

RESOLUTION TO CLOSE A PORTION OF THE ALLEYWAYS OFF OF CHAMBERLAIN AVENUE
IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

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

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close A Portion of the Alleyways off of Chamberlain 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, the public hearing was held on the 9th day of May 2022, and City Council determined that closing A Portion of the Alleyways off of Chamberlain 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 May 9, 2022, that the Council hereby orders the closing A Portion of the Alleyways off of Chamberlain 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 9th day of May 2022, the reference having been made in Minute Book 156 and recorded in full in Resolution Book 52, Page(s) 691-695.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9th day of May 2022.



A handwritten signature in cursive script that reads "Stephanie C. Kelly".

Stephanie C. Kelly, City Clerk, MMC, NCCMC



VICINITY MAP
(NOT TO SCALE)



REF: NC GRID (NAD 83) 2011

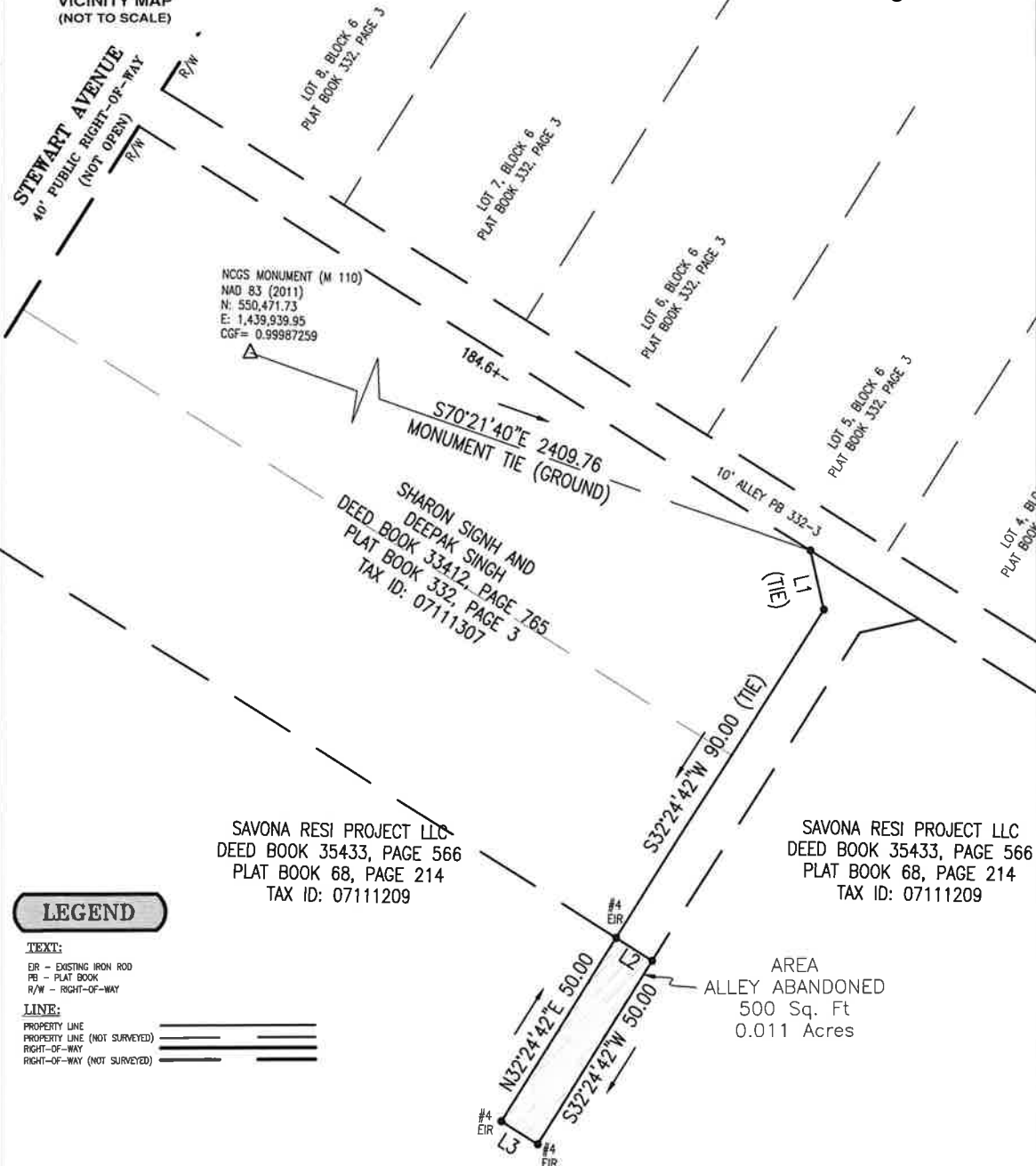
Exhibit A-1

GENERAL NOTES

1. ALL DISTANCES SHOWN ARE HORIZONTAL GROUND DISTANCES.
2. THE PURPOSE OF THIS EXHIBIT MAP IS TO SHOW ABANDONMENT OF AN EXISTING ALLEYWAY. NO BOUNDARY SURVEY WAS PERFORMED IN PREPARATION OF THIS MAP AND IS NOT TO BE USED FOR CONVEYANCES OR SALES.
3. THIS MAP IS NOT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.

May 9, 2022

Resolution Book 52, Page 692



LEGEND

TEXT:

ER - EXISTING IRON ROD
PB - PLAT BOOK
R/W - RIGHT-OF-WAY

LINE:

PROPERTY LINE
PROPERTY LINE (NOT SURVEYED)
RIGHT-OF-WAY
RIGHT-OF-WAY (NOT SURVEYED)

LINE TABLE		
LINE	BEARING	DISTANCE
L1	N12°35'18\"W	14.14
L2	S57°35'18\"E	10.00
L3	N57°35'18\"W	10.00

I, JAMES H. MAUNEY, JR., CERTIFY THAT THIS PLAT WAS PREPARED UNDER MY SUPERVISION AND THAT THIS PLAT WAS PREPARED FOR THE PURPOSE OF ACQUISITION AND EASEMENTS ONLY, AND IS NOT INTENDED TO BE A BOUNDARY SURVEY OF PROPERTY SHOWN.

JAMES H. MAUNEY JR., PLS

09/01/2021

DATE



SAVONA RESI PROJECT LLC
DEED BOOK 35433, PAGE 566
PLAT BOOK 68, PAGE 214
TAX ID: 07111209

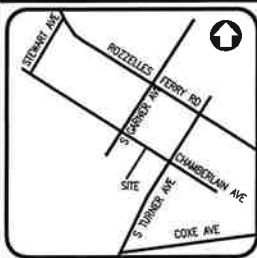
AREA
ALLEY ABANDONED
500 Sq. Ft
0.011 Acres

SAVONA RESI PROJECT LLC
326 S GARDNER ST
TAX ID#: 07111209
Deed Book: 35433, Page 566

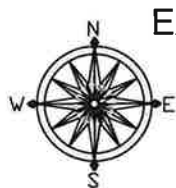
JAMES MAUNEY & ASSOCIATES, P.A.
PROFESSIONAL LAND SURVEYORS
6405 WILKINSON BLVD., SUITE 11
BELMONT, NC 28012
LICENSE NO. C-2373
TEL: 704-829-9623 - FAX: 704-829-9625
WWW.JAMESMAUNEY.COM JOB NO. 8396

JM DRAWN	1\"=30' SCALE
NA CREW	09/01/2021 DATE

PAGE 1 OF 1



VICINITY MAP
(NOT TO SCALE)



REF: NC GRID (NAD 83) 2011

Exhibit A-2

GENERAL NOTES

1. ALL DISTANCES SHOWN ARE HORIZONTAL GROUND DISTANCES
2. THE PURPOSE OF THIS EXHIBIT MAP IS TO SHOW ABANDONMENT OF AN EXISTING ALLEYWAY. NO BOUNDARY SURVEY WAS PERFORMED IN PREPARATION OF THIS MAP AND IS NOT TO BE USED FOR CONVEYANCES OR SALES
3. THIS MAP IS NOT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS

May 9, 2022

Resolution Book 52, Page 693

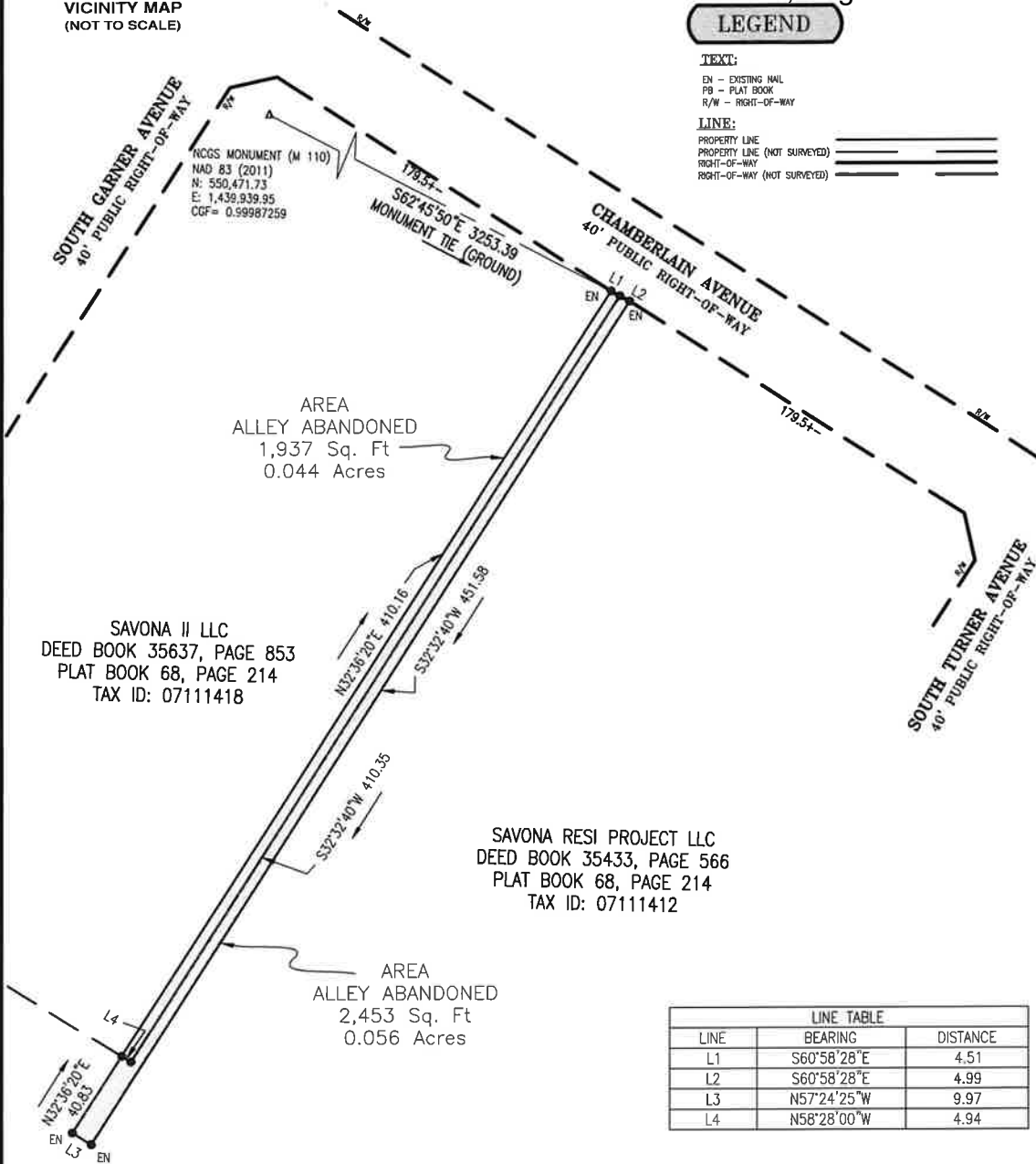
LEGEND

TEXT:

EN - EXISTING MAIL
PB - PLAT BOOK
R/W - RIGHT-OF-WAY

LINE:

PROPERTY LINE
PROPERTY LINE (NOT SURVEYED)
RIGHT-OF-WAY
RIGHT-OF-WAY (NOT SURVEYED)



SAVONA II LLC
DEED BOOK 35637, PAGE 853
PLAT BOOK 68, PAGE 214
TAX ID: 07111418

SAVONA RESI PROJECT LLC
DEED BOOK 35433, PAGE 566
PLAT BOOK 68, PAGE 214
TAX ID: 07111412

LINE TABLE		
LINE	BEARING	DISTANCE
L1	S60°58'28"E	4.51
L2	S60°58'28"E	4.99
L3	N57°24'25"W	9.97
L4	N58°28'00"W	4.94



I, JAMES H. MAUNEY, JR., CERTIFY THAT THIS PLAT WAS PREPARED UNDER MY SUPERVISION AND THAT THIS PLAT WAS PREPARED FOR THE PURPOSE OF ACQUISITION AND EASEMENTS ONLY, AND IS NOT INTENDED TO BE A BOUNDARY SURVEY OF PROPERTY SHOWN

JAMES H. MAUNEY, JR., PLS

09/01/2021
DATE

JM DRAWN	1"=60' SCALE
NA CREW	09/01/2021 DATE

SAVONA RESI PROJECT LLC
401 AND 411 S GARDNER ST
TAX ID#: 07111418, 07111412
Deed Book: 35433, Page 566

JAMES MAUNEY & ASSOCIATES, P.A.
PROFESSIONAL LAND SURVEYORS
6405 WILKINSON BLVD., SUITE 11
BELMONT, NC 28012
LICENSE NO. C-2373
TEL: 704-829-9623 - FAX: 704-829-9625
WWW.JAMESMAUNEY.COM JOB NO. 8396

Boundary Description
Close Alleyways off Chamberlain Ave

Alleyway Abandonment- Exhibits B-1

0.037 Acre

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

Commence at a point on the southerly margin of an existing 10 foot alleyway as recorded in Plat Book 332, page 3 of the Mecklenburg County Public Registry, said point being located approximately 184.6 feet from the easterly right-of-way of the unopened Stewart Avenue (40' public right-of-way), said point being further located South 70°21'40" East a distance of 2409.76 feet from NCGS MONUMENT (M 110) having NAD 83 grid coordinates last updated in 2011 of N: 550,471.73, E: 1,439,939.95 with a combined grid factor of 0.99987259, said point being the northeast corner of Sharon Signh and Deepak Singh property as described in Deed Book 33412, Page 765 of the Mecklenburg County Public Registry and run with the line of Sharon Signh and Deepak Singh the following two (2) courses and distances: (1) South 12°35'18" East a distance of 14.14 feet to a point (2) South 32°24'42" West a distance of 90.00 feet to an existing #4 iron rod being the true point or place of BEGINNING; and runs thence South 57°35'18" East a distance of 10.00 feet to a point on line of Savona Resi Project LLC property as described in Deed Book 35433, Page 566 of said Registry; thence along and with the line of Savona Resi Project LLC the following three (3) courses and distances: (1) South 32°24'42" West a distance of 50.00 feet to an existing #4 iron rod; (2) North 57°35'18" West a distance of 10.00 feet to an existing #4 iron rod; (3) North 32°24'42" East a distance of 50.00 feet to a point being the point or place of BEGINNING, containing 500 Square Feet, or 0.011 Acre.

Alleyway Abandonment- Exhibit B-2
0.101 Acre

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

Beginning at a point on the southerly right-of-way margin of Chamberlain Avenue (40' public right-of-way) said point being the northeast corner of Savona II, LLC property as described in Deed Book 35637, Page 853 of the Mecklenburg County Public Registry, said point being located approximately 179.5 feet from the easterly intersection of South Garner Avenue (40' public right-of-way), said point being further located South 62°45'50" East a distance of 3253.39 from NCGS MONUMENT (M 110) having NAD 83 grid coordinates last updated in 2011 of N: 550,471.73, E: 1,439,939.95 with a combined grid factor of 0.99987259 and runs thence along and with the existing southerly right of way of Chamberlain Avenue South 60°58'28" East a distance of 9.51 feet to a point being a northwest corner of Savona Resi Project LLC property as described in Deed Book 35433, Page 214 of said Registry; thence along and with the line of Savona Resi Project LLC and continuing with the line of Savona II, LLC property as described in Deed Book 35637, Page 853 the following three courses and distances: (1) South 32°32'40" West a distance of 451.58 feet to a point; (2) North 57°24'25" West a distance of 9.97 feet to a point; (3) North 32°36'20" East a distance of 450.99 feet to a point being the point or place of BEGINNING, containing 4390 Square Feet, or 0.101 Acres

RESOLUTION TO CLOSE A PORTION OF THE ALLEYWAY BETWEEN FOUNTAIN VIEW AND GARDEN TERRACE AND A PORTION OF THE ALLEYWAY OFF SCOTT AVENUE IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

WHEREAS, pursuant to the provisions of Chapter 160A-299 of the General Statutes of North Carolina, the City Council has caused to be published a Resolution of Intent to close a Portion of the Alleyway between Fountain View and Garden Terrace and a Portion of the Alleyway off Scott Avenue which calls for a public hearing on the question; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close a Portion of the Alleyway between Fountain View and Garden Terrace and a Portion of the Alleyway off Scott 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 Charlotte Water 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 public hearing was held on the 9th day of May 2022, and City Council determined that closing a Portion of the Alleyway between Fountain View and Garden Terrace and a Portion of the Alleyway off Scott 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 May 9, 2022, that the Council hereby orders the closing a Portion of the Alleyway between Fountain View and Garden Terrace and a Portion of the Alleyway off Scott 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 9th day of May 2022, the reference having been made in Minute Book 156 and recorded in full in Resolution Book 52, Page(s) 696-703.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9th day of May 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

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

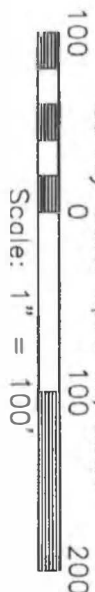
CALL BEFORE YOU DIG
1-800-632-4949

EXHIBIT

Exhibit A-1
Sheet 1 of 2

ALLEY ABANDONMENT SURVEY
Carolina Realty Co. Property
East Dilworth

CHARLOTTE, MECKLENBURG COUNTY, N.C.
Prepared for The Charlotte-Mecklenburg Hospital Authority
Survey Date: April 16, 2021



A.G. ZOUTEWELLE
SURVEYORS

1418 East Fifth St. Charlotte, NC 28204
Phone: 704-372-9444 Fax: 704-372-9555
Firm License Number: C-1054

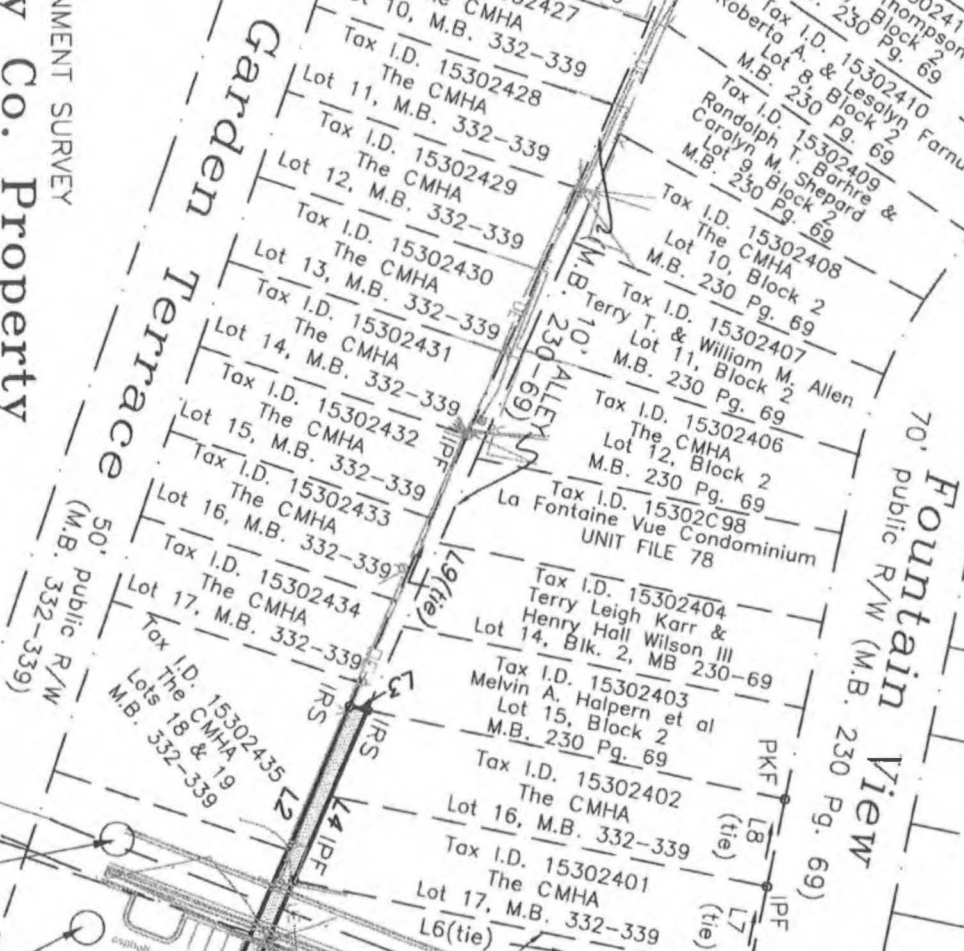
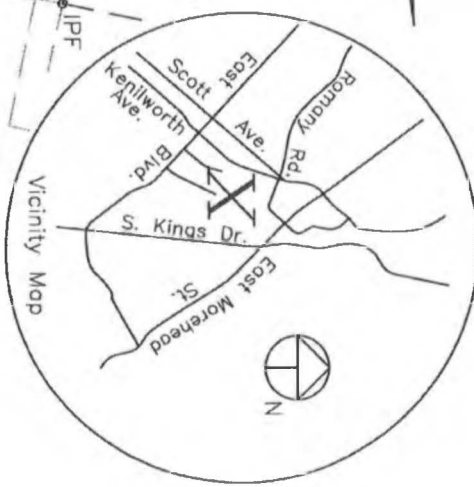
Tax I.D. 15302436
The CMHA
Lot 20, M.B. 332-339

Tax I.D. 15302437
The CMHA
Lot 21, M.B. 332-339

Tax I.D. 15301124
The Charlotte-Mecklenburg
Hospital Authority
D.B. 1848 Pg. 54,
D.B. 2405 Pg. 249



approx. location 20'
per D.B. 6354 Pg. 378
Duke Power Co. Esm't



NUMBER	DIRECTION	DISTANCE
L1	S 71°07'40" E	10.23'
L2	S 31°04'25" W	178.64'
L3	N 70°19'32" W	10.20'
L4	N 31°04'26" E	102.57'
L5	N 31°04'19" E	75.92'
L6	N 70°38'11" W	243.56'
L7	S 19°13'10" W	50.00'
L8	S 19°22'27" W	49.14'
L9	S 31°04'25" W	164.90'

STATE OF NORTH CAROLINA, Mecklenburg County

THIS SURVEY IS CERTIFIED TO The Charlotte-Mecklenburg Hospital Authority:

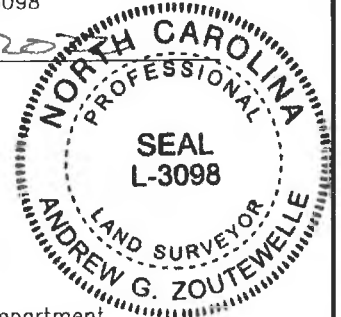
I, ANDREW G. ZOUTEWELLE, do hereby certify that this map was drawn from an actual field survey performed under my supervision; that the precision is 1:15,000; that the angular precision is less than 7.5 seconds per angle; that this map is not intended to meet GS 47-30 recording requirements.

