT:

- The City of Charlotte City Council ("City Council") authorizes the sale of the Property described above through the upset bid procedure of the North Carolina General Statute §160A-269.
- 2. The City Clerk shall cause a notice of the proposed sale to be published. The notice shall describe the Property and the amount of the offer, and shall state the terms under which the offer may be upset.
- 3. Persons wishing to upset the offer that has been received shall submit a qualifying increased bid to the office of the City Clerk within ten (10) days after the notice of sale is published.
- 4. If a qualifying increased bid is received, the City Clerk shall cause a new notice of upset bid to be published, and shall continue to do so until the 10 day period has passed without any qualifying upset bid having been received. At that time, the amount of the final high bid shall be reported to the City Council.
- 5. A qualifying increased bid is one that raises the existing offer by not less than ten percent (10%) of the first \$1,000.00 of that offer and five percent (5%) of the remainder of that offer.

- 6. A qualifying increased bid must also be accompanied by a deposit in the amount of five percent (5%) of the bid; the deposit may be made in cash, cashier's check, certified check, or other immediately available funds. The City will return the deposit on any bid not accepted, and will return the deposit on an offer subject to upset if a qualifying higher bid is received. At closing, the City will return the deposit of the final high bidder or credit the amount thereof toward the purchase price.
- 7. The terms of the final sale are that;
 - a. The offer that the City Council intends to accept, subject to the upset bid procedures provided by statute, is \$22,125.00. Any upset bids shall be based upon the total amount proposed to be accepted by the City Council. The final high bidder shall, before closing and at its expense, cause to be made a mutually acceptable survey of the Property.
 - b. Upon acceptance of the final high bid by the City Council, the high bidder shall have sixty (60) days from said approval to conduct title examinations and such environmental studies and examinations as Buyer deems necessary.
 - c. The City must approve the final high offer before the sale is closed, which it will consider, unless the Property is withdrawn from sale, within 30 days after the final upset bid period has passed.
 - d. The buyer must pay with cash, or other good funds, at the time of closing.
- 8. The City reserves the right to withdraw the Property from sale at any time before the final high bid is accepted, and the right to reject at any time all bids.
- 9. If there are no further qualifying upset bids, the City Council may accept the offer and sale the Property to the highest bidder.

Adopted this 13th day of December 2021

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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 373-377.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day

of December 2021.

EXHIBIT A

FEE SIMPLE AREA

COMMENCING at NGS Monument 'Horton', having North Carolina Grid Coordinates of N:530,272.85 and E:1,411,689.07; THENCE South 88 degrees 42 minutes 33 seconds West, a ground distance of 4,813.69 feet to the POINT OF BEGINNING; said point being an existing #4 rebar along the southerly line of Crescent River District, LLC (now or formerly) as described in Deed Book 32152, page 282 of the Mecklenburg County Registry; THENCE with the southerly line of the aforementioned Crescent River District, LLC North 81 degrees 47 minutes 00 seconds East, a distance of 47.05 feet to a calculated point at the centerline of Dixie River Road, an apparent 60-foot public right of way, and marking the southeasternmost corner of the aforementioned Crescent River District, LLC; THENCE along the centerline of Dixie River Road the following four (4) courses and distances: 1) [L1] South 42 degrees 25 minutes 02 seconds West, a distance of 101.34 feet to a calculated point; 2) THENCE [L2] South 46 degrees 04 minutes 23 seconds West, a distance of 203.67 feet to a calculated point; 3) THENCE [L3] South 47 degrees 02 minutes 46 seconds West, a distance of 257.09 feet to a calculated point; 4) THENCE South 46 degrees 07 minutes 10 seconds West, a distance of 412.06 feet to a calculated point within the centerline of Dixie River Road; THENCE leaving said centerline and with a new line the following five (5) courses and distances: 1) [L6] North 43 degrees 23 minutes 38 seconds West, a distance of 27.49 feet to a new right of way monument; 2) THENCE [L7] North 45 degrees 53 minutes 37 seconds East, a distance of 202.23 feet to a new right of way monument; 3) THENCE [L8] North 43 degrees 48 minutes 31 seconds East, a distance of 427.56 feet to a new right of way monument; 4) THENCE [L9] North 45 degrees 55 minutes 57 seconds East, a distance of 150.01 feet to a right of way monument; 5) THENCE [L10] North 46 degrees 20 minutes 52 seconds East, a distance of 134.42 feet to a right of way monument along the southerly line of the aforementioned Crescent River District, LLC; THENCE with said line North 81 degrees 47 minutes 00 seconds East, a distance of 26.58 feet to an existing #4 rebar and POINT OF BEGINNING, having an area of 0.857 Acres, all as shown on survey plat entitled "Dixie River Road Right of Way Dedication Plat," dated 1/5/2021 by Seth F. Martin, PLS of LDSI, Inc.

TEMPORARY GRADING EASEMENT AREA

COMMENCING at NGS Monument 'Horton', having North Carolina Grid Coordinates of N:530,272.85 and E:1,411,689.07; THENCE South 88 degrees 42 minutes 33 seconds West, a ground distance of 4,813.69 feet to an existing #4 rebar along the southerly line of Crescent River District, LLC (now or formerly) as described in Deed Book 32152, page 282 of the Mecklenburg County Registry; THENCE with the southerly line of the