May 9, 2022

Resolution Book 52, Page 699

Andrew G. Zoutewelle
NC PLS# L-3098

2-20-2022
Date



GENERAL NOTES

1. Tax Identification Numbers shown hereon per Mecklenburg County GIS.
2. Area of alleyway to be abandoned is 1,785 S.F. (or 0.0410 acre), as computed by coordinates.
3. Alleyway is shown on plat recorded in Map Book 230 Page 69, Mecklenburg County Register of Deeds.
4. This survey does not reflect a complete title examination which may reveal additional easements, restrictions and other matters of title.
5. This survey reflects utilities as per (1) observed surface indications; (2) Charlotte Water (CW) Department customer service maps; (3) surface paint designation markings provided by the NC ONECALL Utility Location Service (1-800-632-4949), and (4) based on prior surveys by this firm. There may be additional utilities not shown. See caution note.
6. Per FEMA Flood Insurance Rate Map 3710455300K dated 02-19-2014, this property does not lie within a designated flood hazard area.
7. Grid orientation and control established by multiple sessions of RTK observations (Minimum 120 Epochs of RTK readings per session, PDOP values of less than 3 for all sessions). The RTK observations utilized the GPS and GLOSNASS constellations.
8. Easement in favor of Charlotte Water over, upon, across and under the area Petitioned to be abandoned for ingress, egress and regress to access its existing 8 inch sewer main for the maintenance, replacement and repair of such sewer main. No permanent structure may be constructed over this easement area unless the 8 inch sewer main is relocated and the easement is terminated.

LEGEND

IPF	iron pipe found
IRF/S	rebar (pin) found/set
MB,DB	record map/deed book references
CNF	Concrete Nail found
conc.	concrete
s.f.	square feet (by coordinates)
□	catch basin
⊗	gas meter
⊕	gas valve
↑	guy anchor
⊙	fire hydrant
⊛	light pole
⊙	utilities pole
⊕	electric manhole
⊕	storm drain manhole
⊕	sanitary sewer manhole
⊕	telephone manhole
⊕	water meter
⊕	water valve
CMHA	Charlotte-Mecklenburg Hospital Authority
-G-	underground gas line
-UT-	underground telecom line
-W-	water line
-SS-	sanitary sewer line
-E-	underground electric
-OE-	overhead utilities

GPS METADATA NOTE

Class of Survey: "A" (horizontal); "C" (vertical)

Type of GPS field procedure: RTK/GNSS

Dates of Survey: 10-08-2012

Point positional accuracy at 95% confidence: Horizontal - 0.017 m
Vertical - 0.047 m.

Datum and Epoch: NAD83-2011 (Epoch 2010.0000)

Designation of fixed control stations: NCGS CORS network stations

Geoid model used: GEOID_12A

Combined Grid Factor: 0.99984784.

All distances shown hereon are horizontal ground distances.

Vertical datum is NAVD88.

ALLEY ABANDONMENT SURVEY

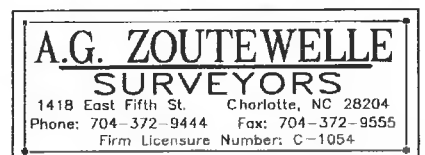
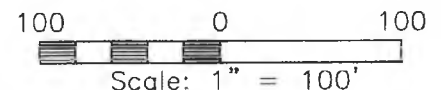
Carolina Realty Co. Property
East Dilworth

CHARLOTTE, MECKLENBURG COUNTY, N.C.

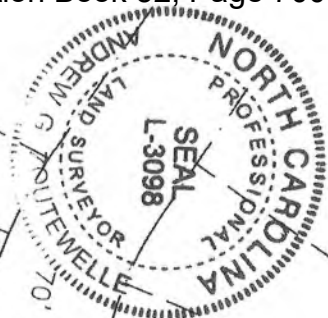
Prepared for The Charlotte-Mecklenburg Hospital Authority

Survey Date: April 16, 2021

Exhibit A-1
Sheet 2 of 2



NUMBER	DIRECTION	DISTANCE
L1	N 19°38'45" E	116.53'
L2	S 70°33'05" E	9.40'
L3	S 19°26'55" W	63.94'
L4	S 19°27'46" W	52.60'
L5	N 70°32'14" W	9.79'
L6	N 48°23'59" W	47.01'
L7	N 41°29'42" E	52.12'
L8	S 19°27'46" W	16.96'
L9	S 70°28'30" E	199.49'
L10	S 19°04'56" W	49.87'
L11	N 19°38'45" E	10.00'
L12	N 19°26'55" E	33.14'



2/22/2022
ALLEY ABANDONMENT SURVEY
Scott Avenue Alley

CHARLOTTE, MECKLENBURG COUNTY, N.C.
Prepared for The Charlotte-Mecklenburg Hospital Authority
Survey Date: April 16, 2021

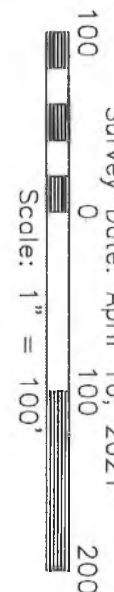
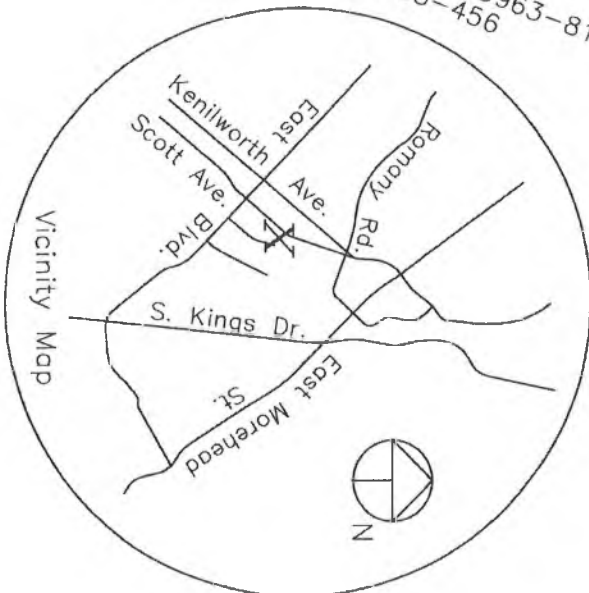


EXHIBIT
A-2

A.G. ZOUTEWELLE
SURVEYORS
1418 East Fifth St. Charlotte, NC 28204
Phone: 704-372-9444 Fax: 704-372-9555
Firm License Number: C-1054

Exhibit A-2
Sheet 1 of 2



The Charlotte-Mecklenburg Hospital Authority
Tax I.D. 15301124
DB 1108-241, DB 3963-816,
DB 4135-456

Tax I.D. 15302529
The CMHA
Lot 15, Block 1
M.B. 230 Pg. 69
L9(tie)

Tax I.D. 15302530
The CMHA
Lot 15, Block 1
M.B. 230 Pg. 69

Buchanan St.
Tax I.D. 15302502
Daisy & James Payseur
Lot 3, MB 332-384

Scott Ave.
Tax I.D. 15302501
The Charlotte-Mecklenburg Hospital Authority
Lots 4 & 5, M.B. 332-384

Pierce St.

50' Public R/W (MB 230-55)

NC GRID (NAD83-CORS96)

May 9, 2022

STATE OF NORTH CAROLINA, Mecklenburg County

Resolution Book 52, Page 701

THIS SURVEY IS CERTIFIED TO The Charlotte-Mecklenburg Hospital Authority:

*** CAUTION NOTE ***

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NOT SHOWN HEREON. IT IS THE CONTRACTOR'S
RESPONSIBILITY TO VERIFY THEIR LOCATIONS.

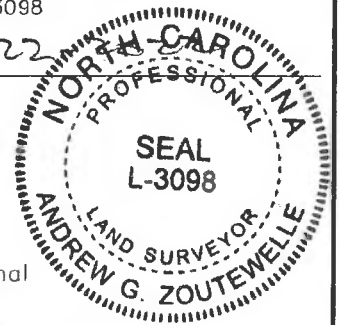
CALL BEFORE YOU DIG
1-800-632-4949

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

Andrew G. Zoutewelle
NC PLS# L-3098

GENERAL NOTES

1. Tax Identification Numbers shown hereon per Mecklenburg County GIS.
2. Area of alleyway to be abandoned is 1,119 S.F. (or 0.0257 acre), as computed by coordinates.
3. Alleyway is shown on plat recorded in Map Book 332 Page 384, Mecklenburg County Register of Deeds.
4. This survey does not reflect a complete title examination which may reveal additional easements, restrictions and other matters of title.
5. This survey reflects utilities as per (1) observed surface indications; (2) Charlotte Water (CW) Department customer service maps, and (3) surface point designation markings provided by the NC ONE-CALL Utility Location Service (1-800-632-4949), and are based on prior surveys by this firm. There may be additional utilities not shown. See caution note.
6. Per FEMA Flood Insurance Rate Map 3710455300K dated 02-19-2014, this property does not lie within a designated flood hazard area.
7. Grid orientation and control established by multiple sessions of RTK observations (Minimum 120 Epochs of RTK readings per session, PDOP values of less than 3 for all sessions). The RTK observations utilized the GPS and GLOSNASS constellations. See metadata note.



LEGEND

IPF	iron pipe found
IRF/S	rebar (pin) found/set
MB,DB	record map/deed book references
CNF	Concrete Nail found
●	P/K nail set
conc.	concrete
s.f.	square feet (by coordinates)
□	catch basin
⊗	gas meter
⊕	gas valve
⊙	guy anchor
⊗	fire hydrant
⊕	light pole
⊙	utilities pole
⊗	electric manhole
⊕	storm drain manhole
⊙	sanitary sewer manhole
⊗	telephone manhole
⊕	water meter
⊙	water valve
CMHA	Charlotte-Mecklenburg Hospital Authority
—G—	underground gas line
—UT—	underground telecom line
—W—	water line
—SS—	sanitary sewer line
—E—	underground electric
—OE—	overhead utilities

GPS METADATA NOTE

Class of Survey: "A" (horizontal); "C" (vertical)

Type of GPS field procedure: RTK/GNSS

Dates of Survey: 10-08-2012

Point positional accuracy at 95% confidence: Horizontal — 0.017 m
Vertical — 0.047 m.

Datum and Epoch: NAD83-2011 (Epoch 2010.0000)

Designation of fixed control stations: NCGS CORS network stations

Geoid model used: GEOID_12A

Combined Grid Factor: 0.99984784.

All distances shown hereon are horizontal ground distances.

Vertical datum is NAVD88.

ALLEY ABANDONMENT SURVEY

Scott Avenue Alley

CHARLOTTE, MECKLENBURG COUNTY, N.C.

Prepared for The Charlotte-Mecklenburg Hospital Authority

Survey Date: April 16, 2021

100 0 100 200



Scale: 1" = 100'

A.G. ZOUTEWELLE
SURVEYORS

1418 East Fifth St. Charlotte, NC 28204
Phone: 704-372-9444 Fax: 704-372-9555
Firm Licensure Number: C-1054

Exhibit A-2
Sheet 2 of 2

Legal Description
Garden Terrace Alleyway Abandonment Area


BEING all that certain portion of alleyway located within the City of Charlotte, Mecklenburg County, North Carolina, and being known as a portion of the Garden Terrace Alley as shown on that certain plat recorded in Map Book 230 Page 69 of the Mecklenburg County Registry, and being more particularly described as follows:

BEGINNING at an existing iron pipe ("Beginning Point") located at the common easterly or southeasterly rear corner of Lots 17 and 18 in Block 2 as shown on that certain plat entitled "Map of Carolina Realty Co. Property East Dilworth" recorded in Map Book 230 Page 69 of the Mecklenburg County Registry, said existing iron pipe Beginning Point being also located on the northwesterly margin of that certain 10-foot alleyway located within Block 2 as shown on the said plat entitled "Map of Carolina Realty Property East Dilworth", said existing iron pipe Beginning Point being also located South 70-38-11 East 243.56 feet from an existing iron pipe ("Commencement Point") located at the common westerly or northwesterly front corner of the said Lots 17 and 18, and running thence from said POINT AND PLACE OF BEGINNING following along the northwesterly margin of the said 10-foot alleyway and continuing across the said alleyway along the southeasterly line of that certain property conveyed to The Charlotte-Mecklenburg Hospital Authority by deed recorded in Deed Book 2504 Page 99 of the Mecklenburg County Registry North 31-04-19 East 75.92 feet to a new iron rebar; thence following along the northerly or northeasterly margin of the said 10-foot alleyway shown on the said Map Book 230 Page 69 of the Mecklenburg County Registry South 71-07-40 East 10.23 feet to a new iron rebar; thence following along the southeasterly margin of the said 10-foot alleyway South 31-04-25 West 178.64 feet to a new iron rebar; thence crossing the said 10-foot alleyway along a new line North 70-19-32 West 10.20 feet to a new iron rebar; thence following along the northwesterly margin of the said 10-foot alleyway North 31-04-26 East 102.57 feet to the point and place of BEGINNING, containing 1,785 square feet, more or less, as shown on a map of survey conducted by Andrew G. Zoutewelle, North Carolina Professional Land Surveyor No. L-3098, dated April 16, 2021.

AGZ
2-20-2022

ALLEY ABANDONMENT SURVEY
Carolina Realty Co. Property
East Dilworth

CHARLOTTE, MECKLENBURG COUNTY, N.C.
Prepared for The Charlotte-Mecklenburg Hospital Authority

Survey Date: April 16, 2021
100 0 100 200

Scale: 1" = 100'

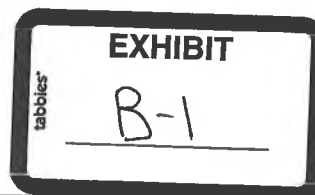
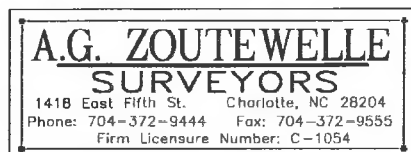


Exhibit B-1

Legal Description Scott Avenue Alleyway

BEING all that certain portion of alleyway located within the City of Charlotte, Mecklenburg County, North Carolina, and fronting on Scott Avenue near its intersection with Buchanan Street, and being known as a portion of the Scott Avenue alley as shown on those certain plats recorded in Map Book 230 Page 69 and in Map Book 332 Page 384 both of the Mecklenburg County Registry, and being more particularly described as follows:

BEGINNING at an existing iron rebar ("Beginning Point") located at the southeasterly corner of Lot 4 as shown on that certain plat recorded in Map Book 332 Page 384 of the Mecklenburg County Registry, said existing iron rebar Beginning Point being also the northeasterly corner of Lot 3 as shown on the said plat recorded in Map Book 332 Page 384 of the Mecklenburg County Registry, said existing iron rebar Beginning Point being also located South 48-23-59 East 47.01 feet from an existing iron pipe ("Commencement Point") located at the common westerly front corner of the said Lots 3 and 4, and running thence from said POINT AND PLACE OF BEGINNING along the westerly margin of that certain alleyway shown on those certain plats recorded in Map Book 230 Page 69 and in Map Book 332 Page 384 both of the Mecklenburg County Registry North 19-38-45 East 116.53 feet to a point; thence along a new line crossing the said alleyway near the existing loop driveway entrance serving Atrium Main Hospital (also known as Carolinas Medical Center main campus) South 70-33-05 East 9.40 feet to a point; thence along the easterly margin of the said alleyway the following two (2) calls: (1) South 19-26-55 West 63.94 feet to an existing iron pipe and (2) South 19-27-46 West 52.60 feet to a new iron rebar; thence crossing the said alleyway North 70-32-14 West 9.79 feet to the point and place of BEGINNING, containing 1,119 square feet, more or less, as shown on a map of survey conducted by Andrew G. Zoutewelle, North Carolina Professional Land Surveyor No. L-3098, dated April 16, 2021.

Andrew G. Zoutewelle
2-22-2022

ALLEY ABANDONMENT SURVEY

Scott Avenue Alley

CHARLOTTE, MECKLENBURG COUNTY, N.C.

Prepared for The Charlotte-Mecklenburg Hospital Authority

Survey Date: April 16, 2021

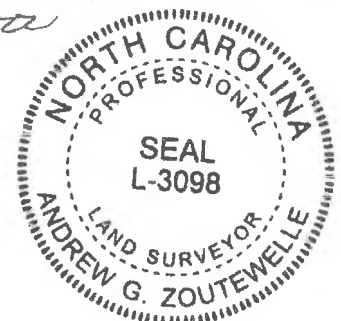
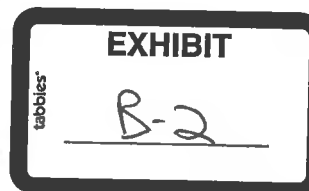
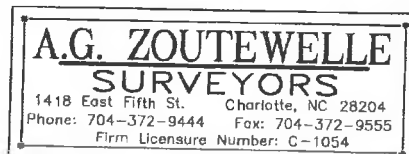
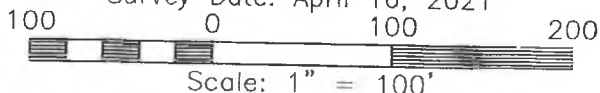


Exhibit B-2

RESOLUTION TO CLOSE A PORTION OF FOUNTAIN VIEW AND GARDEN TERRACE RIGHT-OF-WAYS 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 Fountain View and Garden Terrace Right-of-Ways 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 Fountain View and Garden Terrace Right-of-Ways 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 Charlotte Water 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 Storm Water 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 Storm Water facilities, the existing facilities are noted on the attached map marked "Exhibit A"; and

WHEREAS, the public hearing was held on the 9th day of May 2022, and City Council determined that closing a Portion of Fountain View and Garden Terrace Right-of-Ways 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 May 9, 2022, that the Council hereby orders the closing a Portion of Fountain View and Garden Terrace Right-of-Ways 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 9th day of May 2022, the reference having been made in Minute Book 156 and recorded in full in Resolution Book 52, Page(s) 704-711.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9th day of May 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

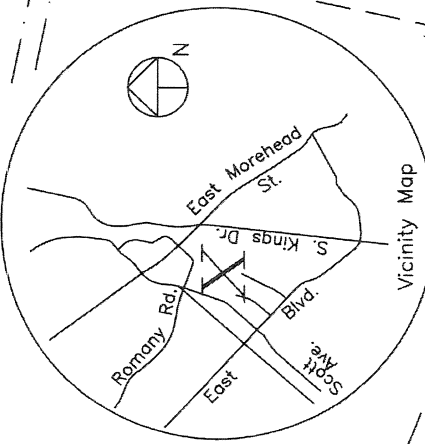


EXHIBIT
A-1

Fountain View
70' public R/W (M.B. 230 Pg. 69)

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

CALL BEFORE YOU DIG
1-800-632-4949

NUMBER	DIRECTION	DISTANCE
L1	N 19°19'54" E	30.27'
L2	N 44°50'21" W	77.59'
L3	N 19°30'55" E	7.49'
L4	S 71°00'45" E	69.82'
L5	S 70°40'06" E	15.21'
L6	S 19°19'54" W	72.00'
L7	N 70°38'11" W	15.21'
L8	S 19°13'10" W	50.00'
L9	S 19°22'27" W	49.14'
L10	S 19°30'55" W	63.94'

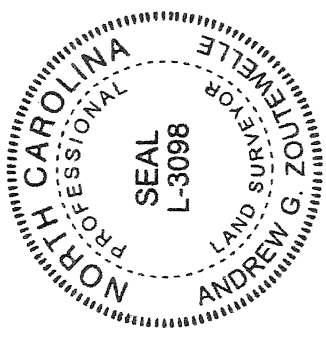
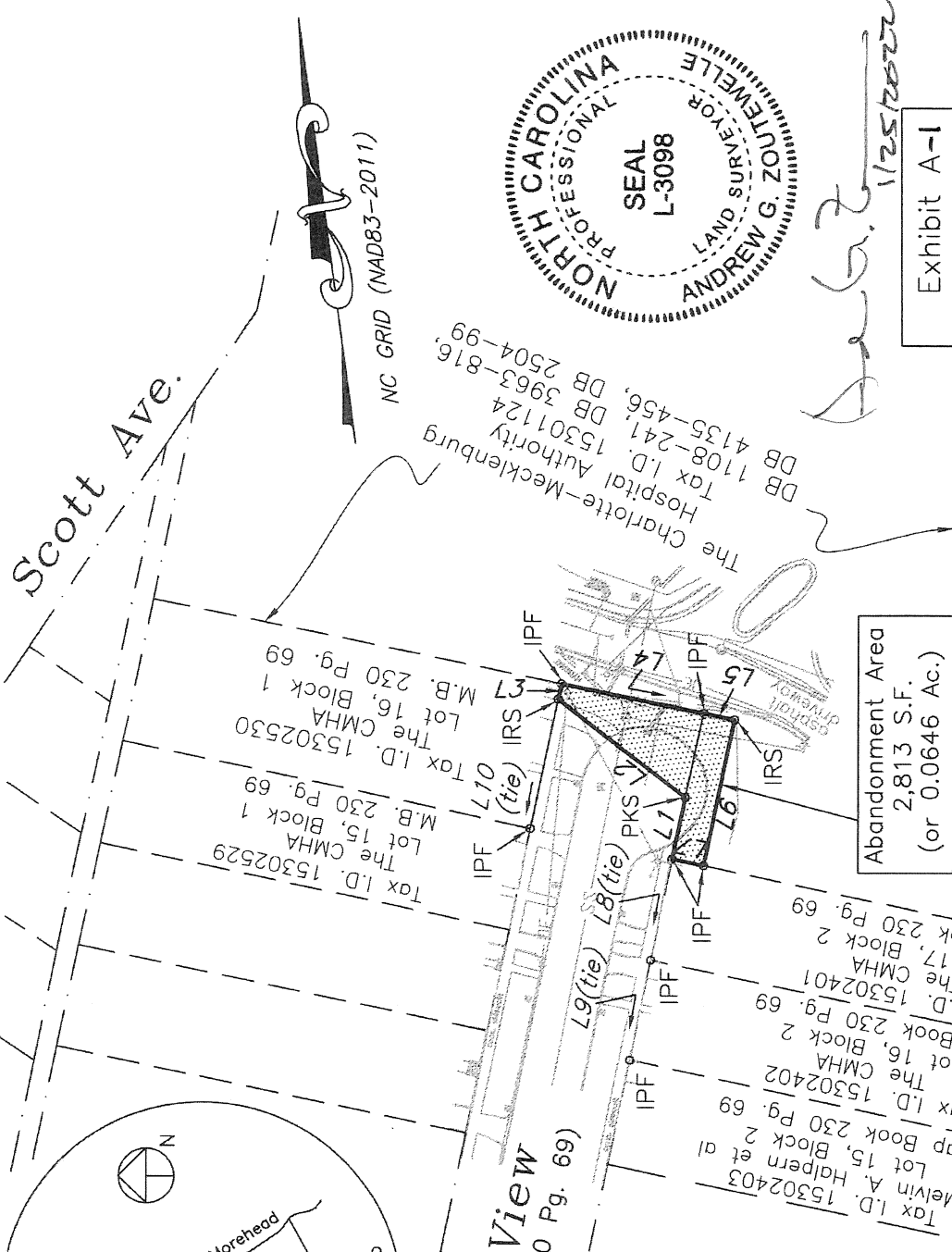
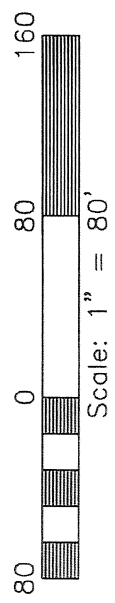


Exhibit A-1
Sheet 1 of 2

RIGHT-OF-WAY ABANDONMENT SURVEY
portion of Fountain View
CHARLOTTE, MECKLENBURG COUNTY, N.C.
Prepared for The Charlotte-Mecklenburg Hospital Authority

Survey Date: April 26, 2021



A.G. ZOUTEWELLE
SURVEYORS
1418 East Fifth St. Charlotte, NC 28204
Phone: 704-372-9444 Fax: 704-372-9555
Firm License Number: C-1054

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

Andrew G. Zoutewelle
NC PLS# L-3098

Date

1-25-2022

GENERAL NOTES

1. Tax Identification Numbers shown hereon per Mecklenburg County GIS.
2. Area shown hereon is computed by coordinates.
3. Fountain View right of way shown on plat recorded in Map Book 230 Page 69, Mecklenburg County Register of Deeds.
4. This survey does not reflect a complete title examination which may reveal additional easements, restrictions and other matters of title.
5. This survey reflects utilities as per (1) observed surface indications; (2) Charlotte Water (CW) Department customer service maps; and (3) surface paint designation markings provided by the NC ONECALL Utility Location Service (1-800-632-4949), and (4) based on prior surveys by this firm. There may be additional utilities not shown. See caution note.
6. Per FEMA Flood Insurance Rate Map 3710455300K dated 02-19-2014, this property does not lie within a designated flood hazard area.
7. Grid orientation and control established by multiple sessions of RTK observations (Minimum 120 Epochs of RTK readings per session, PDOP values of less than 3 for all sessions). The RTK observations utilized the GPS and GLOSNASS constellations. See metadata note.
8. Easement in favor of Charlotte-Mecklenburg Storm Water Services over, upon, across and under the area Petitioned to be abandoned for ingress, egress and regress to access its existing storm water facilities for the maintenance, replacement and repair of such storm water facilities (including curb and gutter and pipe structure).
9. Easement in favor of Charlotte Water over, upon, across and under the area Petitioned to be abandoned for ingress, egress and regress to access its existing 6 inch water main and existing 8 inch sewer main for the maintenance, replacement and repair of such water main and sewer main. No permanent structure may be constructed over this easement area unless the 6 inch water main and 8 inch sewer main are relocated and the easement is terminated.



LEGEND

IPF	iron pipe found
IRF/S	rebar (pin) found/set
MB,DB	record map/deed book references
CNF	Concrete Nail found
conc.	concrete
s.f.	square feet (by coordinates)
□	catch basin
⊗	gas meter
⊕	gas valve
⊙	guy anchor
⊗	fire hydrant
⊕	light pole
⊙	utilities pole
⊗	electric manhole
⊕	storm drain manhole
⊙	sanitary sewer manhole
⊗	telephone manhole
⊕	water meter
⊙	water valve
CMHA	Charlotte-Mecklenburg Hospital Authority
-G-	underground gas line
-UT-	underground telecom line
-W-	water line
-SS-	sanitary sewer line
-E-	underground electric
-OE-	overhead utilities

GPS METADATA NOTE

Class of Survey: "A" (horizontal); "C" (vertical)
Type of GPS field procedure: RTK/GNSS
Dates of Survey: 10-08-2012
Point positional accuracy at 95% confidence: Horizontal - 0.017 m.
Vertical - 0.047 m.

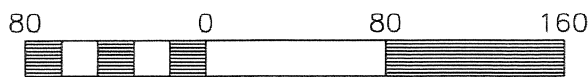
Datum and Epoch: NAD83-2011 (Epoch 2010.0000)
Designation of fixed control stations: NCGS CORS network stations
Geoid model used: GEOID_12A
Combined Grid Factor: 0.99984784.
All distances shown hereon are horizontal ground distances.
Vertical datum is NAVD88.

portion of Fountain View

CHARLOTTE, MECKLENBURG COUNTY, N.C.

Prepared for The Charlotte-Mecklenburg Hospital Authority

Survey Date: April 26, 2021



Scale: 1" = 80'

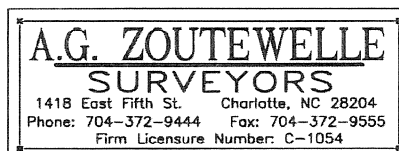
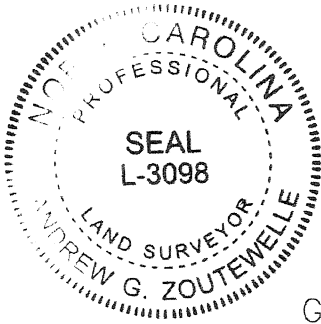


Exhibit A-1
Sheet 2 of 2

STATE OF NORTH CAROLINA, Mecklenburg County



THIS SURVEY IS CERTIFIED TO The Charlotte–Mecklenburg Hospital Authority:

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

May 9, 2022
Resolution Book 52, Page 709

Andrew G. Zoutewelle
NC PLS# L-3098

GENERAL NOTES

1. Tax Identification Numbers shown hereon per Mecklenburg County GIS.
2. Area shown hereon is computed by coordinates.
3. Garden Terrace right of way shown on plat recorded in Map Book 332 Page 339, Mecklenburg County Register of Deeds.
4. This survey does not reflect a complete title examination which may reveal additional easements, restrictions and other matters of title.
5. This survey reflects utilities as per (1) observed surface indications; (2) Charlotte Water (CW) Department customer service maps; and (3) surface paint designation markings provided by the NC ONECALL Utility Location Service (1-800-632-4949), and (4) based on prior surveys by this firm. There may be additional utilities not shown. See caution note.
6. Per FEMA Flood Insurance Rate Map 3710455300K dated 02-19-2014, this property does not lie within a designated flood hazard area.
7. Grid orientation and control established by multiple sessions of RTK observations (Minimum 120 Epochs of RTK readings per session, PDOP values of less than 3 for all sessions). The RTK observations utilized the GPS and GLOSNASS constellations. See metadata note.
8. Easement in favor of Charlotte Water over, upon, across and under the area Petitioned to be abandoned for ingress, egress and regress to access its existing 6 inch water main and existing 8 inch sewer main for the maintenance, replacement and repair of such water main and sewer main. No permanent structure may be constructed over this easement area unless the 6 inch water main and 8 inch sewer main are relocated and the easement is terminated.

1-25-2022
Date

GPS METADATA NOTE

Class of Survey: "A" (horizontal); "C" (vertical)

Type of GPS field procedure: RTK/GNSS

Dates of Survey: 10-08-2012

Point positional accuracy at 95% confidence: Horizontal – 0.017 m
Vertical – 0.047 m.

Datum and Epoch: NAD83–2011 (Epoch 2010.0000)

Designation of fixed control stations: NCGS CORS network stations

Geoid model used: GEOID_12A

Combined Grid Factor: 0.99984784.

All distances shown hereon are horizontal ground distances.

Vertical datum is NAVD88.

LEGEND

IPF	iron pipe found
IRF/S	rebar (pin) found/set
MB,DB	record map/deed book references
CNF	Concrete Nail found
conc.	concrete
s.f.	square feet (by coordinates)
□	catch basin
⊗	gas meter
⊕	gas valve
⊗	guy anchor
⊕	fire hydrant
⊕	light pole
⊕	utilities pole
⊕	electric manhole
⊕	storm drain manhole
⊕	sanitary sewer manhole
⊕	telephone manhole
⊕	water meter
⊕	water valve
CMHA	The Charlotte–Mecklenburg Hospital Authority
—G—	underground gas line
—UT—	underground telecom line
—W—	water line
—SS—	sanitary sewer line
—E—	underground electric
—OE—	overhead utilities

NUMBER	DIRECTION	DISTANCE
L1	N 26°28'13" E	100.17'
L2	N 26°06'41" E	49.92'
L3	N 26°17'56" E	100.15'
L4	N 26°13'42" E	50.11'
L5	N 26°13'11" E	99.89'
L6	N 26°17'26" E	50.04'
L7	N 26°18'27" E	143.83'
L8	S 61°04'26" E	50.36'
L9	S 26°18'27" W	176.21'
L10	S 26°06'46" W	50.18'

NUMBER	DIRECTION	DISTANCE
L11	S 26°30'09" W	50.10'
L12	S 26°27'20" W	100.00'
L13	S 26°13'13" W	100.22'
L14	S 26°20'40" W	115.07'
L15	S 26°47'06" W	50.07'
L16	S 26°20'40" W	84.83'
L17	S 25°39'46" W	49.59'
L18	N 28°48'45" E	49.36'
L19	N 35°56'27" E	254.67'
L20	N 63°43'53" W	49.99'

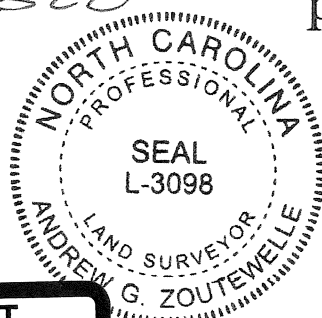
Exhibit A-2
Sheet 2 of 2

Legal Description
Fountain View Abandonment Area

BEING all that right-of-way abandonment area located within the City of Charlotte, Mecklenburg County, North Carolina, and being known as a portion of the existing right-of-way of Fountain View as shown on that certain plat recorded in Map Book 230 Page 69 of the Mecklenburg County Registry, and located at the northerly end of the existing right-of-way of the said Fountain View, and being more particularly described as follows:

BEGINNING at an existing iron pipe ("Beginning Point") located at the common northwesterly front corner of Lots 17 and 18 in Block 2 as shown on that certain plat entitled "Carolina Realty Company Property East Dilworth" recorded in Map Book 230 Page 69 of the Mecklenburg County Registry, said existing iron pipe Beginning Point being also located on the southeasterly margin of Fountain View, said right-of-way having a width of 70 feet as shown on the said plat recorded in Map Book 230 Page 69 of the Mecklenburg County Registry and said right-of-way having a reputed right-of-way width greater than 70 feet in width at the northerly terminus of the said Fountain View, said existing iron pipe Beginning Point being also located North 19-13-10 East 50.00 feet from an existing iron pipe ("Commencement Point") located at the common northwesterly front corner of Lots 16 and 17 in Block 2 as shown on the said plat, and running thence from said POINT AND PLACE OF BEGINNING along two (2) new lines crossing the existing right-of-way of the said Fountain View: (1) North 19-19-54 East 30.27 feet to a new surveyor's pk nail and (2) North 44-50-21 West 77.59 feet to a new iron rebar; thence following along the existing northwesterly margin of the said Fountain View North 19-30-55 East 7.49 feet to an existing iron pipe; thence along the existing terminus of the said Fountain View South 71-00-45 East 69.82 feet to an existing iron pipe; thence continuing along the existing reputed right-of-way margin of the said Fountain View the following three (3) calls: (1) South 70-40-06 East 15.21 feet to a new iron rebar, (2) South 19-19-54 West 72.00 feet to an existing iron pipe and (3) North 70-38-11 West 15.21 feet to the point and place of BEGINNING, containing 2,813 square feet, more or less, as shown on a map of survey conducted by Andrew G. Zoutewelle, North Carolina Professional Land Surveyor No. L-3098, dated April 16, 2021.

A.G.Z.
1-25-2022

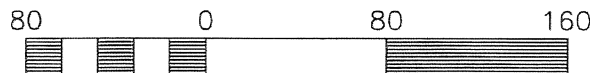


RIGHT-OF-WAY ABANDONMENT SURVEY
portion of Fountain View

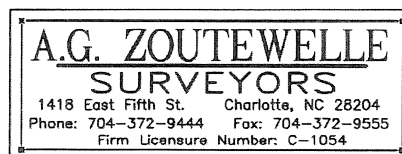
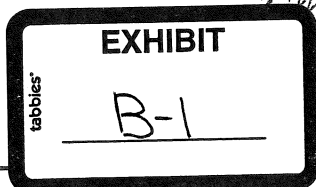
CHARLOTTE, MECKLENBURG COUNTY, N.C.

Prepared for The Charlotte-Mecklenburg Hospital Authority

Survey Date: April 26, 2021



Scale: 1" = 80'



Legal Description
Garden Terrace Abandonment Area

BEING all that certain portion of public road right-of-way located within the City of Charlotte, Mecklenburg County, North Carolina, and being known as a portion of Garden Terrace as shown on that certain plat recorded in Map Book 332 Page 339 of the Mecklenburg County Registry, and being more particularly described as follows:

BEGINNING at an existing iron pipe ("Beginning Point") located on the westerly right-of-way margin of Garden Terrace, said right-of-way having a width of 50 feet as shown on that certain plat recorded in Map Book 332 Page 339 of the Mecklenburg County Registry, said existing iron pipe Beginning Point being located at the common easterly front corner of Lots 8 and 9 as shown on the said plat, said existing iron pipe Beginning Point being located North 26-47-06 East 50.07 feet from an existing iron rebar ("Commencement Point") located at the southeasterly corner of the said Lot 8, and running thence from said POINT AND PLACE OF BEGINNING along the existing westerly right-of-way margin of the said Garden Terrace the following seven (7) calls: (1) North 26-28-13 East 100.17 feet to an existing surveyor's pk nail, (2) North 26-06-41 East 49.92 feet to an existing iron pipe, (3) North 26-17-56 East 100.15 feet to an existing iron rebar, (4) North 26-13-42 East 50.11 feet to an existing iron rebar, (5) North 26-13-11 East 99.89 feet to an existing iron pipe, (6) North 26-17-26 East 50.04 feet to an existing iron pipe and (7) North 26-18-27 East 143.83 feet to an existing surveyor's pk nail; thence along the existing terminus of the said Garden Terrace as said terminus was created by the prior abandonment recorded in Resolution Book 25 Page 1 of the City of Charlotte Clerk's Office South 61-04-26 East 50.36 feet to an existing surveyor's pk nail; thence along the existing easterly right-of-way margin of the said Garden Terrace the following six (6) calls: (1) South 26-18-27 West 176.21 feet to an existing iron rebar, (2) South 26-06-46 West 50.18 feet to an existing iron pipe, (3) South 26-30-09 West 50.10 feet to an existing iron pipe, (4) South 26-27-20 West 100.00 feet to an existing iron rebar, (5) South 26-13-13 West 100.22 feet to an existing iron pipe and (6) South 26-20-40 West 115.07 feet to a new iron rebar; thence crossing the said Garden Terrace North 63-43-53 West 49.99 feet to the point and place of BEGINNING, containing 29,701 square feet, more or less, as shown on a map of survey conducted by Andrew G. Zoutewelle, North Carolina Professional Land Surveyor No. L-3098, dated April 16, 2021.

Andrew G. Zoutewelle
1/25/2022

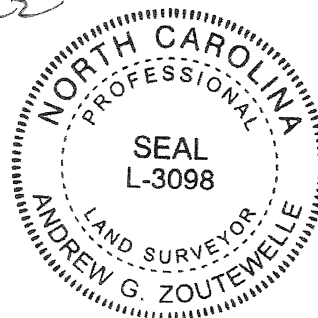
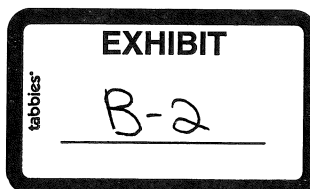


Exhibit B-2

RESOLUTION TO CLOSE MEMORIAL PLACE AND ALLEYWAY OFF MEMORIAL PLACE IN
THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

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

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close Memorial Place and Alleyway off Memorial Place 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 Charlotte Water 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, an easement shall be reserved in favor of Lumen 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 Lumen facilities, the existing facilities are noted on the attached map marked "Exhibit A"; and

WHEREAS, the public hearing was held on the 9th day of May 2022, and City Council determined that closing Memorial Place and Alleyway off Memorial Place is not contrary to the public interest, and

that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to 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 May 9, 2022, that the Council hereby orders the closing Memorial Place and Alleyway off Memorial Place in the City of Charlotte, Mecklenburg County, North Carolina as shown in the map marked "Exhibit A," and is more particularly described by metes and bounds in the document marked "Exhibit B," all of which are attached hereto and made a part hereof.

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

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of May 2022, the reference having been made in Minute Book 156 and recorded in full in Resolution Book 52, Page(s) 712-728.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9th day of May 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

May 9, 2022

Resolution Book 52, Page 714

NC GRID (NAD83-2011)

Tax ID 153-011-24
The Charlotte-Mecklenburg Hospital Authority

Tax ID 153-011-28
The Charlotte-Mecklenburg Hospital Authority
DB 6306 Pg. 245

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

CALL BEFORE YOU DIG
1-800-632-4949

Tax ID 153-034-03
Mecklenburg County
DB 5338 Pg 828

Tax # 153-011-29
Mecklenburg County
DB 5721 Pg 771 & DB 5544-969 & 971

Tax ID 153-011-29
Mecklenburg County
DB 5721 Pg 771 &
DB 5544 Pg 969 & 971

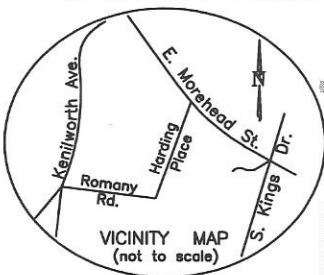
Tax ID 153-034-01
The Charlotte-Mecklenburg Hospital Authority
DB 5950 Pg 723

Tax ID 153-011-06
The Charlotte-Mecklenburg Hospital Authority
DB 21242 Pg 715

Tax # 153-034-02
The Charlotte-Mecklenburg Hospital Authority
DB 18173 Pg 914

LINES/CURVES TABLE:

- L1: N83°16'16"W-10.37'
- L2: S82°31'40"E-14.34'
- L3: S82°45'09"E-5.50'
- L4: S18°47'27"E-31.83'
- C1 R=10.00' L=22.17'
Ch: S56°06'25"E-17.90'
- C2 R=90.17' L=57.21'
Ch: N78°33'10"E-56.26'
- C3 R=50.00' L=39.31'
Ch: N74°12'28"E-38.30'



RIGHT-OF-WAY ABANDONMENT SURVEY

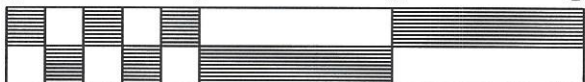
Memorial Place

CHARLOTTE, MECKLENBURG COUNTY, N.C.

Prepared for The Charlotte-Mecklenburg Hospital Authority

Survey Date: January 26, 2021

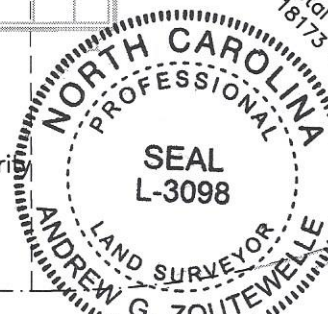
40 0 40 80



Scale: 1" = 40'

A.G. ZOUTEWELLE
SURVEYORS

1418 East Fifth St. Charlotte, NC 28204
Phone: 704-372-9444 Fax: 704-372-9555
Firm Licensure Number: C-1054



South Kings Drive

(70' Public R/W) MB 5 Pg 438

See General Notes, Survey Legend and
Certification shown on Sheet 2 of 3.

Andrew G. Zoutewelle, NC PLS# L-3098

Exhibit A-1
Sheet 1 of 4

STATE OF NORTH CAROLINA, Mecklenburg County

THIS SURVEY IS CERTIFIED TO:

THE CHARLOTTE-MECKLENBURG HOSPITAL AUTHORITY:

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

GENERAL NOTES

1. Tax Identification Numbers shown hereon per Mecklenburg County G.I.S.
2. Area shown hereon computed by coordinates.
3. Sources of title shown hereon per Mecklenburg County Register of Deeds.
See also plats recorded in Map Book 3, Page 600 and Map Book 5, Page 438.
4. This survey does not reflect a complete title examination which may reveal additional easements, restrictions and other matters of title.
5. This survey reflects utilities as per (1) observed surface indications; (2) Charlotte Water (CW) Department customer service maps; and (3) surface paint designation markings provided by the NC ONECALL Utility Location Service (1-800-632-4949). If additional utilities information is required, the owner should contract a private utility locator to investigate specific areas of concern.
6. Per FEMA Flood Insurance Rate Map 3710455300K dated 9-2-2015 portions of this property lie within Zone AE (100-year Flood Hazard Zone), Zone X(Future) (Future Conditions Flood) and Zone X (areas OUTSIDE of the 100-year and Future Conditions flood zones).
7. Grid orientation and control established by multiple sessions of RTK observations (Minimum 120 Epochs of RTK readings per session, PDOP values of less than 3 for all sessions). The RTK observations utilized the GPS and GLOSNAASS constellations.
8. Easement in favor of Charlotte Water over, upon, across and under that portion of the area Petitioned to be abandoned that is more particularly depicted on Exhibit A-1, Sheet 4 of 4 titled "Charlotte Water Easement Exhibit", for ingress, egress and regress to access its existing 6 inch water main for the maintenance, replacement and repair of such water main. No permanent structure may be constructed over this easement area unless the 6 inch water main is relocated and the easement is terminated.
9. Easement in favor of AT&T, Lumen, Duke Energy and all other owners of existing underground and overhead utilities and telecommunications facilities over, upon, across and under the area Petitioned to be abandoned for ingress, egress and regress to access their existing facilities for the installation, maintenance, replacement and repair of cable, conduit and related equipment.



Andrew G. Zoutewelle
NC PLS# L-3098

2-15-2022

Date

GPS METADATA NOTE

Class of Survey: "A" (horizontal); "C" (vertical)

Type of GPS field procedure: RTK/GNSS

Dates of Survey: 10-08-2012

Point positional accuracy at 95% confidence: Horizontal - 0.017 m.
Vertical - 0.047 m.

Datum and Epoch: NAD83-2011 (Epoch 2010.0000)

Designation of fixed control stations: NCGS CORS network stations

Geoid model used: GEOID_12A

Combined Grid Factor: 0.99984784.

All distances shown hereon are horizontal ground distances.

Vertical datum is NAVD88.

LEGEND

IPF	iron pipe found
IRF/S	rebar (pin) found/set
MB,DB	record map/deed book references
CNF	Concrete Nail found
conc.	concrete
s.f.	square feet (by coordinates)
▣	catch basin
⊗	gas meter
⊠	gas valve
⊕	guy anchor
⊙	fire hydrant
⊛	light pole
⊖	utilities pole
⊕	electric manhole
⊖	storm drain manhole
⊕	sanitary sewer manhole
⊕	telephone manhole
⊕	water meter
⊕	water valve
-G-	underground gas line
-UT-	underground telecom line
-W-	water line
-SS-	sanitary sewer line
-E-	underground electric
-OE-	overhead utilities

RIGHT-OF-WAY ABANDONMENT SURVEY

Memorial Place

CHARLOTTE, MECKLENBURG COUNTY, N.C.