aforementioned Crescent River District, LLC South 81 degrees 47 minutes 00 seconds West, a distance of 26.58 feet to a new right of way monument, being the POINT OF BEGINNING; THENCE leaving the line of the aforementioned Crescent River District, LLC with a new temporary grading easement line the following twenty-one (21) courses and distances: 1) [L10] South 46 degrees 20 minutes 52 seconds West, a distance of 134.42 feet to a new right of way monument; 2) THENCE [L9] South 45 degrees 55 minutes 57 seconds West, a distance of 150.01 feet to a new right of way monument; 3) THENCE [L8] South 43 degrees 48 minutes 31 seconds West, a distance of 427.56 feet to a new right of way monument; 4) THENCE [L7] South 45 degrees 53 minutes 37 seconds West, a distance of 172.66 feet to a calculated point; 5) THENCE [E1] North 28 degrees 06 minutes 25 seconds East, a distance of 52.38 feet to a calculated point; 6) THENCE [E2] North 45 degrees 53 minutes 37 seconds East, a distance of 122.50 feet to a calculated point; 7) THENCE [E3] North 43 degrees 48 minutes 31 seconds East, a distance of 151.69 feet to a calculated point; 8) THENCE [E4] North 18 degrees 36 minutes 49 seconds West, a distance of 8.86 feet to a calculated point; 9) THENCE [E5] South 45 degrees 46 minutes 10 seconds West, a distance of 7.10 feet to a calculated point; 10) THENCE [E6] North 18 degrees 36 minutes 49 seconds West, a distance of 4.62 feet to a calculated point; 11) THENCE [E7] North 48 degrees 23 minutes 58 seconds East, a distance of 6.96 feet to a calculated point; 12) THENCE [E8] North 18 degrees 36 minutes 49 seconds West, a distance of 13.97 feet to a calculated point; 13) THENCE [E9] North 46 degrees 39 minutes 14 seconds East, a distance of 14.39 feet to a calculated point; 14) THENCE [E10] North 19 degrees 38 minutes 46 seconds West, a distance of 7.73 feet to a calculated point; 15) THENCE [E11] North 47 degrees 26 minutes 12 seconds East, a distance of 4.66 feet to a calculated point; 16) THENCE [E12] South 17 degrees 10 minutes 26 seconds East, a distance of 7.80 feet to a calculated point; 17) THENCE [E13] North 46 degrees 37 minutes 13 seconds East, a distance of 141.32 feet to a calculated point; 18) THENCE [E14] North 46 degrees 36 minutes 42 seconds East, a distance of 150.00 feet to a calculated point; 19) THENCE [E15] North 46 degrees 36 minutes 41 seconds East, a distance of 151.67 feet to a calculated point; 20) THENCE [E16] North 81 degrees 25 minutes 14 seconds East, a distance of 9.88 feet to a calculated point; 21) THENCE [E17] North 45 degrees 05 minutes 30 seconds East, a distance of 50.35 feet to a calculated point along the southerly line of the aforementioned Crescent River District, LLC; THENCE with said line North 81 degrees 47 minutes 00 seconds East, a distance of 35.40 feet to the POINT OF BEGINNING, having an area of 0.474 Acres, all as shown on survey plat entitled "Dixie River Road Right of Way Dedication Plat," dated 1/5/2021 by Seth F. Martin, PLS of LDSI, Inc.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE AUTHORIZING THE CONVEYANCE OF CITY OWNED LAND LOCATED ALONG DENVER AVENUE TO STEELFAB, INC., FOR \$2,616,000.00

WHEREAS, the City of Charlotte owns property located along Denver Avenue, situated northeast of the Airport in Charlotte, North Carolina, and having tax identification numbers 06104303, 06104304, 06108148, 06108102, 06104317, 06104310, 06108138, 06104302, 06108150, 06108140, 06104306, 06104307, 06104301, 06104309, 06108141, 06108101, 06104308, 06108139, and 06104305, consisting of approximately 29.159 acres ("City Property").

WHEREAS, this proposed transaction will help further the Charlotte Airport's Part 150 Noise Compatibility Program by putting dormant land back into productive use.

WHEREAS, this property disposal will ensure that the subject property will be used in a manner that is compliant with airport operations as provided in Federal Aviation Administration regulation and policy.

WHEREAS, City of Charlotte Charter §8.22 authorizes the City to convey real property by private sale when it determines that the sale will advance or further any Council-adopted economic development or land use plan or policy.

WHEREAS, STEELFAB, INC. made an offer to purchase this property for the City's appraised amount of \$2,616,000.00, and pursuant G.S. 160A-269, on September 3, 2021, the City advertised this offer to purchase to solicit any upset bids during a 10-day period, and as no upset bids were received.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte pursuant to §8.22 of the City of Charlotte Charter, that it hereby authorizes the private sale of the above referenced Property as follows:

- 1. The City Manager or his Designee is authorized to execute all documents necessary to convey the Property described above to STEELFAB, INC., or its affiliate, upon the terms advertised.
- 2. The consideration for this conveyance is \$2,616,000.00 in accordance with an Offer to Purchase and Contract between the City and STEELFAB, INC.

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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 378.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHARLOTTE AUTHORIZING THE CONVEYANCE OF CITY OWNED LAND LOCATED ALONG STEELE CREEK ROAD TO FOUNDRY COMMERCIAL ACQUISITIONS, LLC, FOR \$9,650,000.00

WHEREAS, the City of Charlotte owns property located along Steele Creek Road, situated south of the Airport in Charlotte, North Carolina, and having portions of tax identification numbers 14121111, 14104123, 14121120 and 14121126, and the entirety of properties having tax identification numbers 14121101, 14121102, 14121103, 14122104, 14122103, 14122102 and 14122101, consisting of approximately 76.74 acres ("City Property").

WHEREAS, this proposed transaction will help further the Charlotte Airport's Part 150 Noise Compatibility Program by putting dormant land back into productive use.

WHEREAS, this property disposal will ensure that the subject property will be used in a manner that is compliant with airport operations as provided in Federal Aviation Administration regulation and policy.

WHEREAS, City of Charlotte Charter §8.22 authorizes the City to convey real property by private sale when it determines that the sale will advance or further any Council-adopted economic development or land use plan or policy.

WHEREAS, on March 1, 2021, the Aviation Department advertised a Request for Proposals for the sale and redevelopment of this property, pursuant G.S. 160A-268. The Airport received three (3) complete responses. The Airport Evaluation Committee selected the proposal offering the highest compensation and adherence to the deed restriction requirement, which was from Foundry Commercial Acquisitions, LLC.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte pursuant to §8.22 of the City of Charlotte Charter, that it hereby authorizes the private sale of the above referenced Property as follows:

- 1. The City Manager or his Designee is authorized to execute all documents necessary to convey the Property described above to Foundry Commercial Acquisitions, LLC, or its affiliate, upon the terms advertised.
- 2. The consideration for this conveyance is \$9,650,000.00 in accordance with a Letter of Intent dated August 2, 2021, between the City and Foundry Commercial Acquisitions, LLC.

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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 379-380.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day Stephanie C. Kelly

of December 2021.