Prepared for The Charlotte-Mecklenburg Hospital Authority

Survey Date: January 26, 2021

40 0 40 80



Scale: 1" = 40'

A.G. ZOUTEWELLE
SURVEYORS

1418 East Fifth St. Charlotte, NC 28204
Phone: 704-372-9444 Fax: 704-372-9555
Firm Licensure Number: C-1054

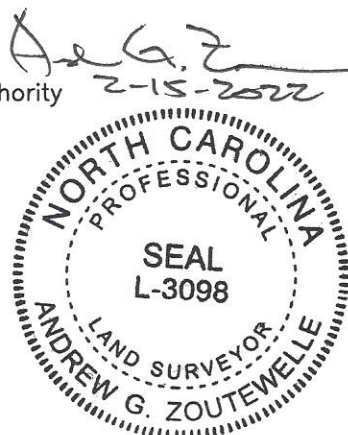


Exhibit A-1
Sheet 2 of 4

REVERSION RIGHTS DIAGRAM

Total Area to be abandoned: 14,094 S.F.
(0.3236 acre)

May 9, 2022

Resolution Book 52, Page 716

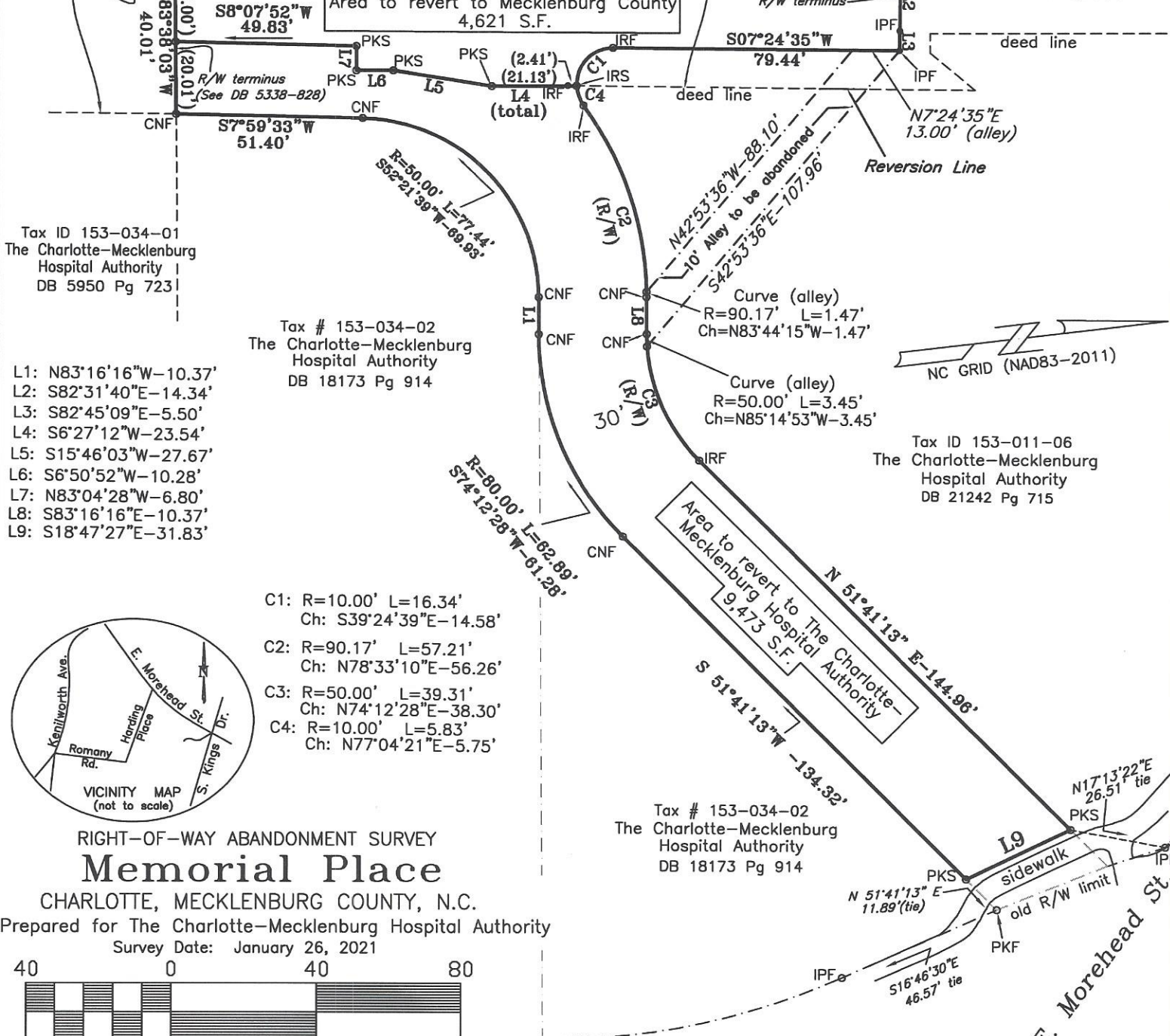
Tax ID 153-011-24
The Charlotte-Mecklenburg
Hospital Authority

Tax ID 153-011-28
The Charlotte-Mecklenburg Hospital Authority

See General Notes, Survey Legend, & Certification
shown on Sheet 2

Andrew G. Zoutewelle, NC PLS# L-3098
Seal of Andrew G. Zoutewelle, Land Surveyor, North Carolina, License # L-3098

Tax ID 153-034-03 Mecklenburg County DB 5338 Pg 828 IRS
Tax # 153-011-29 Mecklenburg County DB 5721 Pg 771
Tax ID 153-011-29 Mecklenburg County DB 5721 Pg 771



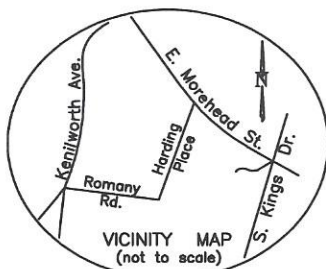
Tax ID 153-034-01
The Charlotte-Mecklenburg
Hospital Authority
DB 5950 Pg 723

Tax # 153-034-02
The Charlotte-Mecklenburg
Hospital Authority
DB 18173 Pg 914

Tax ID 153-011-06
The Charlotte-Mecklenburg
Hospital Authority
DB 21242 Pg 715

- L1: N83°16'16"W-10.37'
- L2: S82°31'40"E-14.34'
- L3: S82°45'09"E-5.50'
- L4: S6°27'12"W-23.54'
- L5: S15°46'03"W-27.67'
- L6: S6°50'52"W-10.28'
- L7: N83°04'28"W-6.80'
- L8: S83°16'16"E-10.37'
- L9: S18°47'27"E-31.83'

- C1: R=10.00' L=16.34'
Ch: S39°24'39"E-14.58'
- C2: R=90.17' L=57.21'
Ch: N78°33'10"E-56.26'
- C3: R=50.00' L=39.31'
Ch: N74°12'28"E-38.30'
- C4: R=10.00' L=5.83'
Ch: N77°04'21"E-5.75'



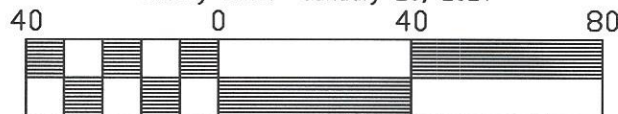
RIGHT-OF-WAY ABANDONMENT SURVEY

Memorial Place

CHARLOTTE, MECKLENBURG COUNTY, N.C.

Prepared for The Charlotte-Mecklenburg Hospital Authority

Survey Date: January 26, 2021



Scale: 1" = 40'

A.G. ZOUTEWELLE
SURVEYORS

1418 East Fifth St. Charlotte, NC 28204
Phone: 704-372-9444 Fax: 704-372-9555
Firm Licensure Number: C-1054

South Kings Drive

Exhibit A-1
Sheet 3 of 4

May 9, 2022

Resolution Book 52, Page 717

The Charlotte-Mecklenburg
Hospital Authority
D.B. 1848 Pg. 54,
D.B. 2405 Pg. 249
Tax I.D. 15301124

NUMBER	RADIUS	ARC LENGTH	CHORD DIRECTION	CHORD LENGTH
C1	80.00	2.52	S 52°35'26" W	2.52
C2	65.00	2.52	N 52°47'57" E	2.52

Little Sugar Creek

Mecklenburg County

DB 5721 Pg 771 &

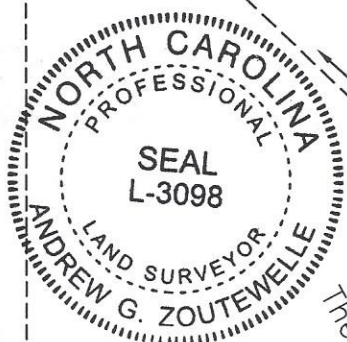
Res. Bk. ___ Pg. ___

Tax # 153-011-29

NUMBER	DIRECTION	DISTANCE
L1	N 01°04'39" E	45.87'
L2	S 17°15'55" E	12.45'
L3	S 65°02'10" W	2.44'
L4	N 89°23'52" W	17.60'
L5	S 51°41'13" W	125.66'
L6	N 38°18'47" W	15.01'
L7	N 51°41'13" E	130.96'
L8	S 89°23'52" E	8.67'
L9	S 18°47'27" E	10.14'
L10	N 51°41'13" E	11.89'
L11	S 17°15'55" E	34.12'

Conc. Nail
(found)

Tax I.D. 15303401



The Charlotte-Mecklenburg
Hospital Authority
D.B. 18173 Pg. 914
Tax I.D. 15303402

The Charlotte-Mecklenburg

Hospital Authority

D.B. 21242 Pg. 715

R.B. ___ Pg. ___

Tax I.D. 15301106

Memorial Place
30' Public R/W (M.B. 5-438)

CHARLOTTE WATER EASEMENT EXHIBIT

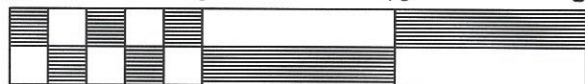
Memorial Place

CHARLOTTE, MECKLENBURG COUNTY, N.C.

Prepared for The Charlotte-Mecklenburg Hospital Authority

Survey Date: January 26, 2021

40 0 40 80



Scale: 1" = 40'

A.G. ZOUTEWELLE
SURVEYORS

1418 East Fifth St. Charlotte, NC 28204
Phone: 704-372-9444 Fax: 704-372-9555
Firm Licensure Number: C-1054

South Kings Drive
East Morehead St
IPF
old R/W limit
PKF
L11(tie)
L1(tie)
L10
L9
L8
L7
L6
L5
L4
L3
L2
L1

Exhibit A-1
Sheet 4 of 4

STATE OF NORTH CAROLINA, Mecklenburg County

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

Andrew G. Zoutewelle

2-15-2021

Date



Tax ID 153-011-24
The Charlotte-Mecklenburg
Hospital Authority

Tax ID 153-011-28
The Charlotte-Mecklenburg Hospital Authority

Tax ID 153-034-03
Mecklenburg County
DB 5338 Pg 828

Tax ID 153-011-29
Mecklenburg County
DB 5721 Pg 771

Tax ID 153-011-29
Mecklenburg County
DB 5721 Pg 771

Tax ID 153-034-01
The Charlotte-Mecklenburg
Hospital Authority
DB 5950 Pg 723

Tax # 153-034-02
The Charlotte-Mecklenburg
Hospital Authority
DB 18173 Pg 914

NUMBER	RADIUS	ARC LENGTH
C1	50.00	3.45
C2	90.17	1.47

NUMBER	CHORD DIRECTION	CHORD LENGTH
C1	N 85°14'53" W	3.45
C2	N 83°44'15" W	1.47

NUMBER	DIRECTION	DISTANCE
L1	N 42°53'36" W	74.18'
L2	N 42°53'36" W	13.92'
L3	N 07°24'35" E	13.00'
L4	S 42°53'36" E	13.94'
L5	S 07°28'18" W	12.98'
L6	S 42°53'36" E	94.02'
L7	N 83°16'16" W	10.37'

ALLEY ABANDONMENT EXHIBIT 10' Alleyway adjacent to Memorial Place, Portion of The Stephens Co. Property

CHARLOTTE, MECKLENBURG COUNTY, N.C.
prepared for THE CHARLOTTE-MECKLENBURG
HOSPITAL AUTHORITY

Date of Map: January 26, 2021

40 0 40 80



Scale: 1" = 40'

A.G. ZOUTEWELLE
SURVEYORS

1418 East Fifth St. Charlotte, NC 28204
Phone: 704-372-9444 Fax: 704-372-9555
Firm Licensure Number C-1054

EXHIBIT

A-2

South Kings Drive

E. Morehead St.

LEGEND

IPF	iron pipe found	⊙	electric manhole
IRF/S	rebar (pin) found/set	⊖	storm drain manhole
MB,DB	record map/deed book references	⊗	sanitary sewer manhole
CNF	Concrete Nail found	⊕	telephone manhole
conc.	concrete	⊗	water meter
s.f.	square feet (by coordinates)	⊗	water valve
▢	catch basin	—G—	underground gas line
⊗	gas meter	—UT—	underground telecom line
⊗	gas valve	—W—	water line
—	guy anchor	—SS—	sanitary sewer line
⊗	fire hydrant	—E—	underground electric
⊗	light pole	—OE—	overhead utilities
⊗	utilities pole		

GENERAL NOTES

1. Tax Identification Numbers shown hereon per Mecklenburg County G.I.S.
2. Total area of Alleyway to be abandoned is 981 square feet. Area to revert to Mecklenburg County = 139 S.F. Area to revert to The Charlotte-Mecklenburg Hospital Authority = 842 S.F., all by coordinate computation.
3. Sources of title shown hereon per Mecklenburg County Register of Deeds. See also plats recorded in Map Book 3, Page 600 and Map Book 5, Page 438.
4. This survey does not reflect a complete title examination which may reveal additional easements, restrictions and other matters of title.
5. This survey reflects utilities as per (1) observed surface indications; (2) Charlotte Water (CW) Department customer service maps; and (3) surface paint designation markings provided by the NC ONECALL Utility Location Service (1-800-632-4949). If additional utilities information is required, the owner should contract a private utility locator to investigate specific areas of concern.
6. Per FEMA Flood Insurance Rate Map 3710455300K dated 9-2-2015 portions of this property lie within Zone AE (100-year Flood Hazard Zone), Zone X(Future) (Future Conditions Flood) and Zone X (areas OUTSIDE of the 100-year and Future Conditions flood zones).
7. Grid orientation and control established by multiple sessions of RTK observations (Minimum 120 Epochs of RTK readings per session, PDOP values of less than 3 for all sessions). The RTK observations utilized the GPS and GLOSNAASS constellations.

GPS METADATA NOTE

Class of Survey: "A" (horizontal); "C" (vertical)

Type of GPS field procedure: RTK/GNSS

Dates of Survey: 10-08-2012

Point positional accuracy at 95% confidence: Horizontal - 0.017 m.
Vertical - 0.047 m.

Datum and Epoch: NAD83-2011 (Epoch 2010.0000)

Designation of fixed control stations: NCGS CORS network stations

Geoid model used: GEOID_12A

Combined Grid Factor: 0.99984784.

All distances shown hereon are horizontal ground distances.

Vertical datum is NAVD88.

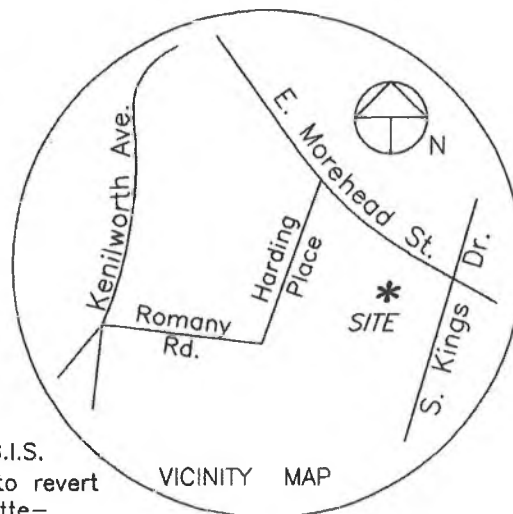
*** CAUTION NOTE ***

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NOT SHOWN HEREON. IT IS THE CONTRACTOR'S
RESPONSIBILITY TO VERIFY THEIR LOCATIONS.

CALL BEFORE YOU DIG
1-800-632-4949

A.G. ZOUTEWELLE SURVEYORS

1418 East Fifth St. Charlotte, NC 28204
Phone: 704-372-9444 Fax: 704-372-9555
Firm Licensure Number C-1054

**EXHIBIT**

A-2

ALLEY ABANDONMENT EXHIBIT
**10' Alleyway adjacent to
Memorial Place, Portion of
The Stephens Co. Property**
CHARLOTTE, MECKLENBURG COUNTY, N.C.
prepared for THE CHARLOTTE-MECKLENBURG

HOSPITAL AUTHORITY

Date of Map: January 26, 2021



Scale: 1" = 40'

Exhibit B-1
Legal Description
Memorial Place Abandonment

BEING all that certain tract or parcel of land located within the City of Charlotte, Mecklenburg County, North Carolina, and being located West of the intersection of East Morehead Street and South Kings Drive and East of the Little Sugar Creek greenway, and being known as a portion of “Memorial Place”, said Memorial Place being shown and depicted on that certain plat recorded in Map Book 5 Page 438 of the Mecklenburg County Registry, and being more particularly described as follows:

BEGINNING at a new surveyor’s pk nail (“Beginning Point”) located near the intersection of the existing westerly right-of-way margin of South Kings Drive, said existing right-of-way having a width of 70 feet as shown on that certain plat recorded in Map Book 5 Page 438 of the Mecklenburg County Registry, and the existing northerly right-of-way margin of Memorial Place, said right-of-way having a width of 30 feet as shown on that certain plat recorded in Map Book 5 Page 438 of the Mecklenburg County Registry, said new surveyor’s pk nail Beginning Point being also located a direct tie line of South 17-13-22 West 26.51 feet from an existing iron pipe located at the intersection of the westerly right-of-way margin of the said South Kings Drive and the southerly or southwesterly right-of-way margin of East Morehead Street, said new surveyor’s pk nail Beginning Point being also located the following two (2) calls from an existing surveyor’s pk nail (“Commencement Point”) located at the intersection of the existing westerly right-of-way margin of the said South Kings Drive and the existing southerly right-of-way margin of the said Memorial Place: (1) South 51-41-13 West 11.89 feet to a new surveyor’s pk nail and (2) North 18-47-27 West 31.83 feet, and running thence from said POINT AND PLACE OF BEGINNING South 18-47-27 East 31.83 feet to a new surveyor’s pk nail; thence following along the southerly right-of-way margin of the said Memorial Place the following five (5) calls: (1) South 51-41-13 West 134.32 feet to an existing concrete nail, (2) following along the arc of a circular curve to the right having a radius of 80.00 feet and an arc length of 62.89 feet (chord bearing South 74-12-28 West 61.28 feet) to an existing concrete nail, (3) North 83-16-16 West 10.37 feet to an existing concrete nail, (4) following along the arc of a circular curve to the left having a radius of 50.00 feet and an arc length of 77.44 feet (chord bearing South 52-21-39 West 69.93 feet) to an existing concrete nail and (5) South 07-59-33 West 51.40 feet to an existing concrete nail; thence along the common boundary with Mecklenburg County and its Little Sugar Creek greenway the following four (4) calls: (1) North 83-38-03 West 40.01 feet to a new iron rebar, (2) North 07-32-40 East 200.86 feet to a new iron rebar, (3) South 82-31-40 East 14.34 feet to an existing iron pipe and (4) South 82-45-09 East 5.50 feet to an existing iron pipe; thence along the northerly right-of-way margin of the said Memorial Place the following six (6) calls: (1) South 07-24-35 West 79.44 feet to an existing iron rebar, (2) following along the arc of a circular curve to the left having a radius of 10.00 feet and an arc length of 22.17 feet (chord bearing South 56-06-25 East 17.90 feet) to an existing iron rebar, (3) following along the

arc of a circular curve to the right having a radius of 90.17 feet and an arc length of 57.21 feet (chord bearing North 78-33-10 East 56.26 feet) to an existing concrete nail, (4) South 83-16-16 East 10.37 feet to an existing concrete nail, (5) following along the arc of a circular curve to the left having a radius of 50.00 feet and an arc length of 39.31 feet (chord bearing North 74-12-28 East 38.30 feet) to an existing iron rebar and (6) North 51-41-13 East 144.96 feet to the point and place of BEGINNING, containing 14,094 square feet, more or less, as shown on a Right-of-Way Abandonment Survey prepared by Andrew G. Zoutewelle, North Carolina Professional Land Surveyor No. L-3098, dated January 26, 2021.

Exhibit B-1
Legal Description
Memorial Place Abandonment Reversion to CMHA

BEING all that certain reversion tract or parcel of land located within the City of Charlotte, Mecklenburg County, North Carolina, and being located West of the intersection of East Morehead Street and South Kings Drive and East of the Little Sugar Creek greenway, and being known as a portion of “Memorial Place”, said Memorial Place being shown and depicted on that certain plat recorded in Map Book 5 Page 438 of the Mecklenburg County Registry, and being more particularly described as follows:

BEGINNING at a new surveyor’s pk nail (“Beginning Point”) located near the intersection of the existing westerly right-of-way margin of South Kings Drive, said existing right-of-way having a width of 70 feet as shown on that certain plat recorded in Map Book 5 Page 438 of the Mecklenburg County Registry, and the existing northerly right-of-way margin of Memorial Place, said right-of-way having a width of 30 feet as shown on that certain plat recorded in Map Book 5 Page 438 of the Mecklenburg County Registry, said new surveyor’s pk nail Beginning Point being also located a direct tie line of South 17-13-22 West 26.51 feet from an existing iron pipe located at the intersection of the westerly right-of-way margin of the said South Kings Drive and the southerly or southwesterly right-of-way margin of East Morehead Street, said new surveyor’s pk nail Beginning Point being also located the following two (2) calls from an existing surveyor’s pk nail (“Commencement Point”) located at the intersection of the existing westerly right-of-way margin of the said South Kings Drive and the existing southerly right-of-way margin of the said Memorial Place: (1) South 51-41-13 West 11.89 feet to a new surveyor’s pk nail and (2) North 18-47-27 West 31.83 feet, and running thence from said POINT AND PLACE OF BEGINNING South 18-47-27 East 31.83 feet to a new surveyor’s pk nail; thence following along the southerly right-of-way margin of the said Memorial Place the following five (5) calls: (1) South 51-41-13 West 134.32 feet to an existing concrete nail, (2) following along the arc of a circular curve to the right having a radius of 80.00 feet and an arc length of 62.89 feet (chord bearing South 74-12-28 West 61.28 feet) to an existing concrete nail, (3) North 83-16-16 West 10.37 feet to an existing concrete nail, (4) following along the arc of a circular curve to the left having a radius of 50.00 feet and an arc length of 77.44 feet (chord bearing South 52-21-39 West 69.93 feet) to an existing concrete nail and (5) South 07-59-33 West 51.40 feet to an existing concrete nail; thence along the common boundary with Mecklenburg County and its Little Sugar Creek greenway North 83-38-03 West 20.01 feet to a point; thence along the following five (5) new lines: (1) North 08-07-52 East 49.83 feet to a new surveyor’s pk nail, (2) South 83-04-28 East 6.80 feet to a new surveyor’s pk nail, (3) North 06-50-52 East 10.28 feet to a new surveyor’s pk nail, (4) North 15-46-03 East 27.67 feet to a new surveyor’s pk nail and (5) North 06-27-12 East (passing an existing iron rebar at 21.13 feet) a total distance of 23.54 feet to a point; thence along the northerly right-of-way margin of the said Memorial Place the

following five (5) calls: (1) following along the arc of a circular curve to the left having a radius of 10.00 feet and an arc length of 5.83 feet (chord bearing North 77-04-21 East 5.75 feet) to an existing iron rebar, (2) following along the arc of a circular curve to the right having a radius of 90.17 feet and an arc length of 57.21 feet (chord bearing North 78-33-10 East 56.26 feet) to an existing concrete nail, (3) South 83-16-16 East 10.37 feet to an existing concrete nail, (4) following along the arc of a circular curve to the left having a radius of 50.00 feet and an arc length of 39.31 feet (chord bearing North 74-12-28 East 38.30 feet) to an existing iron rebar and (5) North 51-41-13 East 144.96 feet to the point and place of BEGINNING, containing 9,473 square feet, more or less, as shown on a Right-of-Way Abandonment Survey prepared by Andrew G. Zoutewelle, North Carolina Professional Land Surveyor No. L-3098, dated January 26, 2021.