RESOLUTION AUTHORIZING THE LEASE OF A PORTION OF THE JW CLAY PARKING DECK AT NORTH TRYON STREET AND JW CLAY BOULEVARD TO DIEUDONNE KAMBA

WHEREAS, the City of Charlotte owns property more particularly identified as tax parcel number 047-291-47 at the corner of North Tryon Street and JW Clay Boulevard in Charlotte, North Carolina, generally known as the LYNX Blue Line Extension JW Clay Parking Deck; and

WHEREAS Dieudonne Kamba ("Kamba") desires to lease an approximately 2,217 square foot retail suite (the "Suite") in the JW Clay Parking Deck for operation of a hair salon; and

WHEREAS, the City Council has determined that the Suite will not be needed by the City during the term of the proposed lease; and

WHEREAS, in consideration of the lease, Kamba has agreed to pay annual base rent for the first year of \$48,000, with three percent (3%) annual rental rate increases thereafter during the lease term; and

WHEREAS North Carolina General Statute §160A-272 and Charlotte City Charter §8.131 give the City the right and option to lease the Suite on such terms and conditions as it determines; and

WHEREAS, the required notice has been published, and City 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 Suite as follows:

THE CITY COUNCIL HEREBY APPROVES THE LEASE OF THE CITY PROPERTY DESCRIBED ABOVE TO DIEUDONNE KAMBA 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 13th day of DECEMBER 2021

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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 381.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.

Stephane & Selly

RESOLUTION PROVIDING APPROVAL OF A MULTIFAMILY HOUSING FACILITY TO BE KNOWN AS EIGHTH & TRYON IN THE CITY OF CHARLOTTE, NORTH CAROLINA AND THE FINANCING THEREOF WITH MULTIFAMILY HOUSING REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$17,000,000

WHEREAS, the City Council (the "City Council") of the City of Charlotte (the "City") met in Charlotte, North Carolina at 5:00 p.m. on the 13th day of December, 2021; and

WHEREAS, INLIVIAN (the "Issuer") has tentatively agreed to issue its multifamily housing revenue bonds in an amount not to exceed \$17,000,000 (the "Bonds"), for the purpose of financing the acquisition, construction and equipping by Horizon Development Properties, Inc., a North Carolina nonprofit corporation, or an affiliated or related entity (the "Borrower"), of a multifamily residential rental facility to be known as Eighth & Tryon (the "Development"); and

WHEREAS, the Development will consist of approximately 106 affordable housing units in one residential building and related facilities, located on an approximately 2.2-acre site at 426 N. Tryon Street in the City of Charlotte, Mecklenburg County, North Carolina; and

WHEREAS, such building will also contain 247 market rate apartment units that will be owned by a separate entity and are not being financed with the Bonds; and

WHEREAS, Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), requires that any bonds issued by the Issuer for the Development may only be issued after approval of the plan of financing by the City Council of the City following a public hearing with respect to such plan; and

WHEREAS, on September 15, 2021, the Issuer held a public hearing with respect to the issuance of the Bonds to finance, in part, the Development (as evidenced by the Certificate and Summary of Public Hearing attached hereto) and has requested the City Council to approve the issuance of the Bonds as required by the Code; and

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

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

1. The proposed housing development consisting of the acquisition, construction and equipping of the Development described above in the City of Charlotte, Mecklenburg County, North Carolina by the Borrower and the issuance of the Authority's multifamily housing revenue

bonds therefor in an amount not to exceed \$17,000,000 are hereby approved for purposes of Section 147(f) of the Code.

2. This resolution shall take effect immediately upon its passage.
Council member Egleston moved the passage of the foregoing resolution and Council member Newton seconded the motion, and the resolution was passed by the following vote:
Ayes: Council members <u>Ajmera, Winston, Phipps, Egleston, Graham, Watlington,</u> Johnson, Newton, Bokhari, Driggs Nays: <u>None</u>
Not voting: Eiselt

<u>CERTIFICATION</u>

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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 382-388.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.

Exhibit A

Certificate and Summary of Public Hearing

(Attached)

CERTIFICATE AND SUMMARY

The undersigned Executive Vice President of Development and the designated hearing officer of INLIVIAN hereby certifies as follows:

- 1. Notice of a public hearing (the "Hearing") to be held on November 15, 2021, with respect to the issuance of bonds by INLIVIAN for the benefit of Sugar Creek Apartments LLC, a North Carolina limited liability company, or an affiliate or subsidiary thereof (the "Borrower") was published on November 7, 2021, in *The Charlotte Observer*.
- 2. I was the hearing officer for the Hearing.
- 3. The following is a list of names and addresses of all persons who spoke at the Hearing:

None

4. The following is a summary of the oral comments made at the Hearing:

None

IN WITNESS WHEREOF, my hand this 15th day of November, 2021.

Connie Staudinger, Hearing Officer

Courte Janding ct

Resolution No: 2502

RESOLUTION

PROVIDE PRELIMINARY APPROVAL TO ISSUE REVENUE BONDS TO FINANCE THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF A NEW AFFORDABLE HOUSING DEVELOPMENT TO BE KNOWN AS 8TH & TRYON

WHEREAS, INLIVIAN (the "Authority") has been requested to assist an affiliated or related entity of Urban Atlantic and Horizon Development Properties, Inc. (the "Borrower") in financing the acquisition, construction and equipping of a 106-unit multifamily housing development to be known as 8th & Tryon and located at approximately 426 N. Tryon Street in Charlotte, North Carolina (the "Development"); and

WHEREAS, the Borrower has described to the Authority the benefits of the Development to the City of Charlotte and the State of North Carolina and has requested the Authority agree to issue its revenue bonds in such amounts as may be necessary to finance the costs of acquiring, constructing and equipping the Development; and

WHEREAS, the Authority is of the opinion that the Development is a facility which can be financed under the Act and that the financing of the same will be in furtherance of the purposes of the Act;

NOW, THEREFORE, BE IT RESOLVED BY INLIVIAN:

- 1. It is hereby found and determined that the Development will involve the acquisition, construction and equipping of a housing facility to serve persons of low and moderate income, and that therefore, pursuant to the terms and subject to the conditions hereinafter stated and the Act, the Authority agrees to assist the Borrower in every reasonable way to issue bonds to finance the acquisition, construction and equipping of the Development, and, in particular, to undertake the issuance of the Authority's revenue bonds (the "Bonds") in one or more series in an aggregate amount now estimated not to exceed Seventeen Million Dollars (\$17,000,000) to provide all or part of the cost of the Development.
- 2. The Authority intends that the adoption of this resolution be considered as "official action" toward the issuance of the Bonds within the meaning of Treasury Regulations Section 1.150-2 promulgated by the Internal Revenue Service pursuant to the Internal Revenue Code of 1986, as amended (the "Code").
- 3. The Bonds shall be issued in such series and amounts and upon such terms and conditions as are mutually agreed upon among the Authority and the Borrower. The Authority and the Borrower shall enter into a "financing agreement" pursuant to the Act for a term and upon payments sufficient to pay the principal of, premium, if any, and interest on the Bonds and to pay all of the expenses of the Authority in connection with the Bonds and the Development. The Bonds will be issued pursuant to an indenture or other agreement between the Authority and a trustee (the "Trustee") or the bondholder which will set forth the form and terms of the Bonds and will assign to the Trustee for the benefit of the holders of the Bonds, or directly to the bondholder, the Authority's rights to payments under the financing agreement. The Bonds shall not be deemed to constitute a debt or a pledge of the faith and credit of the State of North Carolina or any political subdivision or agency thereof, including the Authority and the City of Charlotte, but shall be

payable solely from the revenues and other funds provided under the proposed agreements with the Borrower.

- 4. The Authority will proceed, upon the prior advice, consent and approval of the Borrower, bond counsel and the Authority's counsel, to obtain approvals in connection with the issuance and sale of the Bonds, including, without limitation, from the City of Charlotte and, if applicable, the North Carolina Local Government Commission.
- 5. It having been represented to the Authority that it is desirable to proceed with the acquisition, construction and equipping of the Development, the Authority agrees that the Borrower may proceed with plans for such acquisition, construction and equipping, enter into contracts for the same, and take such other steps as it may deem appropriate in connection therewith, provided that nothing herein shall be deemed to authorize the Borrower to obligate the Authority without its written consent in each instance to the payment of any monies or the performance of any act in connection with the Development and no such consent shall be implied from the Authority's adoption of this resolution. The Authority agrees that the Borrower may be reimbursed from the proceeds of the Bonds for all qualifying costs so incurred by it as permitted by Internal Revenue Service Regulations Section 1.150-2.
- All obligations hereunder of the Authority are subject to the further agreement of 6. the Authority and the Borrower, to satisfactory review by the Authority of the financial capability of the Borrower and satisfactory underwriting of the Development, and mutual agreement to the terms for the Bonds, including the execution of a financing agreement, indenture, or security agreement and other documents and agreements necessary or desirable for the issuance, sale and delivery of the Bonds. The Authority has not authorized and does not authorize the expenditure of any funds or monies of the Authority from any source other than the issuance of the Bonds. All costs and expenses in connection with the financing and the acquisition, construction and equipping of the Development and the issuance of the Bonds, including the reasonable fees and expenses of the Authority, the Authority's counsel, bond counsel, and the agent or underwriter for the sale of the Bonds, shall be paid from the proceeds of the Bonds or by the Borrower, but if for any reason the Bonds are not issued, all such expenses shall be paid by the Borrower and the Authority shall have no responsibility therefor. It is understood and agreed by the Authority and the Borrower that nothing contained in this resolution shall be construed or interpreted to create any personal liability of the officers or commissioners from time to time of the Authority.
- 7. The officers of the Authority are hereby authorized and directed to take all actions in furtherance of the issuance of the Bonds, including calling for a public hearing with respect to the financing of the Development through the issuance of the Bonds.
- 8. McGuireWoods LLP, Raleigh, North Carolina, shall act as bond counsel for the Bonds.
 - 9. This resolution shall take effect immediately upon its passage.

RECORDING OFFICER'S CERTIFICATION

I, A. Fulton Meachem, Jr., the duly appointed Secretary of INLIVIAN, do hereby certify that this Resolution was properly adopted at a regular meeting held April 20, 2021.

By: A Fulton Meachem, Ir Secretary

RESOLUTION PROVIDING APPROVAL OF A MULTIFAMILY HOUSING FACILITY TO BE KNOWN AS SUGAR CREEK APARTMENTS IN THE CITY OF CHARLOTTE, NORTH CAROLINA AND THE FINANCING THEREOF WITH MULTIFAMILY HOUSING REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$23,000,000

WHEREAS, the City Council (the "City Council") of the City of Charlotte (the "City") met in Charlotte, North Carolina at 5:00 p.m. on the 13th day of December, 2021; and

WHEREAS, INLIVIAN (the "Issuer") has tentatively agreed to issue its multifamily housing revenue bonds in an amount not to exceed \$23,000,000 (the "Bonds"), for the purpose of financing the acquisition, construction and equipping by Sugar Creek Apartments LLC, a North Carolina limited liability company, or an affiliated or related entity (the "Borrower"), of a multifamily residential rental facility to be known as Sugar Creek Apartments (the "Development"); and

WHEREAS, the Development will consist of approximately 188 units and related facilities, located at approximately 230 West Sugar Creek Road in the City of Charlotte, Mecklenburg County, North Carolina; and

WHEREAS, Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"), requires that any bonds issued by the Issuer for the Development may only be issued after approval of the plan of financing by the City Council of the City following a public hearing with respect to such plan; and

WHEREAS, on November 15, 2021, the Issuer held a public hearing with respect to the issuance of the Bonds to finance, in part, the Development (as evidenced by the Certificate and Summary of Public Hearing attached hereto) and has requested the City Council to approve the issuance of the Bonds as required by the Code; and

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

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

1. The proposed housing development consisting of the acquisition, construction and equipping of the Development described above in the City of Charlotte, Mecklenburg County, North Carolina by the Borrower and the issuance of the Authority's multifamily housing revenue bonds therefor in an amount not to exceed \$23,000,000 are hereby approved for purposes of Section 147(f) of the Code.

2. This resolution shall take effect immediately upon its passage.
Council member <u>Egleston</u> moved the passage of the foregoing resolution and Council member <u>Newton</u> seconded the motion, and the resolution was passed by the following vote:
Ayes: Council members Ajmera, Winston, Phipps, Egleston, Graham, Watlington Johnson, Newton, Bokhari, Driggs Nays: None
Not voting: Eiselt
* * * * * *
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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13 th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 389-395.
WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13 th day of December 2021. Stephanie C. Kelly, City Clerk, MMC, NCCMC
of December 2021.