Exhibit B-1
Legal Description
Memorial Place Abandonment Reversion to Mecklenburg County

BEING all that certain reversion tract or parcel of land located within the City of Charlotte, Mecklenburg County, North Carolina, and being located West of the intersection of East Morehead Street and South Kings Drive and East of the Little Sugar Creek greenway, and being known as a portion of “Memorial Place”, said Memorial Place being shown and depicted on that certain plat recorded in Map Book 5 Page 438 of the Mecklenburg County Registry, and being more particularly described as follows:

BEGINNING at a point (“Beginning Point”) located in the boundary of Mecklenburg County’s Little Sugar Creek greenway, said Beginning Point being located the following eight (8) calls from an existing iron pipe (“Commencement Point”) located at the intersection of the existing westerly right-of-way margin of South Kings Drive, said right-of-way having a width of 70 feet as shown on that certain plat recorded in Map Book 5 Page 438 of the Mecklenburg County Registry, and the southerly or southwesterly right-of-way margin of East Morehead Street: (1) South 17-13-22 West 26.51 feet to a new surveyor’s pk nail, (2) South 18-47-27 East 31.83 feet to a new surveyor’s pk nail, (3) South 51-41-13 West 134.32 feet to an existing concrete nail, (4) following along the arc of a circular curve to the right having a radius of 80.00 feet and an arc length of 62.89 feet (chord bearing South 74-12-28 West 61.28 feet) to an existing concrete nail, (5) North 83-16-16 West 10.37 feet to an existing concrete nail, (6) following along the arc of a circular curve to the left having a radius of 50.00 feet and an arc length of 77.44 feet (chord bearing South 52-21-39 West 69.93 feet) to an existing concrete nail, (7) South 07-59-33 West 51.40 feet to an existing concrete nail and (8) North 83-38-03 West 20.01 feet, and running thence from said POINT AND PLACE OF BEGINNING along the existing boundary between the said Memorial Place and Mecklenburg County and its Little Sugar Creek greenway the following four (4) calls: (1) North 83-38-03 West 20.00 feet to a new iron rebar, (2) North 07-32-40 East 200.86 feet to a new iron rebar, (3) South 82-31-40 East 14.34 feet to an existing iron pipe and (4) South 82-45-09 East 5.50 feet to an existing iron pipe; thence along the northerly or easterly right-of-way margin of the said Memorial Place the following two (2) calls: (1) South 07-24-35 West 79.44 feet to an existing iron rebar and (2) following along the arc of a circular curve to the left having a radius of 10.00 feet and an arc length of 16.34 feet (chord bearing South 39-24-39 East 14.58 feet) to a new iron rebar; thence along the following five (5) new lines: (1) South 06-27-12 West (passing an existing iron rebar at 2.41 feet) a total distance of 23.54 feet to a new surveyor’s pk nail, (2) South 15-46-03 West 27.67 feet to a new surveyor’s pk nail, (3) South 06-50-52 West 10.28 feet to a new surveyor’s pk nail, (4) North 83-04-28 West 6.80 feet to a new surveyor’s pk nail and (5) South 08-07-52 West 49.83 feet to the point and place of BEGINNING, containing 4,621 square feet, more or less, as shown on a Right-of-Way Abandonment Survey prepared by Andrew G. Zoutewelle, North Carolina Professional Land Surveyor No. L-3098, dated January 26, 2021.

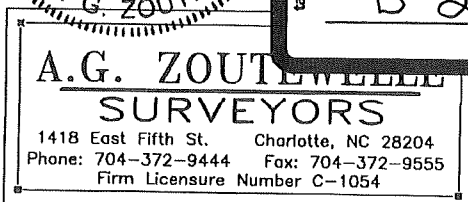
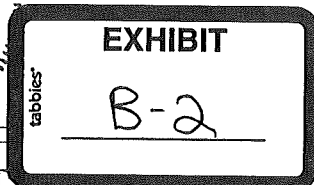
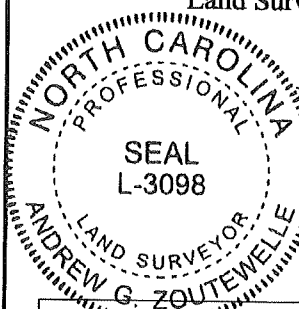
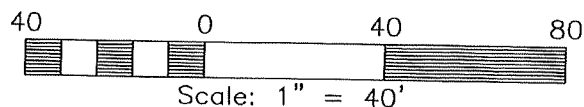
Legal Description
Memorial Place Alleyway

BEING all that certain portion of land located within the City of Charlotte, Mecklenburg County, North Carolina, and being known as the 10 foot Alley as shown on that certain "Plat Showing a Portion of The Stephens Co. Property" as recorded in Map Book 5 Page 438 of the Mecklenburg County Registry, and being located off of and abutting Memorial Place and located near Little Sugar Creek and adjacent to the Little Sugar Creek Greenway, and being more particularly described as follows:

BEGINNING at an existing concrete nail ("Beginning Point") being located on the northerly right-of-way margin of Memorial Place, said right-of-way being 30 feet in width as shown on that certain "Plat Showing a Portion of The Stephens Co. Property" as recorded in Map Book 5 Page 438 of the Mecklenburg County Registry, said Beginning Point being located the following two (2) calls from a new surveyor's pk nail located at the intersection of the northerly right-of-way margin of the said Memorial Place and the westerly right-of-way margin of South Kings Drive, said right-of-way having a width of 70 feet as shown on the said plat recorded in Map Book 5 Page 438 of the Mecklenburg County Registry: (1) South 51-41-13 West 159.20 feet to an existing iron rebar and (2) following along the arc of a circular curve to the right having a radius of 50.00 feet and an arc length of 39.31 feet (chord bearing South 74-12-28 West 38.30 feet), and running thence from said POINT AND PLACE OF BEGINNING along the northerly right-of-way margin of the said Memorial Place the following two (2) calls: (1) North 83-16-16 West 10.37 feet to an existing concrete nail and (2) following along the arc of a circular curve to the left having a radius of 90.17 feet and an arc length of 1.47 feet (chord bearing North 83-44-15 West 1.47 feet) to a point; thence along the southerly or southwesterly margin of that certain 10 foot Alley shown on the said plat recorded in Map Book 5 Page 438 of the Mecklenburg County Registry North 42-53-36 West 88.10 feet to a point; thence along the easterly right-of-way margin of the 20-foot wide terminus portion of the said Memorial Place as shown on the said plat recorded in Map Book 5 Page 438 of the Mecklenburg County Registry North 07-24-35 East 13.00 feet to an existing iron pipe; thence along the northerly margin of the said 10 foot Alley South 42-53-36 East 107.96 feet to a point; thence with the northerly right-of-way margin of the aforesaid Memorial Place and following along the arc of a circular curve to the right having a radius of 50.00 feet and an arc length of 3.45 feet (chord bearing North 85-14-53 West 3.45 feet) to the point and place of BEGINNING, as shown on that certain "Right-of-Way Abandonment Survey" prepared by Andrew G. Zoutewelle, North Carolina Professional Land Surveyor No. L-3098, prepared on January 26, 2021.

ALLEY ABANDONMENT EXHIBIT
**10' Alleyway adjacent to
Memorial Place, Portion of
The Stephens Co. Property**
CHARLOTTE, MECKLENBURG COUNTY, N.C.
prepared for THE CHARLOTTE-MECKLENBURG
HOSPITAL AUTHORITY

Date of Map: January 26, 2021

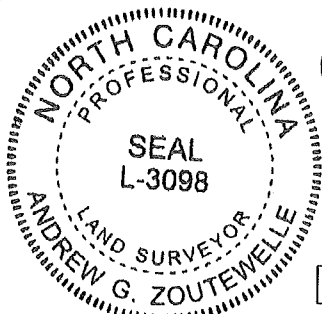


Legal Description

Memorial Place Alleyway Reversion to CMHA

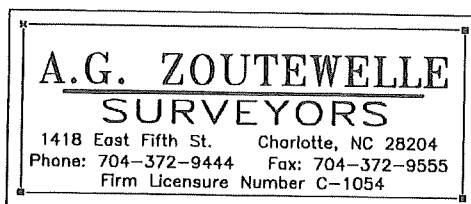
BEING all that certain portion of land located within the City of Charlotte, Mecklenburg County, North Carolina, and being known as a portion of the 10 foot Alley as shown on that certain "Plat Showing a Portion of The Stephens Co. Property" as recorded in Map Book 5 Page 438 of the Mecklenburg County Registry, and being located off of and abutting Memorial Place and located near Little Sugar Creek and adjacent to the Little Sugar Creek Greenway, and being more particularly described as follows:

BEGINNING at an existing concrete nail ("Beginning Point") being located on the northerly right-of-way margin of Memorial Place, said right-of-way being 30 feet in width as shown on that certain "Plat Showing a Portion of The Stephens Co. Property" as recorded in Map Book 5 Page 438 of the Mecklenburg County Registry, said Beginning Point being located the following two (2) calls from a new surveyor's pk nail located at the intersection of the northerly right-of-way margin of the said Memorial Place and the westerly right-of-way margin of South Kings Drive, said right-of-way having a width of 70 feet as shown on the said plat recorded in Map Book 5 Page 438 of the Mecklenburg County Registry: (1) South 51-41-13 West 159.20 feet to an existing iron rebar and (2) following along the arc of a circular curve to the right having a radius of 50.00 feet and an arc length of 39.31 feet (chord bearing South 74-12-28 West 38.30 feet), and running thence from said POINT AND PLACE OF BEGINNING along the northerly right-of-way margin of the said Memorial Place the following two (2) calls: (1) North 83-16-16 West 10.37 feet to an existing concrete nail and (2) following along the arc of a circular curve to the left having a radius of 90.17 feet and an arc length of 1.47 feet (chord bearing North 83-44-15 West 1.47 feet) to a point; thence along the southerly or southwesterly margin of that certain 10 foot Alley shown on the said plat recorded in Map Book 5 Page 438 of the Mecklenburg County Registry North 42-53-36 West 74.18 feet to a point; thence along a new reversion line of Mecklenburg County North 07-28-18 East 12.98 feet to a point; thence along the northerly margin of the said 10 foot Alley South 42-53-36 East 94.02 feet to a point; thence with the northerly right-of-way margin of the aforesaid Memorial Place and following along the arc of a circular curve to the right having a radius of 50.00 feet and an arc length of 3.45 feet (chord bearing North 85-14-53 West 3.45 feet) to the point and place of BEGINNING, as shown on that certain "Alley Abandonment Exhibit" prepared by Andrew G. Zoutewelle, North Carolina Professional Land Surveyor No. L-3098, prepared on January 26, 2021.



A.G.Z.
1/10/2022

Exhibit B-2



ALLEY ABANDONMENT EXHIBIT
**10' Alleyway adjacent to
Memorial Place, Portion of
The Stephens Co. Property**
CHARLOTTE, MECKLENBURG COUNTY, N.C.
prepared for THE CHARLOTTE-MECKLENBURG
HOSPITAL AUTHORITY

Date of Map: January 26, 2021



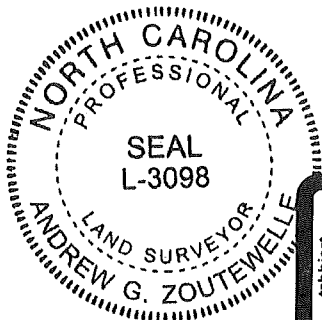
Scale: 1" = 40'

Legal Description

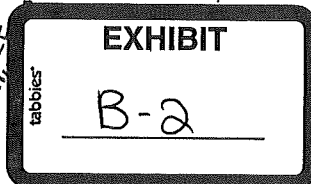
Memorial Place Alleyway Reversion to Mecklenburg County

BEING all that certain portion of land located within the City of Charlotte, Mecklenburg County, North Carolina, and being known as a portion of the 10 foot Alley as shown on that certain "Plat Showing a Portion of The Stephens Co. Property" as recorded in Map Book 5 Page 438 of the Mecklenburg County Registry, and being located off of and abutting Memorial Place and located near Little Sugar Creek and adjacent to the Little Sugar Creek Greenway, and being more particularly described as follows:

BEGINNING at a point ("Beginning Point") being located on the easterly right-of-way margin of Memorial Place, said right-of-way being 20 feet in width as shown on that certain "Plat Showing a Portion of The Stephens Co. Property" as recorded in Map Book 5 Page 438 of the Mecklenburg County Registry, said Beginning Point being located the following five (5) calls from a new surveyor's pk nail located at the intersection of the northerly right-of-way margin of the said Memorial Place and the westerly right-of-way margin of South Kings Drive, said right-of-way having a width of 70 feet as shown on the said plat recorded in Map Book 5 Page 438 of the Mecklenburg County Registry: (1) South 51-41-13 West 159.20 feet to an existing iron rebar, (2) following along the arc of a circular curve to the right having a radius of 50.00 feet and an arc length of 39.31 feet (chord bearing South 74-12-28 West 38.30 feet) to an existing concrete nail, (3) North 83-16-16 West 10.37 feet to an existing concrete nail, (4) following along the arc of a circular curve to the left having a radius of 90.17 feet and an arc length of 1.47 feet (chord bearing North 83-44-15 West 1.47 feet) to a point and (5) North 42-53-36 West 88.10 feet, and running thence from said POINT AND PLACE OF BEGINNING along the easterly right-of-way margin of the said Memorial Place North 07-24-35 East 13.00 feet to an existing iron pipe; thence along the northerly or northeasterly margin of that certain 10 foot Alley shown on the said plat recorded in Map Book 5 Page 438 of the Mecklenburg County Registry South 42-53-36 East 13.94 feet to a point; thence along a new a new reversion line of The Charlotte-Mecklenburg Hospital Authority South 07-28-18 West 12.98 feet to a point; thence along the southerly or southwesterly margin of the said 10 foot Alley North 42-53-36 West 13.92 feet to the point and place of BEGINNING, as shown on that certain "Alley Abandonment Exhibit" prepared by Andrew G. Zoutewelle, North Carolina Professional Land Surveyor No. L-3098, prepared on January 26, 2021.

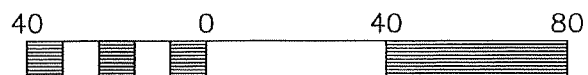


Handwritten signature of Andrew G. Zoutewelle
4/11/2022

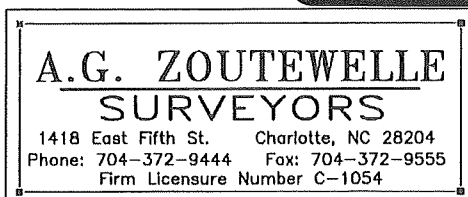


ALLEY ABANDONMENT EXHIBIT
**10' Alleyway adjacent to
Memorial Place, Portion of
The Stephens Co. Property**
CHARLOTTE, MECKLENBURG COUNTY, N.C.
prepared for THE CHARLOTTE-MECKLENBURG
HOSPITAL AUTHORITY

Date of Map: January 26, 2021



Scale: 1" = 40'




May 9, 2022

Resolution Book 52, Page 728

RIGHT OF WAY ABANDONMENT AGREEMENT OF UNDERSTANDING

Mecklenburg County (the "County") owns parcels of land designated as Tax Parcel Nos. 153-011-29 and 153-034-03 (collectively, the "County Property") that abut the Memorial Place right of way lying to the west of East Morehead Street near the intersection of East Morehead Street and South Kings Drive in Charlotte, Mecklenburg County, North Carolina (the "Street") that is requested to be abandoned pursuant to the attached Petition filed by The Charlotte-Mecklenburg Hospital Authority. The County hereby indicates, by its signature, that it agrees with the proposal to abandon the Street. The County further understands that if City Council approves the abandonment, a portion of the Street will become the County's property and will be incorporated into the County Property.

The County specifically agrees that the portion of the Street that will be incorporated into the County Property and owned by the County if City Council approves the abandonment of the Street is depicted on Exhibit A-1 (Sheet 3 of 3) to the Petition and described on Exhibit B-1 to the Petition, and that the portion of the Street that will be incorporated into the property owned by The Charlotte-Mecklenburg Hospital Authority and owned by The Charlotte-Mecklenburg Hospital Authority is depicted on Exhibit A-1 (Sheet 3 of 3) to the Petition and is described on Exhibit B-1 to the Petition.

Name/Address of Property Owner	Signature	Tax Code Numbers
Mecklenburg County c/o Real Estate/Finance Department 600 East 4 th Street, 11 th Floor Charlotte, NC 28202	<div style="text-align: center;"> <small>DocuSigned by:</small>  By: _____ Name: <u>Dena R. Dierke</u> Title: <u>County Manager</u> </div>	153-011-29 153-034-03

RESOLUTION TO CLOSE MINERAL SPRINGS ROAD AT NORTH 29 BY-PASS 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 Mineral Springs Road at North 29 By-Pass which calls for a public hearing on the question; and

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close Mineral Springs Road at North 29 By-Pass 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 Charlotte Water 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 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, 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 9th day of May 2022, and City Council determined that closing Mineral Springs Road at North 29 By-Pass 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 May 9, 2022, that the Council hereby orders the closing Mineral Springs Road at North 29 By-Pass in the City of Charlotte, Mecklenburg County, North Carolina

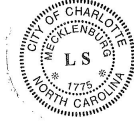
as shown in the map marked "Exhibit A," and is more particularly described by metes and bounds in the document marked "Exhibit B," all of which are attached hereto and made a part hereof.

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

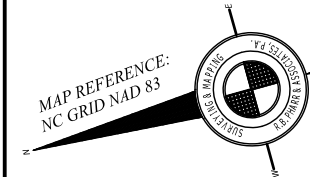
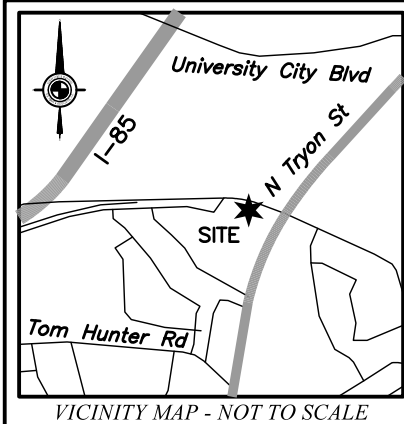
I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of May 2022, the reference having been made in Minute Book 156 and recorded in full in Resolution Book 52, Page(s) 729-734.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9th day of May 2022.



A handwritten signature in black ink, reading 'Stephanie C. Kelly'.

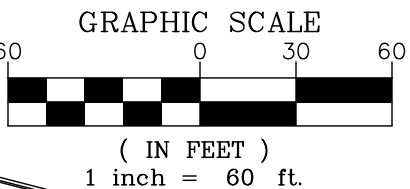
Stephanie C. Kelly, City Clerk, MMC, NCCMC



THIS IS TO CERTIFY THAT ON THE 5th DAY OF JANUARY, 2018 AN ACTUAL SURVEY WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES AND THE IMPROVEMENTS, IF ANY, ARE AS SHOWN HEREON. THIS PLAT MEETS THE MINIMUM STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA, BOARD RULE .1600 (21 NCAC 56) AND THE RATIO OF PRECISION DOES NOT EXCEED AN ERROR OF CLOSURE OF ONE (1) FOOT PER 10,000 FEET OF PERIMETER SURVEYED NOR 20 SECONDS TIMES THE SQUARE ROOT OF THE NUMBER OF ANGLES TURNED.



SIGNED C. Clark Neilson



May 9, 2022

Resolution Book 52, Page 731

NORTH TRYON STREET
US Highway 29/N.C. 49 (aka Salisbury Road)
(Variable Width Public R/W)
(D.B. 1760-329 & 1915-270)

N US 29 BY-PASS

18" RCP

S67°12'13"E 208.04'

AREA TO REMAIN OWNED
BY CITY OF CHARLOTTE
5,856 SQ. FT.
0.1344 ACRES

APPROXIMATE R/W AREA
MAINTAINED BY NCDOT
76,229 SQ. FT.
1.7500 ACRES

CHARLOTTE WATER EASEMENT
ENTIRE AREA OF THE ABANDONMENT
TO BE RETAINED AS CHARLOTTE
WATER UTILITY EASEMENT

APPROXIMATE R/W
AREA MAINTAINED BY
CITY OF CHARLOTTE
52,848 SQ. FT.
1.2132 ACRES



HATCH AREA TO
BE ABANDONED.

NOTES:

1. ALL CORNERS MONUMENTED AS SHOWN.

2. THE LOCATION OF UNDERGROUND UTILITIES SHOWN ON THIS MAP IS APPROXIMATE, BASED ON INFORMATION PROVIDED BY OTHERS OR BY FIELD LOCATION. UTILITY LOCATIONS AS SHOWN HEREON ARE INTENDED FOR PLANNING ONLY. ACTUAL LOCATION, SIZE, OR DEPTH OF LINE SHOULD BE VERIFIED WITH THE INDIVIDUAL UTILITY COMPANY BEFORE CONSTRUCTION.

3. BROKEN LINES INDICATE PROPERTY LINES NOT SURVEYED.

4. SUBJECT PROPERTY ZONING: TOD-RO

5. NORTH TRYON STREET AND I-85 CONNECTOR ARE SHOWN AS A "MAJOR THOROUGHFARES" ON THE MECKLENBURG-UNION METROPOLITAN PLANNING ORGANIZATION THOROUGHFARE PLAN OF 2004 AND MAY BE SUBJECT TO A FUTURE RIGHT-OF-WAY OF 50' FROM CENTERLINE. NO ADDITIONAL "FUTURE RIGHT-OF-WAY" CONTEMPLATED SINCE THE REQUIREMENT HAS ALREADY BEEN SATISFIED.

6. THE OFF-SITE RIGHT-OF-WAY SHOWN HEREON IS FOR ILLUSTRATIVE PURPOSES ONLY. THE UNDERSIGNED CERTIFIES ONLY TO THE RIGHT-OF-WAYS SURVEYED, AND DOES NOT CERTIFY TO THE RIGHT OF WAY WIDTH OF ANY ADJACENT PROPERTIES.

7. HISTORICAL MARKER STATES "LIEUT. COL. GEORGE LOCKE KILLED BY TARLETON'S DRAGOONS SEPT. 26, 1780; MECKLENBURG CHAPTER D.A.R. 1911"

LEGEND:

C&G - CURB AND GUTTER
D.B. - DEED BOOK
DI - DROP INLET
ECM - EXISTING CONCRETE MONUMENT
EIR - EXISTING IRON ROD
FES - FLARED END SECTION
GM - GAS METER
GW - GUY WIRE
LP - LIGHT POLE
M.B. - MAP BOOK
N.G.S. - NATIONAL GEODETIC SURVEY
NIR - NEW IRON ROD
PG. - PAGE
PM - POWER METER
PP - POWER POLE
RCP - REINFORCED CONCRETE PIPE
R/W - RIGHT-OF-WAY
--- RIGHT-OF-WAY
--- EASEMENT
--- SETBACK
--- G --- GAS LINE
--- W --- WATER LINE
--- E --- OVERHEAD ELECTRIC
--- UE --- UNDERGROUND ELECTRIC
--- FO --- FIBER OPTIC LINE
--- UT --- UNDERGROUND TELEPHONE

EXHIBIT "A"

A PORTION OF US 29 BYPASS TO BE REMOVED FROM DEDICATION

US 29 BYPASS NEAR NORTH TRYON STREET
CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.
DEED REFERENCE: _____
TAX PARCEL: _____
SHEET 1 OF 3

R.B. PHARR AND ASSOCIATES, P.A.

SURVEYING AND MAPPING

LICENSURE NO: C-1471

969 E. 7TH ST.; #100 CHARLOTTE, N.C. 28204 TEL. (704) 376-2186

SCALE:

1" = 60'

DATE:

FEB. 13, 2018

JOB NO.

87905

CREW:

TR

DRAWN:

BM

REVISED:

MATCH LINE

CHENGDU
LANE

MINERAL SPRINGS
ROAD

(Now or Formerly)

Asphalt

Asphalt

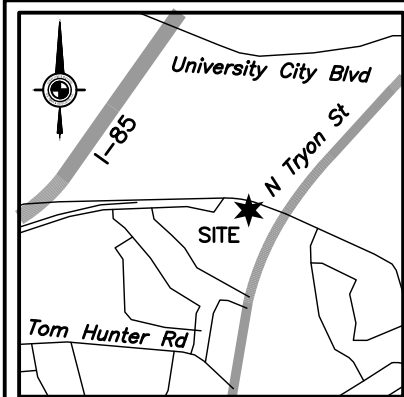
Asphalt

Asphalt

Asphalt

Asphalt

Asphalt



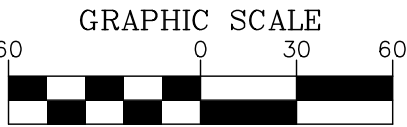
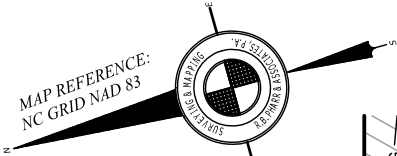
VICINITY MAP - NOT TO SCALE

May 9, 2022

Resolution Book 52, Page 732

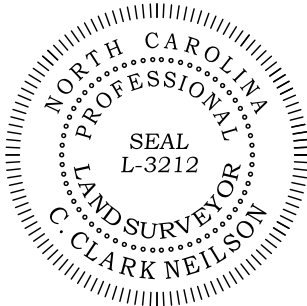
THIS IS TO CERTIFY THAT ON THE 5th DAY OF JANUARY, 2018 AN ACTUAL SURVEY WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES AND THE IMPROVEMENTS, IF ANY, ARE AS SHOWN HEREON. THIS PLAT MEETS THE MINIMUM STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA, BOARD RULE .1600 (21 NCAC 56) AND THE RATIO OF PRECISION DOES NOT EXCEED AN ERROR OF CLOSURE OF ONE (1) FOOT PER 10,000 FEET OF PERIMETER SURVEYED NOR 20 SECONDS TIMES THE SQUARE ROOT OF THE NUMBER OF ANGLES TURNED.

SIGNED C. Clark Neilson



(IN FEET)
1 inch = 60 ft.

MATCH LINE



N US 29 BY-PASS

APPROXIMATE R/W AREA
MAINTAINED BY NCDOT
76,229 SQ. FT.
1.7500 ACRES

CHARLOTTE WATER
EASEMENT
ENTIRE AREA OF THE
ABANDONMENT
TO BE RETAINED AS
CHARLOTTE
WATER UTILITY
EASEMENT

APPROXIMATE R/W
AREA MAINTAINED BY
CITY OF CHARLOTTE
52,848 SQ. FT.
1.2132 ACRES

AREA TO BE
DEDICATED
TO NCDOT
1,647 SQ. FT.
0.0378 ACRES

APPROXIMATE AREA
OWNED BY NCDOT
4,511 SQ. FT.
0.1036 ACRES

REAGAN DRIVE

(Variable Width Public R/W)
(Formerly I-85 Service Road)

PANORAMA AVE.

51' PUBLIC DEDICATED R/W
M.B. 59, PG. 537

10' SIDEWALK & UTILITY EASEMENT
M.B. 59, PG. 537

Storm Drainage Easement
D.B. 24908, PG. 195
M.B. 59, PG. 537

HATCH AREA TO
BE ABANDONED.

LEGEND:

C&G - CURB AND GUTTER
D.B. - DEED BOOK
DI - DROP INLET
ECM - EXISTING CONCRETE MONUMENT
EIR - EXISTING IRON ROD
FES - FLARED END SECTION
GM - GAS METER
GW - GUY WIRE
LP - LIGHT POLE
M.B. - MAP BOOK
N.G.S. - NATIONAL GEODETIC SURVEY
NIR - NEW IRON ROD
PG. - PAGE
PM - POWER METER
PP - POWER POLE
RCP - REINFORCED CONCRETE PIPE
R/W - RIGHT-OF-WAY
RIGHT-OF-WAY
EASEMENT
SETBACK
GAS LINE
WATER LINE
OVERHEAD ELECTRIC
UNDERGROUND ELECTRIC
FIBER OPTIC LINE
UNDERGROUND TELEPHONE

EXHIBIT "A"

A PORTION OF US 29 BYPASS TO BE REMOVED FROM DEDICATION

US 29 BYPASS NEAR NORTH TRYON STREET
CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.
DEED REFERENCE: _____
TAX PARCEL: _____
SHEET 2 OF 3

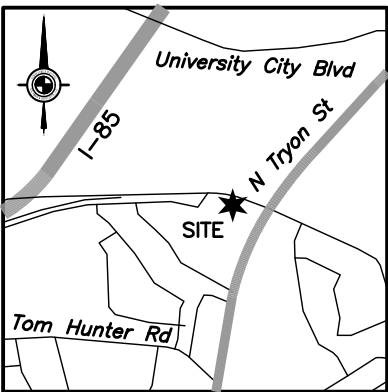
R.B. PHARR AND ASSOCIATES, P.A.

SURVEYING AND MAPPING

LICENSURE NO: C-1471

969 E. 7TH ST.; #100 CHARLOTTE, N.C. 28204 TEL. (704) 376-2186

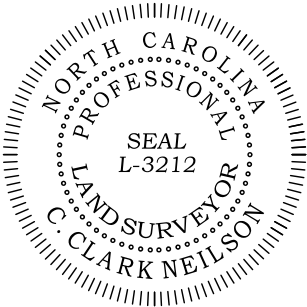
SCALE: 1" = 60'	DATE: FEB. 13, 2018	JOB NO. 87905	CREW: TR	DRAWN: BM	REVISED:
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VICINITY MAP - NOT TO SCALE

THIS IS TO CERTIFY THAT ON THE 5th DAY OF JANUARY, 2018 AN ACTUAL SURVEY WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES AND THE IMPROVEMENTS, IF ANY, ARE AS SHOWN HEREON. THIS PLAT MEETS THE MINIMUM STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA, BOARD RULE .1600 (21 NCAC 56) AND THE RATIO OF PRECISION DOES NOT EXCEED AN ERROR OF CLOSURE OF ONE (1) FOOT PER 10,000 FEET OF PERIMETER SURVEYED NOR 20 SECONDS TIMES THE SQUARE ROOT OF THE NUMBER OF ANGLES TURNED.

SIGNED C. Clark Neilson



May 9, 2022
Resolution Book 52, Page 733

LINE	BEARING	DISTANCE
L1	S31°26'28"W	118.60'
L2	S30°32'23"W	120.54'
L3	N13°38'44"E	8.28'
L4	S76°57'56"E	36.60'
L5	S76°57'56"E	31.82'
L6	S59°15'35"E	39.63'
L7	N26°36'55"W	52.22'
L8	N26°36'55"W	39.39'
L9	N13°02'04"E	86.80'
L10	N35°40'14"E	51.05'
L11	S54°19'46"E	30.00'
L12	S35°40'14"W	8.78'
L13	S15°42'42"W	11.40'
L14	N23°20'25"E	36.10'
L15	S84°53'53"E	52.43'
L16	S76°47'35"E	33.17'
L17	N24°40'26"W	54.05'
L18	N24°40'26"W	29.37'

CURVE	RADIUS	ARC LENGTH	CHORD BEARING	CHORD LENGTH
C1	153.00'	118.21'	N73°55'03"E	115.29'
C2	153.00'	50.29'	N42°22'09"E	50.06'
C3	425.00'	28.78'	S52°31'01"E	28.78'
C4	425.00'	8.06'	S55°00'02"E	8.06'
C5	4998.20'	232.46'	S75°37'36"E	232.44'
C6	171.27'	42.05'	N26°01'31"E	41.94'
C7	1508.27'	183.42'	S80°43'57"E	183.30'
C8	940.40'	131.16'	S73°16'57"E	131.05'
C9	171.27'	64.37'	S43°49'31"W	63.99'

EXHIBIT "A"

A PORTION OF US 29 BYPASS TO
BE REMOVED FROM DEDICATION

US 29 BYPASS NEAR NORTH TRYON STREET
CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.
DEED REFERENCE: _____
TAX PARCEL: _____
SHEET 3 OF 3

R.B. PHARR AND ASSOCIATES, P.A.

SURVEYING AND MAPPING
LICENSURE NO: C-1471
969 E. 7TH ST.; #100 CHARLOTTE, N.C. 28204 TEL. (704) 376-2186

SCALE:
1" = 60'

DATE:
FEB. 13, 2018

JOB NO.
87905

CREW:
TR

DRAWN:
BM

REVISED:

Legal Description

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

COMMENCING at an existing concrete monument situated on the westerly margin of the right-of-way of North Tryon Street/ U.S. Highway 29 (variable width public r/w); said point being the easterly most corner of Parcel 2, "University Apartments at Tom Hunter Station" as shown in Map Book 59, Page 537 of the Mecklenburg County Public Registry; thence with Parcel 2, N 26°36'55" W a distance of 52.22 feet to a ½" new iron rod, being the point of BEGINNING; thence continuing with Parcel 2, two (2) courses and distances as follows: 1) N 26°36'55" W a distance of 39.39 feet to an existing concrete monument; 2) N 76°21'16" W a distance of 597.88 feet to a ½" new iron rod; thence leaving Parcel 2, N 24°40'26" W a distance of 59.65 feet to a ½" new iron rod situated on the easterly side of Reagan Drive (variable width public r/w); thence with Reagan Drive, with a circular curve turning to the left having a radius of 165.77 feet, an arc length of 61.53 feet, (chord: N 43°35'51" E, 61.18 feet) to a ½" new iron rod; thence leaving Reagan Drive, nine (9) courses and distances as follows: 1) with a circular curve turning to the left having a radius of 425.00 feet, an arc length of 13.57 feet, (chord: S 54°37'46" E, 13.57 feet) to a ½" new iron rod; 2) N 35°40'14" E, 51.05 feet) to a ½" new iron rod; 3) S 54°19'46" E, 30.00 feet) to a ½" new iron rod; 4) S 35°40'14" W a distance of 8.78 feet to a ½" new iron rod; 5) S 66°38'38" E, 308.40 feet) to a ½" new iron rod; 6) S 15°42'42" W, 11.40 feet) to a ½" new iron rod; 7) with a circular curve turning to the left having a radius of 4998.20 feet, an arc length of 232.46 feet, (chord: S 75°37'36" E, 232.44 feet) to a ½" new iron rod; 8) S 76°57'56" E, 36.60 feet) to a ½" new iron rod; 9) S 13°02'04" W a distance of 86.80 feet back to the point and place of BEGINNING. Containing 53,194 square feet or 1.2212 acres according to a survey by R. B. Pharr & Associates, P. A. dated February 13, 2018. Job No. 87905

RESOLUTION TO CLOSE UNOPENED MAPLEWOOD ROAD OFF WEST MALLARD CREEK
CHURCH 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 Unopened Maplewood Road off West Mallard Creek Church 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 Unopened Maplewood Road off West Mallard Creek Church 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 Charlotte Water 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 public hearing was held on the 9th day of May 2022, and City Council determined that closing Unopened Maplewood Road off West Mallard Creek Church 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 May 9, 2022, that the Council hereby orders the closing Unopened Maplewood Road off West Mallard Creek Church 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. This action shall be effective on the date the recombination plat for parcels 047-162-07, 047-162-08, and 047-162-09 is recorded in the Register of Deeds for Mecklenburg County. This abandonment approval shall be void if the above condition is not met within 12 months from May 9, 2022.

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 9th day of May 2022, the reference having been made in Minute Book 156 and recorded in full in Resolution Book 52, Page(s) 735-740.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9th day of May 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

May 9, 2022
Resolution Book 52, Page 737

NCGS MONUMENT "TSQUARE" (TIE)
NC GRID COORDS (NAD 83/2011)
N=582,969.108
E=1,473,908.35
EL.=765.41
ADJUSTED COMBINED
FACTOR=0.99984193

PID 04716212
CRS OFFICE CENTER II, LLC
DB 33784 PG 278
MB 29 PG 294

PID 04716207
DALLAS MERLE KING AND
ELIZABETH L. KING
DB 10393 PG 784
MB 12 PG 387

PID 04716208
DALLAS MERLE KING AND
ELIZABETH L. KING
DB 10393 PG 784
MB 12 PG 387

PID 04716209
DALLAS MERLE KING AND
ELIZABETH L. KING
DB 10393 PG 784
MB 12 PG 387

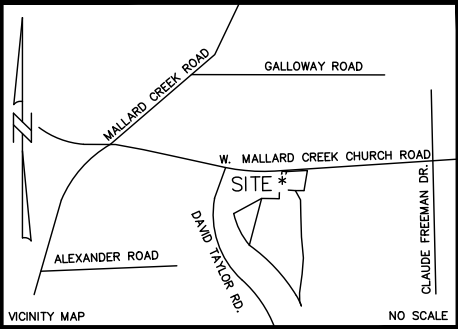
WEST MALLARD CREEK CHURCH ROAD
(120' PUBLIC R/W WIDTH MB 29 PG 294)

PID 04716205
CRESCENT
COMMUNITIES, LLC
DB 34105 PG 367
MB 38 PG 619

PID 04716202
CAMBRIDGE
ACQUISITIONS, LLC
DB 33142 PG 665

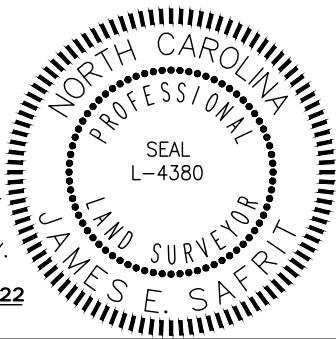
PID 04716211
CC ESCENT RESEARCH PARK, LLC
10716 DAVID TAYLOR DRIVE
DB 33946 PG 566
19.828 ACRES/
863,727 SQ. FT.

PID 04716202
CAMBRIDGE
ACQUISITIONS, LLC
DB 33142 PG 665



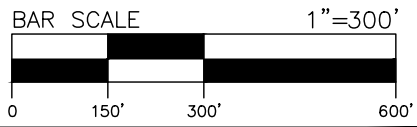
NOTES:

1. THE SOLE PURPOSE OF THIS PLAT IS TO ABANDON MAPLEWOOD ROAD.
2. MAPLEWOOD ROAD, AS SHOWN HEREON PLOTTED FROM INFORMATION TAKEN FROM PLAT RECORDED IN MAP BOOK 12, PAGE 387 AND ORIENTATED TO FOUND MONUMENTATION. THERE WAS NO RECORDED CONVEYANCE FOUND FOR THIS RIGHT OF WAY, NOR DID THE RECORD PLAT CALL FOR THIS RIGHT OF WAY TO BE DEDICATED TO PUBLIC OR PRIVATE USE.
3. SUBJECT TRACT DEED/MAP REFERENCE: MB 12 PG 387
4. PROPERTY MAY BE SUBJECT TO EASEMENTS & RIGHT-OF-WAY RECORD.
5. UNADJUSTED RATIO OF PRECISION: 1:130,400
6. SURVEY COMPLETED: JULY 13, 2021
7. HORIZONTAL CONTROL ESTABLISHED WITH GPS USING NCGS, VRS NETWORK.
HORIZONTAL DATUM - NCSPCS (NAD 83/2011)



I, JAMES E. SAFRUT, CERTIFY THAT THIS PLAT WAS PREPARED UNDER MY SUPERVISION AND IS FOR ROAD ABANDONMENT PURPOSES ONLY.

James E. Safrut
JAMES E. SAFRUT, N.C.P.L.S. L-4380 2/7/2022



CHECKED BY:	JES
DRAWN BY:	GEJ
PROJECT NUMBER:	GW32.800
SURVEY DATE:	7/13/2021
SHEET:	1 OF 3

R/W ABANDONMENT EXHIBIT MAPLEWOOD ROAD	
CLIENT:	CRESCENT ACQUISITIONS, LLC
227 WEST TRADE STREET, SUITE 1000 CHARLOTTE, NC 28202	

ESP
ESP Associates, Inc.
P.O. Box 7030
Charlotte, NC 28241
3475 Lakemont Blvd.
Fort Mill, SC 29708
704-583-4949 (NC)
803-802-2440 (SC)
www.espassociates.com



NORTH ORIENTED TO
NC GRID NAD83 (2011)


ABBREVIATION LEGEND

AC - ACRE(S)
DB - DEED BOOK
E/P - EDGE OF PAVEMENT
FD - FOUND
MB - MAP BOOK
NAD - NORTH AMERICAN DATUM
NCGS - NORTH CAROLINA GEODETIC SURVEY
NCSPC - NORTH CAROLINA STATE PLANE
COORDINATES
NTS - NOT TO SCALE
PG - PAGE
PID - PARCEL IDENTIFICATION
RBF - REBAR FOUND
R/W - RIGHT-OF-WAY
SQ FT - SQUARE FEET
T - TOTAL

SYMBOL LEGEND

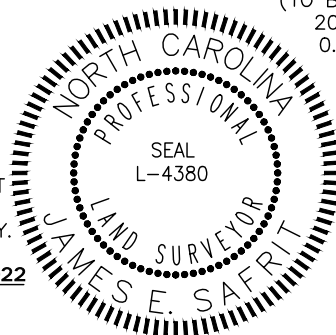
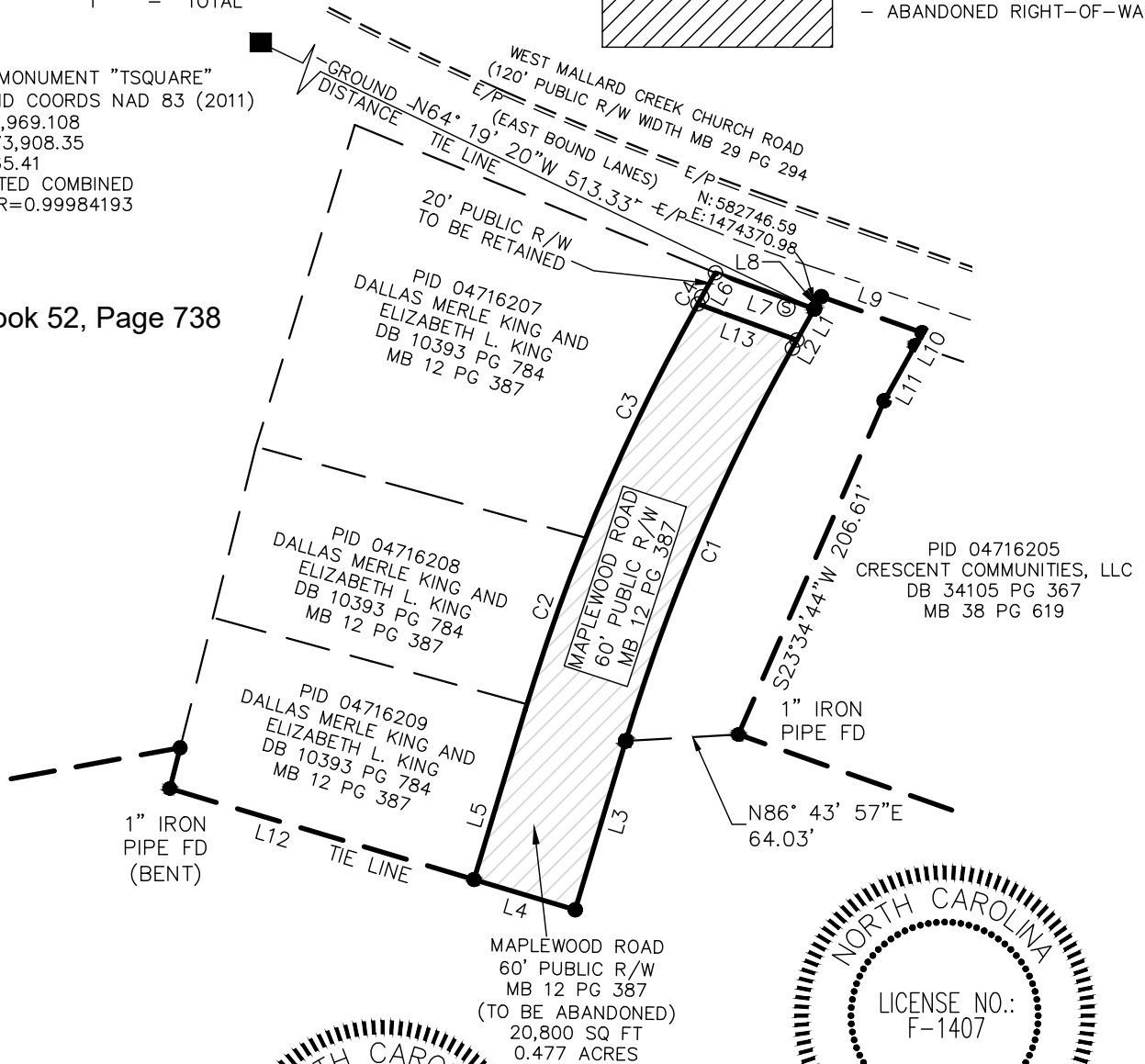
○ - # 5 REBAR SET (UNLESS NOTED)
● - #5 REBAR FOUND (UNLESS NOTED)
■ - CONCRETE MONUMENT
Ⓢ - SANITARY SEWER MANHOLE (EXISTING)

LINE LEGEND

— - PROPERTY LINE
- - - - - ADJOINING PROPERTY LINE
- - - - - RIGHT-OF-WAY LINE
 - ABANDONED RIGHT-OF-WAY

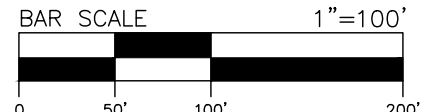
NCGS MONUMENT "TSQUARE"
NC GRID COORDS NAD 83 (2011)
N=582,969.108
E=1,473,908.35
EL.=765.41
ADJUSTED COMBINED
FACTOR=0.99984193

May 9, 2022
Resolution Book 52, Page 738



I, JAMES E. SAFRIT, CERTIFY THAT THIS PLAT
WAS PREPARED UNDER MY SUPERVISION AND
IS FOR ROAD ABANDONMENT PURPOSES ONLY.

James E. Safrit
JAMES E. SAFRIT, N.C.P.L.S. L-4380 2/7/2022



CHECKED BY:	JES
DRAWN BY:	GEJ
PROJECT NUMBER:	GW32.800
SURVEY DATE:	7/13/2021
SHEET:	2 OF 3

R/W ABANDONMENT EXHIBIT MAPLEWOOD ROAD

CLIENT: CRESCENT ACQUISITIONS, LLC

227 WEST TRADE STREET, SUITE 1000 CHARLOTTE, NC 28202



ESP Associates, Inc.
P.O. Box 7030
Charlotte, NC 28241
3475 Lakemont Blvd.
Fort Mill, SC 29708
704-583-4949 (NC)
803-802-2440 (SC)
www.espassociates.com

CURVE TABLE					
CURVE #	LENGTH	RADIUS	DELTA	BEARING	CHORD
C1	242.46'	1099.13'	012°38'21"	S22°58'45"W	241.97'
C2	100.04'	1159.13'	004°56'42"	N19°17'39"E	100.01'
C3	151.09'	1159.13'	007°28'07"	N25°30'03"E	150.99'
C4	4.56'	1159.13'	000°13'32"	S29°20'52"W	4.56'

LINE TABLE		
LINE #	DIRECTION	LENGTH
L1	S29°17'54"W	20.26'
L2	S29°17'54"W	5.32'
L3	S16°39'35"W	100.00'
L4	N73°21'37"W	59.94'
L5	N16°47'12"E	100.19'
L6	N29°32'47"E	15.71'
L7	S69°54'51"E	59.75'
L8	S29°17'54"W	8.05'
L9	N70°15'03"W	60.76'
L10	S29°11'28"W	8.17'
L11	S29°11'28"W	36.00'
L12	N73°20'02"W	180.06'
L13	S69°54'51"E	59.82'

I, JAMES E. SAFRIT, CERTIFY THAT THIS PLAT
WAS PREPARED UNDER MY SUPERVISION AND
IS FOR ROAD ABANDONMENT PURPOSES ONLY.