Exhibit A

Certificate and Summary of Public Hearing

(Attached)

CERTIFICATE AND SUMMARY

The undersigned Executive Vice President of Development and the designated hearing officer of INLIVIAN hereby certifies as follows:

- 1. Notice of a public hearing (the "Hearing") to be held on November 15, 2021, with respect to the issuance of bonds by INLIVIAN for the benefit of Sugar Creek Apartments LLC, a North Carolina limited liability company, or an affiliate or subsidiary thereof (the "Borrower") was published on November 7, 2021, in *The Charlotte Observer*.
- 2. I was the hearing officer for the Hearing.
- 3. The following is a list of names and addresses of all persons who spoke at the Hearing:

None

4. The following is a summary of the oral comments made at the Hearing:

None

IN WITNESS WHEREOF, my hand this 15th day of November, 2021.

Connie Staudinger, Hearing Officer

Courte Janding ct

Resolution No: 2501

RESOLUTION

PROVIDE PRELIMINARY APPROVAL TO ISSUE REVENUE BONDS TO FINANCE THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF AN AFFORDABLE HOUSING DEVELOPMENT TO BE KNOWN AS SUGAR CREEK APARTMENTS

WHEREAS, Sugar Creek Apartments LLC, a North Carolina limited liability company, or another affiliated or related entity of NRP Group LLC (the "Borrower"), has requested that INLIVIAN (the "Authority") assist it in financing the acquisition, construction and equipping of a 188-unit multifamily housing development to be known as Sugar Creek Apartments and located at approximately 230 W. Sugar Creek Road in Charlotte, North Carolina (the "Development"); and

WHEREAS, the Borrower has described to the Authority the benefits of the Development to the City of Charlotte and the State of North Carolina and has requested the Authority to agree to issue its revenue bonds in such amounts as may be necessary to finance the costs of acquiring, constructing and equipping the Development; and

WHEREAS, the Authority is of the opinion that the Development is a facility which can be financed under the Act and that the financing of the same will be in furtherance of the purposes of the Act:

NOW, THEREFORE, BE IT RESOLVED BY INLIVIAN:

- 1. It is hereby found and determined that the Development will involve the acquisition, construction and equipping of a housing facility to serve persons of low and moderate income, and that therefore, pursuant to the terms and subject to the conditions hereinafter stated and the Act, the Authority agrees to assist the Borrower in every reasonable way to issue bonds to finance the acquisition, construction and equipping of the Development, and, in particular, to undertake the issuance of the Authority's revenue bonds (the "Bonds") in one or more series in an aggregate amount now estimated not to exceed Twenty-Three Million Dollars (\$23,000,000) to provide all or part of the cost of the Development.
- The Authority intends that the adoption of this resolution be considered as "official action" toward the issuance of the Bonds within the meaning of Treasury Regulations Section 1.150-2 promulgated by the Internal Revenue Service pursuant to the Internal Revenue Code of 1986, as amended (the "Code").
- 3. The Bonds shall be issued in such series and amounts and upon such terms and conditions as are mutually agreed upon among the Authority and the Borrower. The Authority and the Borrower shall enter into a "financing agreement" pursuant to the Act for a term and upon payments sufficient to pay the principal of, premium, if any, and interest on the Bonds and to pay all of the expenses of the Authority in connection with the Bonds and the Development. The Bonds will be issued pursuant to an indenture or other agreement between the Authority and a trustee (the "Trustee") or the bondholder which will set forth the form and terms of the Bonds and will assign to the Trustee for the benefit of the holders of the Bonds, or directly to the bondholder, the Authority's rights to payments under the financing agreement. The Bonds shall not be deemed to constitute a debt or a pledge of

- the faith and credit of the State of North Carolina or any political subdivision or agency thereof, including the Authority and the City of Charlotte, but shall be payable solely from the revenues and other funds provided under the proposed agreements with the Borrower.
- 4. The Authority will proceed, upon the prior advice, consent and approval of the Borrower, bond counsel and the Authority's counsel, to obtain approvals in connection with the issuance and sale of the Bonds, including, without limitation, from the City of Charlotte and, if applicable, the North Carolina Local Government Commission.
- 5. It having been represented to the Authority that it is desirable to proceed with the acquisition, construction and equipping of the Development, the Authority agrees that the Borrower may proceed with plans for such acquisition, construction and equipping, enter into contracts for the same, and take such other steps as it may deem appropriate in connection therewith, provided that nothing herein shall be deemed to authorize the Borrower to obligate the Authority without its written consent in each instance to the payment of any monies or the performance of any act in connection with the Development and no such consent shall be implied from the Authority's adoption of this resolution. The Authority agrees that the Borrower may be reimbursed from the proceeds of the Bonds for all qualifying costs so incurred by it as permitted by Internal Revenue Service Regulations Section 1.150-2.
- 6. All obligations hereunder of the Authority are subject to the further agreement of the Authority and the Borrower, to satisfactory review by the Authority of the financial capability of the Borrower and satisfactory underwriting of the Development, and mutual agreement to the terms for the Bonds, including the execution of a financing agreement, indenture, or security agreement and other documents and agreements necessary or desirable for the issuance, sale and delivery of the Bonds. The Authority has not authorized and does not authorize the expenditure of any funds or monies of the Authority from any source other than the issuance of the Bonds. All costs and expenses in connection with the financing and the acquisition, construction and equipping of the Development and the issuance of the Bonds, including the reasonable fees and expenses of the Authority, the Authority's counsel, bond counsel, and the agent or underwriter for the sale of the Bonds. shall be paid from the proceeds of the Bonds or by the Borrower, but if for any reason the Bonds are not issued, all such expenses shall be paid by the Borrower and the Authority shall have no responsibility therefor. It is understood and agreed by the Authority and the Borrower that nothing contained in this resolution shall be construed or interpreted to create any personal liability of the officers or commissioners from time to time of the Authority.
- 7. The officers of the Authority are hereby authorized and directed to take all actions in furtherance of the issuance of the Bonds, including calling for a public hearing with respect to the financing of the Development through the issuance of the Bonds.
- 8. McGuireWoods LLP, Raleigh, North Carolina, shall act as bond counsel for the Bonds.
- 9. This resolution shall take effect immediately upon its passage.