James E. Safrat 2/7/2022
JAMES E. SAFRIT, N.C.P.L.S. L-4380



CHECKED BY:	JES
DRAWN BY:	GEJ
PROJECT NUMBER:	GW32.800
SURVEY DATE:	7/13/2021
SHEET:	3 OF 3

R/W ABANDONMENT EXHIBIT MAPLEWOOD ROAD	
CLIENT:	CRESCENT ACQUISITIONS, LLC
227 WEST TRADE STREET, SUITE 1000 CHARLOTTE, NC 28202	



ESP Associates, Inc.
P.O. Box 7030
Charlotte, NC 28241
3475 Lakemont Blvd.
Fort Mill, SC 29708
704-583-4949 (NC)
803-802-2440 (SC)
www.espassociates.com

Boundary Description
Maplewood Rd off W Mallard Creek Church Rd
Exhibit B

LYING AND BEING SITUATE IN MECKLENBURG COUNTY, NORTH CAROLINA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEING ALL THAT TRACT OF LAND, SHOWN AS MAPLEWOOD ROAD 60' PUBLIC R/W ON RECOMBINATION SURVEY RESOURCE SQUARE PREPARED BY JAMES E. SAFRIT, PROFESSIONAL LAND SURVEYOR, DATED AUGUST 16, 2019, AND RECORDED IN MAP BOOK 65 AT PAGE 633, IN THE OFFICE OF THE REGISTER OF DEEDS FOR MECKLENBURG COUNTY, NORTH CAROLINA.

COMMENCING AT NCGS MONUMENT "TSQUARE" HAVING NORTH CAROLINA GRID COORDINATES NAD 83(2011), NORTHING 582,969.10; EASTING 1,473,908.55, S64°18'46"W A DISTANCE OF 513.36' TO A POINT IN THE SOUTHERN RIGHT OF WAY OF WEST MALLARD CREEK CHURCH ROAD, ALSO BEING ON THE EASTERN MARGIN OF MAPLEWOOD ROAD, AND THE TRUE POINT OF BEGINNING;

THENCE S 29°17'54" W A DISTANCE OF 25.58' TO A FOUND REBAR; THENCE ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 1,099.13' AND A CHORD BEARING OF S22°58'45"W A DISTANCE OF 242.46' TO FOUND REBAR; THENCE S16°39'55"W A DISTANCE OF 100.00' TO A FOUND REBAR: THENCE N73°21'37"W A DISTANCE OF 59.94' TO A FOUND REBAR IN THE LINE OF DALLAS AND ELLIZABETH KING; THENCE WITH SAID LINE N16°47'12"E A DISTANCE OF 100.19' TO A POINT; THENCE ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 1,159.13' AND A CHORD BEARING OF N19°17'39"E A DISTANCE OF 100.01' TO A POINT; THENCE ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 1,159.13' AND A CHORD BEARING OF N25°36'49"E A DISTANCE OF 155.54' TO A POINT; THENCE N29°32'47"E A DISTANCE OF 15.71' TO A POINT IN THE SOUTHERN RIGHT OF WAY OF WEST MALLARD CREEK CHURCH ROAD; THENCE S69°54'51"E A DISTANCE OF 59.75' TO THE TRUE POINT OF BEGINNING, HAVING AN AREA OF 21,996 SQUARE FEET, 0.505 ACRES

RESOLUTION TO CLOSE UNOPENED RIGHT-OF-WAY OFF LIGGETT STREET, A PORTION OF UNOPENED HEYWOOD AVENUE RIGHT-OF-WAY AND A PORTION OF THE ALLEYWAY OFF ALLEGHANY 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 Unopened Right-of-Way off Liggett Street, a Portion of Unopened Heywood Avenue Right-of-Way and a Portion of the Alleyway off Alleghany 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 Unopened Right-of-Way off Liggett Street, a Portion of Unopened Heywood Avenue Right-of-Way and a Portion of the Alleyway off Alleghany 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, the public hearing was held on the 9th day of May 2022, and City Council determined that closing Unopened Right-of-Way off Liggett Street, a Portion of Unopened Heywood Avenue Right-of-Way and a Portion of the Alleyway off Alleghany 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.

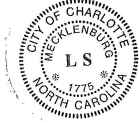
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of May 9, 2022, that the Council hereby orders the closing Unopened Right-of-Way off Liggett Street, a Portion of Unopened Heywood Avenue Right-of-Way and a Portion of the Alleyway off Alleghany 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 action shall be effective on the date that the right-of-way for the new alignment of Heywood Avenue is conveyed, recorded, constructed, and accepted by the City of Charlotte for maintenance. This abandonment approval shall be void if the above conditions are not met within 5-years after May 9, 2022.

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.

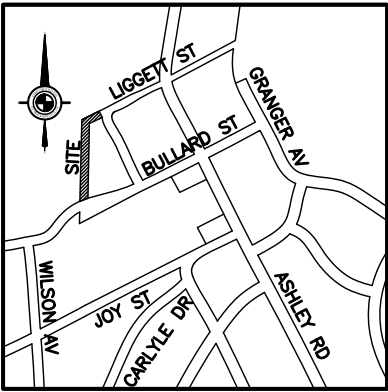
CERTIFICATION

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 9th day of May 2022, the reference having been made in Minute Book 156 and recorded in full in Resolution Book 52, Page(s) 741-750.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9th day of May 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC



VICINITY MAP - NTS

THIS IS TO CERTIFY THAT ON THE 19 DAY OF SEPTEMBER, 2019 AN ACTUAL SURVEY WAS MADE UNDER MY SUPERVISION OF THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE BOUNDARY LINES AND THE IMPROVEMENTS, IF ANY, ARE AS SHOWN HEREON. THIS PLAT MEETS THE MINIMUM STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA, BOARD RULE .1600 (21 NCAC 56) AND THE RATIO OF PRECISION DOES NOT EXCEED AN ERROR OF CLOSURE OF ONE (1) FOOT PER 10,000 FEET OF PERIMETER SURVEYED NOR 20 SECONDS TIMES THE SQUARE ROOT OF THE NUMBER OF ANGLES TURNED.

SIGNED Andrew B Baker

FLOOD CERTIFICATION

THIS IS TO CERTIFY THAT THE SUBJECT PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD AREA AS SHOWN ON MAPS PREPARED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, FEDERAL INSURANCE ADMINISTRATION, DATED SEPTEMBER 2, 2015. COMMUNITY PANEL NO: 3710453400K; ZONED "X"



CURVE	RADIUS	ARC LENGTH	CHORD BEARING	CHORD LENGTH
C1	654.60'	15.13'	S18°55'26"E	15.13'
C2	654.60'	15.13'	S20°14'54"E	15.13'

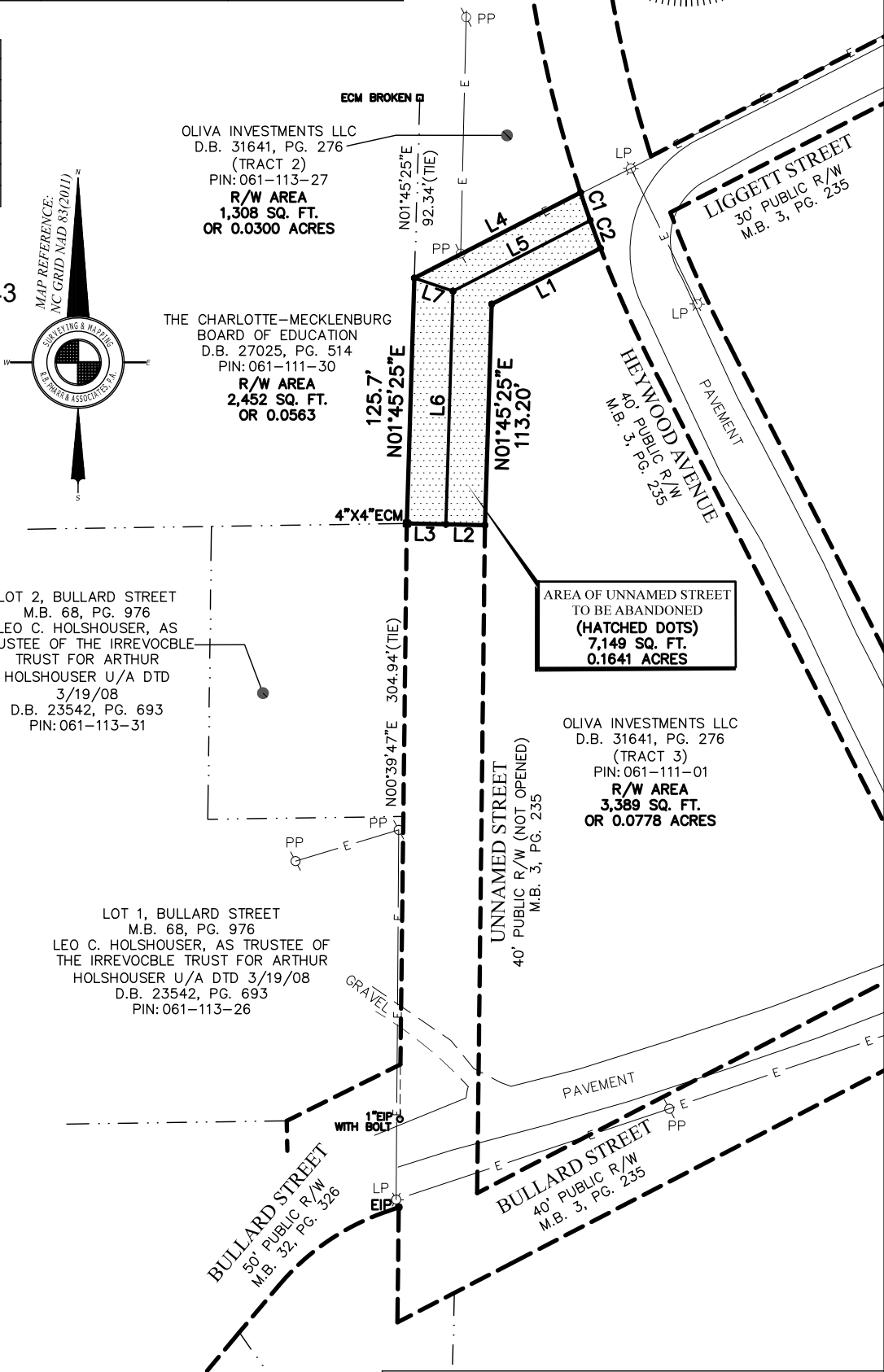
LINE	BEARING	DISTANCE
L1	S62°46'58"W	62.57'
L2	N88°47'24"W	20.00'
L3	N88°47'24"W	20.00'
L4	N62°47'05"E	95.70'
L5	S62°46'02"W	78.96'
L6	S01°45'25"W	119.46'
L7	S71°21'21"E	20.90'

May 9, 2022

Resolution Book 52, Page 743

NOTES:

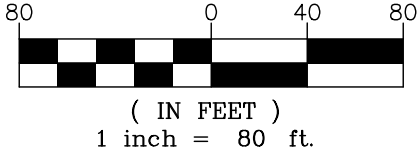
- THIS PLAT IS NOT FOR RECORDATION AS PER G.S. 47-30 AS AMENDED.
- ALL CORNERS ARE CALCULATED POINTS UNLESS OTHERWISE SHOWN.
- NO RECOVERABLE NGS MONUMENT LOCATED WITHIN 2,000 FEET OF SUBJECT PROPERTY.
- THE LOCATION OF UNDERGROUND UTILITIES SHOWN ON THIS MAP IS APPROXIMATE, BASED ON INFORMATION PROVIDED BY OTHERS OR BY FIELD LOCATION. UTILITY LOCATIONS AS SHOWN HEREON ARE INTENDED FOR PLANNING ONLY. ACTUAL LOCATION, SIZE, OR DEPTH OF LINE SHOULD BE VERIFIED WITH THE INDIVIDUAL UTILITY COMPANY BEFORE CONSTRUCTION.
- THIS SURVEY WAS PERFORMED WITHOUT BENEFIT OF A TITLE COMMITMENT REPORT. R.B. PHARR & ASSOCIATES, P.A. DOES NOT CLAIM THAT ALL MATTERS OF RECORD WHICH MAY OR MAY NOT AFFECT THE SUBJECT PROPERTY ARE SHOWN HEREON.
- BROKEN LINES INDICATE PROPERTY LINES NOT SURVEYED.
- THE OFF-SITE RIGHT-OF-WAY SHOWN HEREON IS FOR ILLUSTRATIVE PURPOSES ONLY. THE UNDERSIGNED CERTIFIES ONLY TO THE RIGHT-OF-WAYS SURVEYED, AND DOES NOT CERTIFY TO THE RIGHT OF WAY WIDTH OF ANY ADJACENT PROPERTIES.
- UNDERGROUND UTILITY SHOWN HEREON SCALED PER AS-BUILT MAPS PROVIDED BY CHARLOTTE WATER.



LEGEND:

- D.B. - DEED BOOK
ECM - EXISTING CONCRETE MONUMENT
EIP - EXISTING IRON PIPE
LP - LIGHT POLE
M.B. - MAP BOOK
N.C.G.S. - NORTH CAROLINA GEODETIC SURVEY
NIR - NEW IRON ROD
PP - POWER POLE
PG. - PAGE
R/W - RIGHT-OF-WAY
PROPERTY LINE
PROPERTY LINE (NOT SURVEYED)
RIGHT-OF-WAY
RIGHT-OF-WAY (NOT SURVEYED)
EASEMENT
POWER LINE

GRAPHIC SCALE



RIGHT-OF-WAY ABANDONMENT EXHIBIT MAP:

UNNAMED STREET AND A PART OF LIGGETT STREET

CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.
MAP REFERENCE: AS SHOWN HEREON
DEED REFERENCE: AS SHOWN HEREON
TAX PARCEL: AS SHOWN HEREON

R.B. PHARR AND ASSOCIATES, P.A.

SURVEYING AND MAPPING
LICENSURE NO: C-1471

969 E. 7TH ST., #100 CHARLOTTE, N.C. 28204 TEL. (704) 376-2186

CREW:	DRAWN:	REVISED:	SCALE:	DATE:	JOB NO.
FC	DJ		1" = 80'	SEP 19, 2019	93157

EXHIBIT MAP

THIS MAP IS NOT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS AND HAS NOT BEEN REVIEWED FOR COMPLIANCE WITH RECORDING REQUIREMENTS FOR PLATS.

I, ANDREW B. BAKER, CERTIFY THAT THIS MAP WAS PREPARED UNDER MY SUPERVISION AND THAT THE MAP WAS PREPARED FOR THE PURPOSE OF ALLEY ABANDONMENT ONLY, AND IS NOT INTENDED TO BE A BOUNDARY SURVEY OF THE PROPERTY SHOWN.

SIGNED Andrew B. Baker

NOTES:

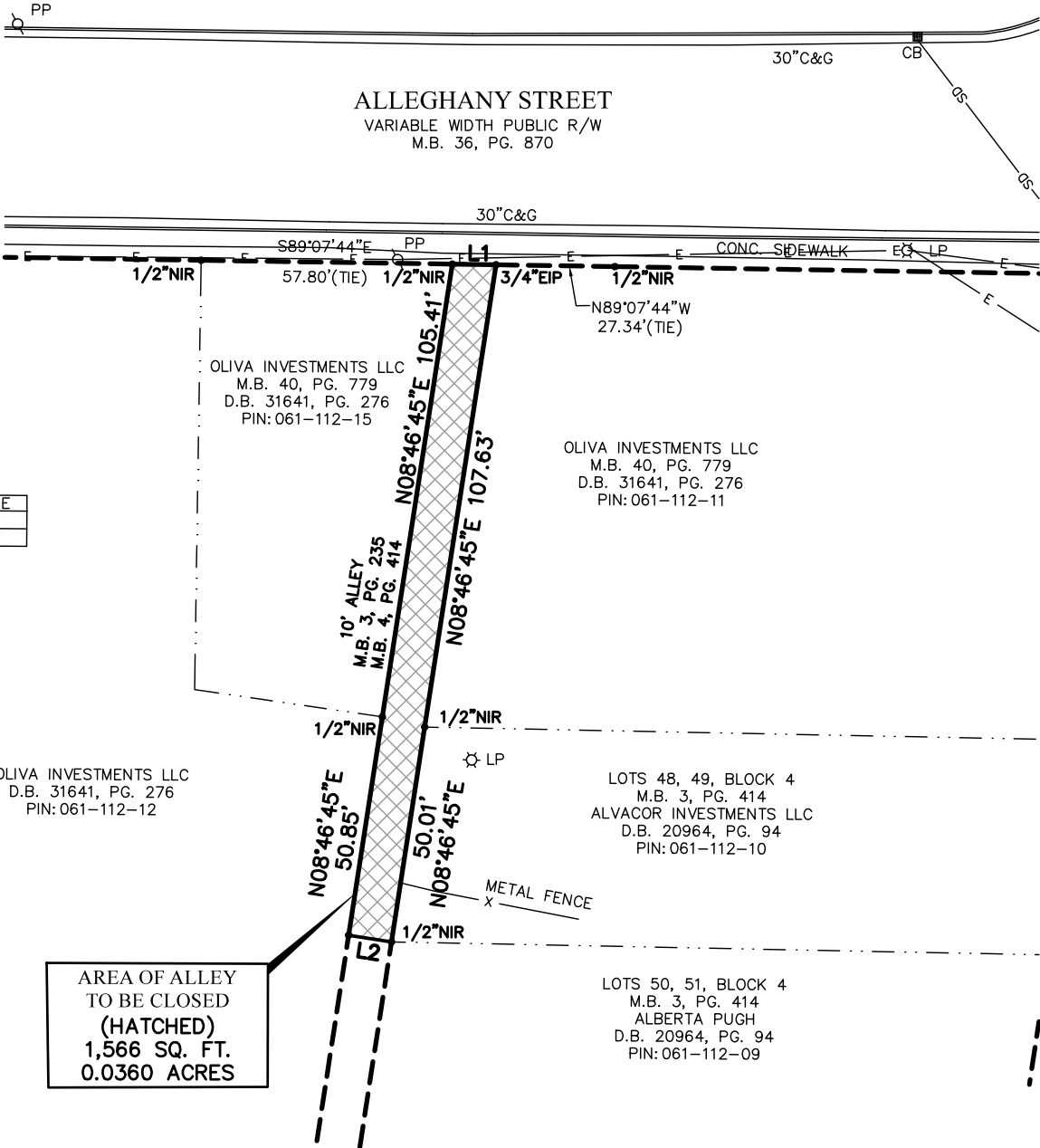
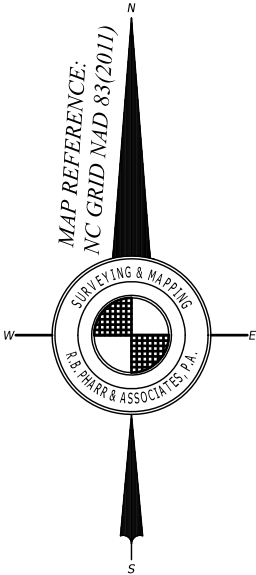
1. THIS PLAT IS NOT FOR RECORDATION AS PER G.S. 47-30 AS AMENDED.
2. THIS MAP WAS PREPARED WITHOUT BENEFIT OF A TITLE COMMITMENT REPORT. R.B. PHARR & ASSOCIATES, P.A. DOES NOT CLAIM THAT ALL MATTERS OF RECORD WHICH MAY OR MAY NOT AFFECT THE SUBJECT PROPERTY ARE SHOWN HEREON.
3. THE OFF-SITE RIGHT-OF-WAY SHOWN HEREON IS FOR ILLUSTRATIVE PURPOSES ONLY. THE UNDERSIGNED CERTIFIES ONLY TO THE RIGHT-OF-WAYS SURVEYED, AND DOES NOT CERTIFY TO THE RIGHT OF WAY WIDTH OF ANY ADJACENT PROPERTIES.
4. PHYSICAL IMPROVEMENTS MAY EXIST ON SUBJECT PROPERTY THAT ARE NOT SHOWN HEREON.
5. EASEMENT IN FAVOR OF DUKE ENERGY, PIEDMONT NATURAL GAS, CHARLOTTE WATER AND ALL OTHER OWNERS OF EXISTING UNDERGROUND UTILITIES AND TELECOMMUNICATIONS FACILITIES, UPON, UNDER AND ACROSS THE AREA PETITIONED TO BE ABANDONED FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT AND REPAIR OF PIPE, CABLE, CONDUIT AND/OR RELATED EQUIPMENT.



VICINITY MAP - NTS

May 9, 2022

Resolution Book 52, Page 744

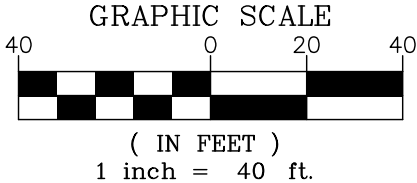


LINE TABLE:

LINE	BEARING	DISTANCE
L1	S89°07'44"E	10.08'
L2	N81°13'15"W	9.98'

LEGEND:

- C&G - CURB & GUTTER
CB - CATCH BASIN
D.B. - DEED BOOK
EIP - EXISTING IRON PIPE
LP - LIGHT POLE
M.B. - MAP BOOK
NIR - NEW IRON ROD
PP - POWER POLE
PG. - PAGE
R/W - RIGHT-OF-WAY
FENCE
PROPERTY LINE
PROPERTY LINE (NOT SURVEYED)
RIGHT-OF-WAY
RIGHT-OF-WAY (NOT SURVEYED)
EASEMENT
POWER LINE
STORM DRAIN PIPE



AREA TO BE CLOSED:
1,566 SQ. FT. OR 0.0360 ACRES

EXHIBIT MAP:
PORTION OF ALLEY
TO BE CLOSED

CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.
MAP REFERENCE: AS SHOWN HEREON
DEED REFERENCE: AS SHOWN HEREON
TAX PARCEL: AS SHOWN HEREON

R.B. PHARR AND ASSOCIATES, P.A.
SURVEYING AND MAPPING
LICENSURE NO: C-1471

969 E. 7TH ST., #100 CHARLOTTE, N.C. 28204 TEL. (704) 376-2186

CREW: FC	DRAWN: DJ	REVISED:	SCALE: 1" = 40'	DATE: SEP 19, 2019	JOB NO. 93713
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EXHIBIT MAP

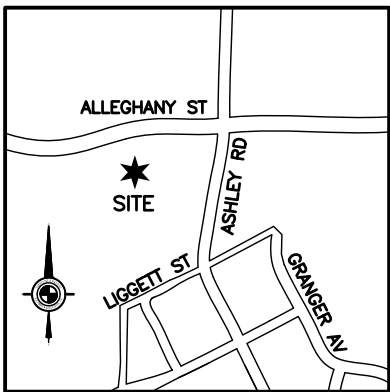
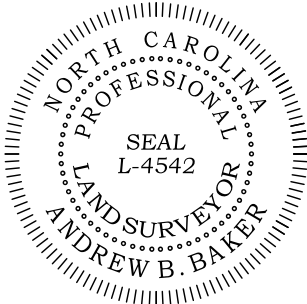
THIS MAP IS NOT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS AND HAS NOT BEEN REVIEWED FOR COMPLIANCE WITH RECORDING REQUIREMENTS FOR PLATS.