* * * * * * * * * *

RECORDING OFFICER'S CERTIFICATION

I, A. Fulton Meachem, Jr., the duly appointed Secretary of INLIVIAN, do hereby certify that the foregoing Resolution was properly adopted at a regular meeting held April 20, 2021.

RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION OF ANNEXATION PURSUANT TO G.S. 160A-31 KENNINGTON AREA ANNEXATION

WHEREAS, a petition requesting annexation of the area described herein has been received; and

WHEREAS, the City Council has by resolution directed the City Clerk to investigate the sufficiency of the petition; and

WHEREAS, certification by the City Clerk as to the sufficiency of the petition has been made;

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

Section I. A public hearing on the question of annexation of the area described herein will be held during a remote meeting that is accessible via the Government Channel, the City's Facebook page, or the City's YouTube page at 6:30 p.m., or as soon thereafter as practicable, on January 10, 2022.

Section 2. The area proposed for annexation is described as follows:

LEGAL DESCRIPTION

Lying and being situate in Mecklenburg County, North Carolina and being more particularly described as follows: Commencing at a 1-inch iron pipe located on the western right of way line of Hood Road (60' right-of-way, MB 9, PG 409), said iron pipe being the northern corner of EHC Homes LP (DB 35626, PG 278) and having NC GRID coordinates of N: 552,493.52 feet and E: 1,495,500.53 feet (NAD 83-2011); THENCE North 52°33'41" East 35.48 feet to a point lying in the centerline of said Hood Road, the POINT OF BEGINNING. THENCE with the centerline of said Hood Road South 04°29'04" East 551.05' to a point, a corner with JDSI, LLC (DB 34755, PG 917); THENCE crossing the right of way of Hood Road and with the lines of said JDSI the following five calls: 1) South 85°33'01" West 579.16 feet to an iron pipe; 2) South 85°33'01" West 270.08 feet to an iron pipe; 3) South 52°33'34" West 1,037.88 feet to an iron pipe; 4) South 52°33'55" West 217.83 feet to an iron pipe; and 5) South 52°33'55" West 20.09 feet to a point in Reedy Creek; THENCE with Reedy Creek the following eleven calls:1) North 54°58'57" West 74.18 feet to a point; 2) North 41°46'16" West 36.64 feet to a point; 3) North 53°58'40" West 53.42 feet to a point; 4) North 69°06'43" West 27.93 feet to a point; 5) North 37°42'30" West 49.48 feet to a point; 6) North 52°59'37" West 60.31 feet to a point; 7) North 47°39'04" West 87.17 feet to a point; 8) North 46°28'16" West 82.14 feet to a point; 9) North 34°35'35" West 52.20 feet to a point; 10) North 48°16'32" West 40.98 feet to a point; and 11) North 39°43'24" West 42.75 feet to a point; THENCE leaving Reedy Creek and following the lines of Lidia Del Carmen Hernandez and Martires Porfirio Hernandez Saravia (DB 35594, PG 816, and being Lots 6-8 of Mayfield Park Subdivision, MB 14, PG 541) the following four calls: 1) North 35°03'10" East 17.20 feet to a rebar; 2) North 38°23'18" East 182.52 feet to a rebar; 3) North 38°12'03" East 184.88 feet to a rebar; and 4) North 38°10'44" East 102.25 feet to point in the line of Giang Tien Tran (DB 33558, PG 819, and being Lot 5, MB 14, PG 541); THENCE with the lines of said Giang Tien Tran the following three calls: 1) South 42°19'12" East 4.36 feet to a rebar; 2) North 38°12'07" East 101.24 feet to a rebar; and 3) North 42°17'08" West 4.40 feet to a point in the line of Karla P. Guevara Fuentes and Wilmer Gregorio Carranza (DB 34599, PG 916, being Lot 4, MB 14, PG 541); THENCE with the lines of said Fuentes and Carranza, Deborah Shoff (Lot 3, MB 14, PG 541), and Ernest & Brenda Butler (Lot 2, MB 14, PG 541) North 38°10'44" East 303.35 feet to a rebar, a corner with Wendell W. & Geneva McInnis et al (Lot 1, MB 14, PG 541);

THENCE with the line of said McInnis North 38°07'59" East 111.46 feet to a rebar in the right-of-way line of Rolling Wheels Road (60' right-of-way, MB 14, PGS 541 and 543); THENCE with said right-of-way North 38°14'06" East 60.90 feet to a rebar, a corner with Gary & Elizabeth Ramsey (Lot 14, MB 14, PG 543); THENCE with the line of said Ramsey North 38°12'24" East 114.60 feet to a rebar, a corner with Reina Es- pinoza (Lot 13, MB 14, PG 543); THENCE with the line of said Espinoza North 38°09'33" East 101.29 feet to a rebar, a corner with Carla Ewing (Lot 12, MB 14, PG 543); THENCE with the lines of said Ewing and M Stikeleather LLC (Lot 11, MB 14, PG 543) North 38°12'42" East 241.18 feet to an iron pipe, a corner with Jose Orlando Rivera Jr. and Santos A. Rivera (Lot 10, MB 14, PG 543); THENCE with the line of said Rivera North 38°06'55" East 149.82 feet to an iron pipe, a corner with Jose Ramirez and Maria G. Ortiz (Lot 9, MB 14, PG 543); THENCE withthe line of said Ramirez and Ortiz North 38°03'12" East 135.36 feet to an iron pipe, a corner with Carol McIntyre (Lot 8, MB 14, PG 543) and Ministerio Internacional Nueva Vida Inc (DB 28955, PG 421); THENCE with the line of said Ministerio North 38°23'46" East 200.57 feet to an iron pipe set, a corner with Andy Thomas Dulin (DB 5992, PG 138, being Tract 1 on MB 68, PG 138); THENCE with the lines of said Andy Thomas Dulin the following seven calls: 1) South 47°17'26" East 206.64 feet to an iron pipe set; 2) South 16°49'17" East 162.53 feet to an iron pipe set; 3) South 54°14'46" East 445.83 feet to an iron pipe set; 4) South 82°05'33" East 131.50 feet to an iron pipe set; 5) South 31°19'45" East 34.22 feet to an iron pipe set; 6) with a curve to the right having a radius of 278.00 feet, an arc length of 30.47 feet, and a chord bearing and distance of North 67°07'16" East, 30.46 feet to an iron pipe set; and 7) North 70°15'40" East, 292.72 feet to a point in the centerline of the aforementioned Hood Road; THENCE with the centerline of said Hood Road South 04°44'20" East 98.99 feet to a point, the POINT OF BEGINNING, containing 1,962,175 Square Feet, 45.05 Acres, more or less, excluding deed overlap with DB 33358, PG 819.

Section 3. Notice of the public hearing shall be published in the *Mecklenburg Times*, a newspaper having general circulation in the City of Charlotte, at least ten (10) days prior to the date of the public hearing.

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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 396-397.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day

of December 2021.

RESOLUTION DECLARING INTENT TO ABANDON AND CLOSE UNOPENED RIGHT-OF-WAY OFF ROCKY RIVER ROAD PARALLEL TO ROCKLAND DRIVE in the City of Charlotte, Mecklenburg County, North Carolina.

Whereas, David Hughes of nest Communities, LLC has filed a petition to close Unopened Right-of-Way off Rocky River Road parallel to Rockland Drive in the City of Charlotte; and

Whereas, Unopened Right-of-Way off Rocky River Road parallel to Rockland Drive containing 76,840 square feet or 1.764 acres as shown in the map marked "Exhibit A" and are 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, CMGC, 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 December 13, 2021, that it intends to close Unopened Right-of-Way off Rocky River Road parallel to Rockland Drive and that said right-of-way (or portion thereof) is more particularly described on a map. The public will take notice that, pursuant 160A-299 of the General Statutes of North Carolina, the City Council of the City of Charlotte has called a public hearing on the closure of Unopened Right-of-Way off Rocky River Road parallel to Rockland Drive, to be conducted at 6:30 p.m., or as soon thereafter as practicable, on Monday, the 10th day of January 2022 at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street; Charlotte, North Carolina 28202, by such method, including by remote participation as authorized by applicable law. The public hearing will be accessible in-person and remotely via https://charlottenc.legistar.com/Calendar.aspx. All interested parties are invited to present comments at the public hearing regarding the closure of Unopened Right-of-Way off Rocky River Road parallel to Rockland Drive. To speak at the public hearing, please call the City Clerk's Office at 704-336-2248, sign up online at https://charlottenc.gov/CityClerk/Pages/Speak.aspx, or sign up to speak in-person with the City Clerk prior to the start of the public hearing. Speakers who participate remotely must contact the City Clerk's Office by 9:00 a.m. on the day of the public hearing. Alternatively, public comments of 350 words or less on the subject of the public hearing may be submitted to the City Clerk's Office at cityclerk@charlottenc.gov, between publication of this notice and 24 hours prior to the scheduled time of the start of the public hearing. Anyone requiring special accommodations or information in an alternative format when participating remotely in the public hearing, please email charlotteada@charlottenc.gov or call 704-336-5271.

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

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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 398-399.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day

of December 2021.

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 13th day of December 2021 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 400-401.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.

Lephane & Kelly

December 13, 2021 Resolution Book 52, Page 401

Taxpayers and Refunds Requested

ATLAS URBAN HOMEOWNERS ASSOCIATION	208.86
BECKETT, ELLEN G	234.09
BUTTLE, MARILYN PIERRETTE	87.03
DEVON & BLAKELY	98.76
DIVINE BARREL BREWING LLC	158.07
DIVINE BARREL BREWING LLC	251.32
DIVINE BARREL BREWING LLC	399.36
EMSL ANALYTICAL INC	364.26
K2M DESIGN INC	275.91
LABRAKIS, PAVLOS	139.38
LANG, WILLIAM B	255.33
LS ENERGY SOLUTIONS	274.04
MCLEAN, LOMA	127.58
MYERS, JANE	788.80
REGINA REGENCY, LTD	61.19
SEAWRIGHT, HAROLD SANDERS	253.07
SNOW, CHARLES GOODRICH	5.81
TRYON STREET PROPERTIES LLC	23.05
TRYON STREET PROPERTIES LLC	40.09
VERITIV OPERATING COMPANY	713.90
WELLS FARGO BANK NA	42,998.31
WELLS FARGO BANK NA 144039	60,540.40
WELLS FARGO BANK NA 144039	81,355.84
WELLS FARGO BANK NA 144039	85,444.06
WELLS FARGO BANK NA 144039	105,993.54
	381,092.05

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 Hope Creek Sanitary Sewer Improvement**; 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 Little Hope Creek Sanitary Sewer Improvements Project estimated to 3,209 sq. ft. (0.07 ac.) in Permanent Utility Easement and 902 sq. ft. (0.02 ac.) in 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. 171-091-16 said property currently owned by Justin and Michelle McCartney, Trustees of the M. and J. McCartney Revocable Trust Agreement and or their owners' successors 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 402.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.

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 Hope Creek Sanitary Sewer Improvement**; 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 Little Hope Creek Sanitary Sewer Improvements Project estimated to 1,998 sq. ft. (0.05 ac.) in Permanent Utility Easement and 799 sq. ft. (0.02 ac.) in 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. 149-203-13 said property currently owned by Ramzi Kheireddine and or their owners' successors 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 403.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.

Sephanic Charlotte, North Carolina, this 13th day of December 2021.

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 Hope Creek Sanitary Sewer Improvement**; 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 Little Hope Creek Sanitary Sewer Improvements Project estimated to 2,277 sq. ft. (0.05 ac.) in Permanent Utility Easement and 909 sq. ft. (0.02 ac.) in 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. 149-203-12 said property currently owned by Rafic and Jouhaina Kheireddine and Karim and Glencora Helena Kheireddine and or their owners' successors 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 404.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.

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 Hope Creek Sanitary Sewer Improvement**; 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 Little Hope Creek Sanitary Sewer Improvements Project estimated to 2,014 sq. ft. (0.05 ac.) in Permanent Utility Easement and 826 sq. ft. (0.02 ac.) in 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. 149-203-11 said property currently owned by Paul E. Dubler and or their owners' successors 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 405.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.

Stephanie & Lefty

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 Hope Creek Sanitary Sewer Improvement; 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 Little Hope Creek Sanitary Sewer Improvements Project estimated to 2,006 sq. ft. (0.05 ac.) in Permanent Utility Easement and 648 sq. ft. (0.02 ac.) in 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. 149-203-04 said property currently owned by Gregory Edward Soule II and Sarah Noonan Soule Trustee or their successor in trust under In Soule We Trust, dated April 6, 2016 and or their owners' successors 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 406.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.

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 Hope Creek Sanitary Sewer Improvement**; 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 Little Hope Creek Sanitary Sewer Improvements Project estimated to 2,000 sq. ft. (0.05 ac.) in Permanent Utility Easement and 800 sq. ft. (0.02 ac.) in 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. 149-203-03 said property currently owned by Stephen John Ingersoll, II and Carling Anderson Ingersoll and or their owners' successors 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 407.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.

Tephanic Of Helly

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 Hope Creek Sanitary Sewer Improvement**; 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 Little Hope Creek Sanitary Sewer Improvements Project estimated to 1,296 sq. ft. (0.03 ac.) in Permanent Utility Easement and any additional property or interest as the City may determine to complete the Project as it relates to Tax Parcel No. 149-203-01 said property currently owned by Wesley M. Scott and Donna S. Scott and or their owners' successors 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 408.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.

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 Hope Creek Sanitary Sewer Improvement**; 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 Little Hope Creek Sanitary Sewer Improvements Project estimated to 1,780 sq. ft. (0.04 ac.) in Permanent Utility Easement and 774 sq. ft. (0.02 ac.) in 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. 149-183-26 said property currently owned by Daniel Hunter Courtney and or their owners' successors 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 409.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.

Tephanie & Legly

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 North Tryon Pressure Zone Boundary Change and 960 Zone N-S Transmission Main (WT Harris-Plott Road Water Transmission); 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 North Tryon Pressure Zone Boundary Change and 960 Zone N-S Transmission Main (WT Harris-Plott Road Water Transmission) Project estimated to 1,574 sq. ft. (0.04 ac.) in Permanent Utility Easement and 2,014 sq. ft. (0.05 ac.) in 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. 135-044-20 said property currently owned by Delilah Thompson and or their owners' successors 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 410.

WITNESS my hand and the corporate seal of the City of Charlotte. North Carolina, this 13th day of December 2021.

Tephanie & Lyly

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 North Tryon Pressure Zone Boundary Change and 960 Zone N-S Transmission Main (WT Harris-Plott Road Water Transmission; 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 North Tryon Pressure Zone Boundary Change and 960 Zone N-S Transmission Main (WT Harris-Plott Road Water Transmission Project estimated to 1,536 sq. ft. (0.04 ac.) in Permanent Utility Easement, plus 2,020 sq. ft. (0.05 ac.) in 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. 135-034-03 said property currently owned by Patricia A. Schadewald and Russell A. Brown and or their owners' successors 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 411.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.

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 **Upper Little Sugar Creek Trunk Sewer Atrium Segment**; 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 Upper Little Sugar Creek Trunk Sewer Atrium Segment Project estimated to 2,680 sq. ft. (0.06 ac.) in Permanent Sanitary Sewer Easement and any additional property or interest as the City may determine to complete the Project as it relates to Tax Parcel No. 153-021-35 said property currently owned by Douglas and Deborah Wyatt and or their owners' successors 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 412.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.

Stephane Control of Charlotte, North Carolina, this 13th day of December 2021.

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 **Upper Little Sugar Creek Trunk Sewer Atrium Segment**; 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 Upper Little Sugar Creek Trunk Sewer Atrium Segment Project estimated to 2,091 sq. ft. (0.05 ac.) in Permanent Sanitary Sewer Easement and any additional property or interest as the City may determine to complete the Project as it relates to Tax Parcel No. 153-021-34 said property currently owned by Elizabeth Katter Simonini and or their owners' successors 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 413.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.

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 **Upper Little Sugar Creek Trunk Sewer Atrium Segment**; 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 Upper Little Sugar Creek Trunk Sewer Atrium Segment Project estimated to 2,159 sq. ft. (0.05 ac.) in Permanent Sanitary Sewer Easement and any additional property or interest as the City may determine to complete the Project as it relates to Tax Parcel No. 153-021-32 said property currently owned by John C. Granzow and or their owners' successors 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 414.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.

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 **DIXIE RIVER ROAD WM EXTENSION**; 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 **DIXIE RIVER ROAD WM EXTENSION** and estimated to be:

1,394 sq. ft. (0.032 acre) of Permanent Utility Easement 1,869 sq. ft. (0.043 acre) of Water Line Easement;

and any additional property or interest as the City may determine to complete the Project as it relates to Tax Parcel No. 141-161-30, said property currently owned by **YADIRA FERNANDEZ**, **AND AMERICAN FAMILY HOMES**, **INC.**, or their owners' successors 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 415.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.

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 **DIXIE RIVER ROAD WM EXTENSION**; 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 **DIXIE RIVER ROAD WM EXTENSION** and estimated to be:

6,216 sq. ft. (0.143 acre) of Permanent Utility Easement 10,303 sq. ft. (0.237 acre) of Water Line Easement;

and any additional property or interest as the City may determine to complete the Project as it relates to Tax Parcel No. 141-161-20, said property currently owned by CHILDREN OF MARGARET L. GRIER, HEIRS AND LINEAL DESCENDANTS OF SAMUEL N. GRIER, ROBBIE LEE GRIER REVOCABLE LIVING TRUST AGREEMENT DATED MARCH 10, 2005, CHILDREN OF MARY BELL GRIER MITCHELL, HEIRS AND LINEAL DESCENDANTS OF MINNIE GRIER, HEIRS AND LINEAL DESCENDANTS OF MARSHALL GRIER or their owners' successors 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 416-417.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021

Stephane & Legly

of December 2021.

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 **DIXIE RIVER ROAD WM EXTENSION**; 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 DIXIE RIVER ROAD WM EXTENSION and estimated to be:

650 sq. ft. (0.015 acre) of Permanent Utility Easement;

and any additional property or interest as the City may determine to complete the Project as it relates to Tax Parcel No. 113-211-47, said property currently owned by MUHAMMAD NADEEM, AZRA PERVEEN SIDDIQUI, SHAHID MUHAMMAD, AND JAVAID MUHAMMAD, or their owners' successors 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 a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 13th day of December 2021, the reference having been made in Minute Book 155 and recorded in full in Resolution Book 52, Page(s) 418.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 13th day of December 2021.