I, ANDREW B. BAKER, CERTIFY THAT THIS MAP WAS PREPARED UNDER MY SUPERVISION AND THAT THE MAP WAS PREPARED FOR THE PURPOSE OF ALLEY ABANDONMENT ONLY, AND IS NOT INTENDED TO BE A BOUNDARY SURVEY OF THE PROPERTY SHOWN.

SIGNED Andrew B. Baker

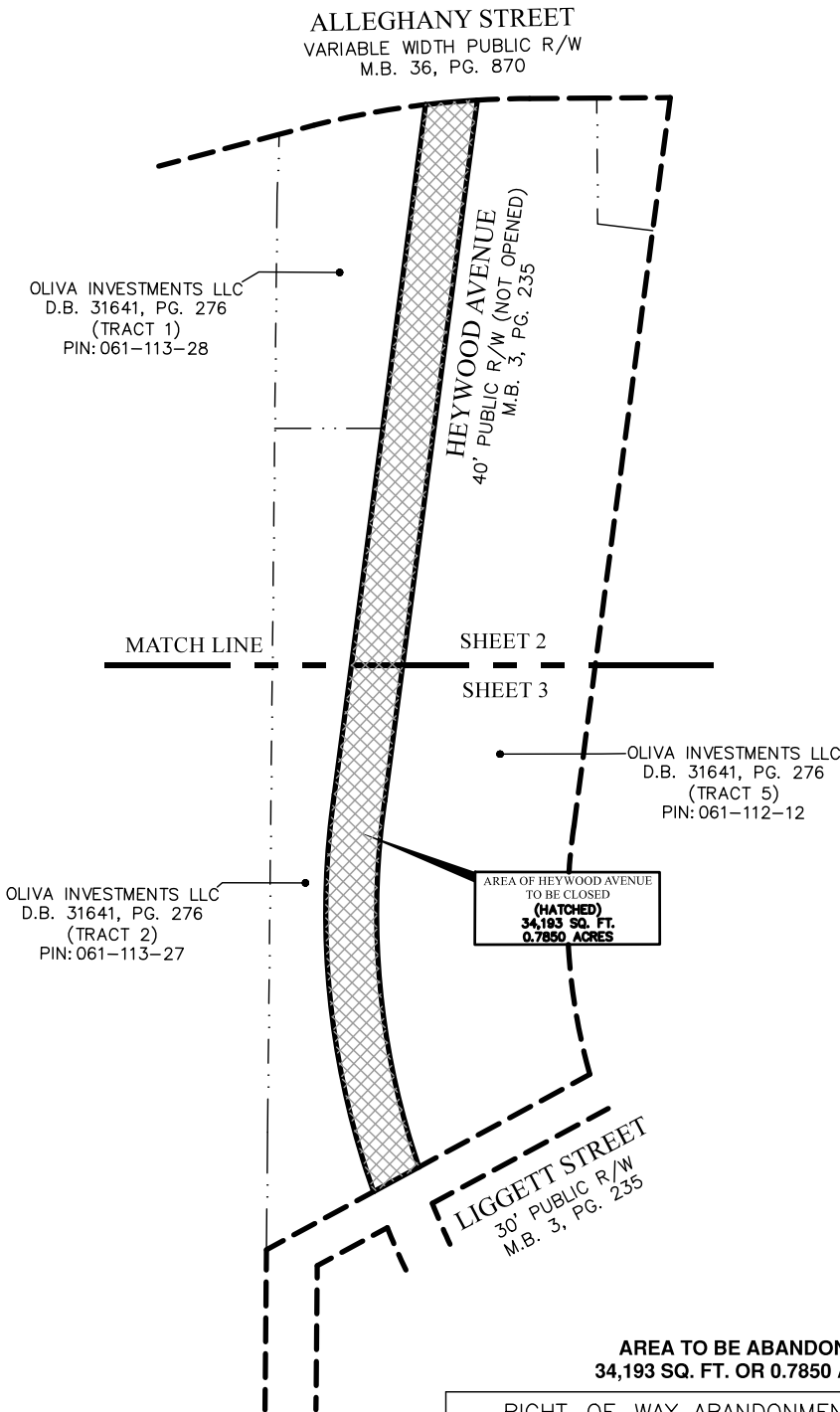
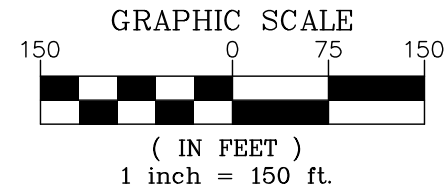
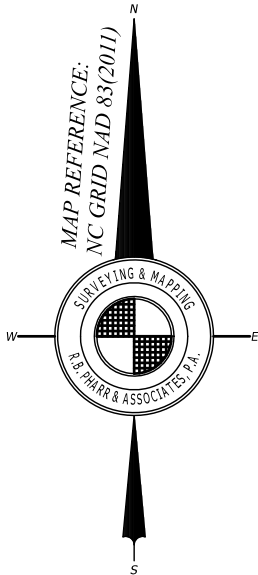
NOTES:

1. THIS PLAT IS NOT FOR RECORDATION AS PER G.S. 47-30 AS AMENDED.
2. THIS MAP WAS PREPARED WITHOUT BENEFIT OF A TITLE COMMITMENT REPORT. R.B. PHARR & ASSOCIATES, P.A. DOES NOT CLAIM THAT ALL MATTERS OF RECORD WHICH MAY OR MAY NOT AFFECT THE SUBJECT PROPERTY ARE SHOWN HEREON.
3. THE OFF-SITE RIGHT-OF-WAY SHOWN HEREON IS FOR ILLUSTRATIVE PURPOSES ONLY. THE UNDERSIGNED CERTIFIES ONLY TO THE RIGHT-OF-WAYS SURVEYED. AND DOES NOT CERTIFY TO THE RIGHT OF WAY WIDTH OF ANY ADJACENT PROPERTIES.
4. PHYSICAL IMPROVEMENTS MAY EXIST ON SUBJECT PROPERTY THAT ARE NOT SHOWN HEREON.
5. EASEMENT IN FAVOR OF DUKE ENERGY, PIEDMONT NATURAL GAS, CHARLOTTE WATER AND ALL OTHER OWNERS OF EXISTING UNDERGROUND UTILITIES AND TELECOMMUNICATIONS FACILITIES, UPON, UNDER AND ACROSS THE AREA PETITIONED TO BE ABANDONED FOR ACCESS TO AND FOR THE INSTALLATION, MAINTENANCE, REPLACEMENT AND REPAIR OF PIPE, CABLE, CONDUIT AND/OR RELATED EQUIPMENT.



VICINITY MAP - NTS

May 9, 2022
Resolution Book 52, Page 745



LEGEND:

- C&G - CURB & GUTTER
D.B. - DEED BOOK
ECM - EXISTING CONCRETE MONUMENT
EIP - EXISTING IRON PIPE
EIR - EXISTING IRON ROD
EN - EXISTING NAIL
LP - LIGHT POLE
M.B. - MAP BOOK
N.G.S. - NATIONAL GEODETIC SURVEY
NIR - NEW IRON ROD
PIN - PARCEL IDENTIFICATION NUMBER
PP - POWER POLE
PG. - PAGE
RCP - REINFORCED CONCRETE PIPE
RW - RETAINING WALL
R/W - RIGHT-OF-WAY
SSMH - SANITARY SEWER MANHOLE
(T) - TOTAL
- PROPERTY LINE _____
PROPERTY LINE (NOT SURVEYED) - - - - -
RIGHT-OF-WAY _____
RIGHT-OF-WAY (NOT SURVEYED) - - - - -
GAS LINE _____ G _____
POWER LINE _____ E _____
SANITARY SEWER PIPE _____ SS _____
STORM DRAIN PIPE _____ SD _____
WATER LINE _____ W _____

THIS SHEET IS PART OF A SET AND IS NOT VALID UNLESS ACCOMPANIED BY THE ENTIRE SET.

SHEET 1 OF 3

CREW: FC	DRAWN: DJ	REVISED:	SCALE: 1" = 150'	DATE: SEP 19, 2019	JOB NO. 93713
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AREA TO BE ABANDONED:
34,193 SQ. FT. OR 0.7850 ACRES

RIGHT-OF-WAY ABANDONMENT EXHIBIT MAP:

A PART HEYWOOD AVENUE

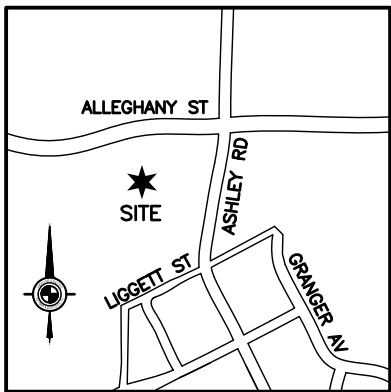
CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.
MAP REFERENCE: AS SHOWN HEREON
DEED REFERENCE: AS SHOWN HEREON
TAX PARCEL: AS SHOWN HEREON

R.B. PHARR AND ASSOCIATES, P.A.
SURVEYING AND MAPPING
LICENSURE NO: C-1471

969 E. 7TH ST., #100 CHARLOTTE, N.C. 28204 TEL. (704) 376-2186

CURVE TABLE:

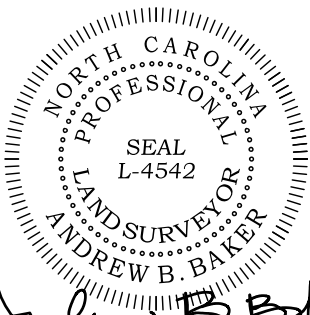
CURVE	RADIUS	ARC LENGTH	CHORD BEARING	CHORD LENGTH
C1	696.31'	40.96'	N86°15'22"E	40.95'



VICINITY MAP - NTS

May 9, 2022

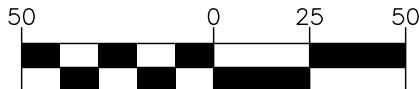
Resolution Book 52, Page 746



LEGEND:

- C&G - CURB & GUTTER
D.B. - DEED BOOK
ECM - EXISTING CONCRETE MONUMENT
EIP - EXISTING IRON PIPE
EIR - EXISTING IRON ROD
EN - EXISTING NAIL
LP - LIGHT POLE
M.B. - MAP BOOK
N.G.S. - NATIONAL GEODETIC SURVEY
NIR - NEW IRON ROD
PIN - PARCEL IDENTIFICATION NUMBER
PP - POWER POLE
PG. - PAGE
RCP - REINFORCED CONCRETE PIPE
RW - RETAINING WALL
R/W - RIGHT-OF-WAY
SSMH - SANITARY SEWER MANHOLE
(T) - TOTAL
PROPERTY LINE
PROPERTY LINE (NOT SURVEYED)
RIGHT-OF-WAY
RIGHT-OF-WAY (NOT SURVEYED)
GAS LINE
POWER LINE
SANITARY SEWER PIPE
STORM DRAIN PIPE
WATER LINE

GRAPHIC SCALE



(IN FEET)
1 inch = 50 ft.

THIS SHEET IS PART OF A
SET AND IS NOT VALID
UNLESS ACCOMPANIED BY
THE ENTIRE SET.

SHEET 2 OF 3

CREW:	DRAWN:	REVISED:
FC	DJ	

AREA TO BE ABANDONED:
34,193 SQ. FT. OR 0.7850 ACRES

RIGHT-OF-WAY ABANDONMENT EXHIBIT MAP:

A PART HEYWOOD AVENUE

CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.
MAP REFERENCE: AS SHOWN HEREON
DEED REFERENCE: AS SHOWN HEREON
TAX PARCEL: AS SHOWN HEREON

R.B. PHARR AND ASSOCIATES, P.A.

SURVEYING AND MAPPING

LICENSURE NO: C-1471

969 E. 7TH ST., #100 CHARLOTTE, N.C. 28204 TEL. (704) 376-2186

SCALE:	DATE:	JOB NO.
1" = 50'	SEP 19, 2019	93713

CURVE	RADIUS	ARC LENGTH	CHORD BEARING	CHORD LENGTH
C2	614.60'	291.68'	S04°04'58"E	288.95'
C3	654.60'	316.86'	N04°23'39"W	313.78'



VICINITY MAP - NTS

LINE TABLE:

LINE	BEARING	DISTANCE
L1	S62°47'05"W	40.53'

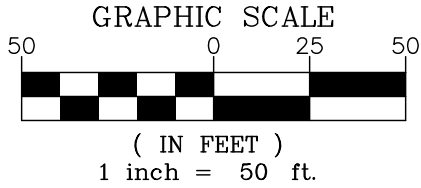
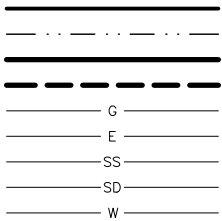


OLIVA INVESTMENTS LLC
D.B. 31641, PG. 276
(TRACT 2)
PIN: 061-113-27



LEGEND:

- C&G - CURB & GUTTER
D.B. - DEED BOOK
ECM - EXISTING CONCRETE MONUMENT
EIP - EXISTING IRON PIPE
EIR - EXISTING IRON ROD
EN - EXISTING NAIL
LP - LIGHT POLE
M.B. - MAP BOOK
N.G.S. - NATIONAL GEODETIC SURVEY
NIR - NEW IRON ROD
PIN - PARCEL IDENTIFICATION NUMBER
PP - POWER POLE
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RCP - REINFORCED CONCRETE PIPE
RW - RETAINING WALL
R/W - RIGHT-OF-WAY
SSMH - SANITARY SEWER MANHOLE
(T) - TOTAL
PROPERTY LINE
PROPERTY LINE (NOT SURVEYED)
RIGHT-OF-WAY
RIGHT-OF-WAY (NOT SURVEYED)
GAS LINE
POWER LINE
SANITARY SEWER PIPE
STORM DRAIN PIPE
WATER LINE



THIS SHEET IS PART OF A
SET AND IS NOT VALID
UNLESS ACCOMPANIED BY
THE ENTIRE SET.

SHEET 3 OF 3

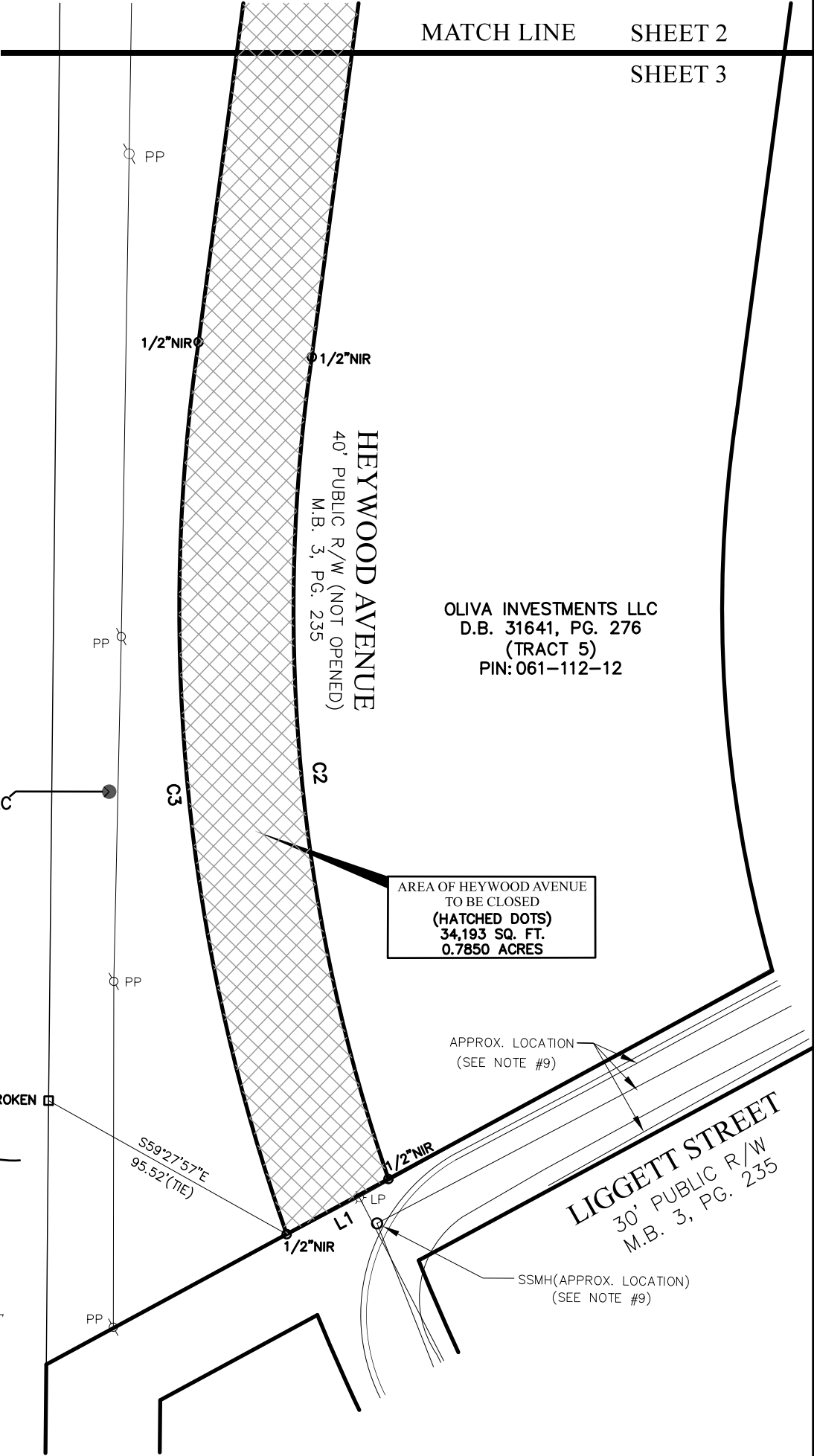
CREW:	DRAWN:	REVISED:
FC	DJ	

AREA TO BE ABANDONED:
34,193 SQ. FT. OR 0.7850 ACRES

RIGHT-OF-WAY ABANDONMENT EXHIBIT MAP:
A PART HEYWOOD AVENUE
CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.
MAP REFERENCE: AS SHOWN HEREON
DEED REFERENCE: AS SHOWN HEREON
TAX PARCEL: AS SHOWN HEREON

R.B. PHARR AND ASSOCIATES, P.A.
SURVEYING AND MAPPING
LICENSURE NO: C-1471
969 E. 7TH ST., #100 CHARLOTTE, N.C. 28204 TEL. (704) 376-2186

SCALE: 1" = 50'	DATE: SEP 19, 2019	JOB NO. 93713
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Boundary Description

Unopened ROW Off Liggett St, Heywood Ave Row, And A Portion of the Alleyway Off Alleghany St

May 9, 2022

Exhibit B

Resolution Book 52, Page 748

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

BEGINNING at a point located on the western margin of the right-of-way of Heywood Avenue (a 40 foot public r/w) and being the southeastern most corner of Oliva Investments LLC property described as Tract 2 in Deed Book 31641, Page 276 as recorded in the Mecklenburg County Registry; thence with the said western margin of Heywood Avenue the following two (2) courses and distances; 1) with a curve along the arc of a curve to the left said curve having an arc length of 15.13 feet a radius of 654.60 feet (chord bearing of South 18°55'26" East and chord distance of 15.13 feet) to a point; 2) with a compound curve along the arc of a curve to the left said curve having an arc length of 15.13 feet a radius of 654.60 feet (chord bearing of South 20°14'54" East and chord distance of 15.13 feet) to a point being located on the said western margin of Heywood Avenue and being northeastern most corner of Oliva Investments LLC property described as Tract 3 in Deed Book 31641, Page 276 as recorded in said Registry; thence with the said property of Oliva Investments LLC the following two (2) courses and distances; 1) South 62°46'58" West a distance of 62.57 feet to a point; 2) South 01°45'25" West a distance of 113.20 feet to a point; thence with the new northern margin of the right-of-way of a Unnamed street (a 40 foot public r/w) the following two (2) courses and distances; 1) North 88°47'24" West a distance of 20.00 feet to a point; 2) North 88°47'24" West a distance of 20.00 feet to an 4"x4" existing concrete monument being the northeastern most corner of Lot 2, Bullard Street as described in Map Book 68, Page 976 as recorded in said Registry and being a common corner with The Charlotte-Mecklenburg board Of Education property as described in Deed Book 27025, Page 514 as recorded in Said Registry; thence with the said The Charlotte-Mecklenburg board Of Education property North 01°45'25" East a distance of 125.73 feet to a point being the southwestern most corner of said Oliva Investments LLC property described as Tract 2; thence with said Oliva Investments LLC property described as Tract 2 North 62°47'05" East a distance of 95.70 feet to a point to the Point and Place of BEGINNING;

Containing 7,149 square feet or 0.1641 acres as shown on a survey prepared by R.B. Pharr & Associates, P.A. dated September 19, 2019, JOB NO. 93157.

Portion of Alley

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

BEGINNING at an 3/4" existing iron pipe located on the southern margin of the right-of-way of Alleghany Street and the northwestern most corner of Oliva Investments LLC property as described in Map Book 40, Page 779; thence with a western line of said Oliva Investments LLC property South 08°46'46" West a distance of 107.63 feet to a 1/2" new iron rod being the northwestern most corner of Lots 48 & 49, Block 4 as described in Map Book 3, Page 414; thence with the western line of said Lots 48 & 49, block 4 South 08°46'46" West a distance of 50.01 feet to a 1/2" new iron rod being the northwestern most corner of Lots 50 & 51 as described in Map Book 3, Page 414; thence with the new northern margin of a 10 feet Alley North 81°13'15" West a distance of 9.98 feet to a point being located on the eastern line of Oliva Investments LLC as described in Deed Book 31641, Page 276; thence with the said eastern line of Oliva Investments LLC North 08°46'45" East a distance of 50.85 feet to a 1/2" new iron rod being a common corner with Oliva Investments LLC property as described in Map Book 40, Page 779; thence with a eastern line of said Oliva Investments LLC North 08°46'45" East a distance of 105.41 feet to a 1/2" new iron rod located on the said margin of Alleghany Street; thence with the said margin of Alleghany Street South 89°07'44" East a distance of 10.08 feet to the Point and Place of BEGINNING;

Containing 1,566 square feet or 0.0360 acres as shown on a survey prepared by R.B. Pharr & Associates, P.A. dated September 19, 2019 JOB NO. 93713.

Portion of Heywood Ave

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

BEGINNING a an 1" existing iron rod located on the southern margin of the right-of-way of Alleghany Street and being the northeastern most corner of the property of Oliva Investments LLC described as Tract 1 in Deed Book 31641, Page 276; thence with the said margin of Alleghany Street with a curve along the arc of a curve to the right said curve having an arc length of 40.96 feet a radius of 696.31 feet (chord bearing of North 86°15'22" East and chord distance of 40.95 feet) to an 3/4" existing iron rod being the northwestern most corner of the property of Oliva Investments LLC described as Tract 5 in Deed Book 31641, Page 276; thence with said Oliva Investments LLC Tract 5 property the following two (2) courses and distances; 1) South 08°46'45" West a distance of 555.21 feet to a 1/2" new iron rod; 2) with a curve along the arc of a curve to the left said curve having an arc length of 291.68 feet a radius of 614.60 feet (chord bearing of South 04°04'58" East and chord distance of 288.95 feet) to a 1/2" new iron rod located on the northern margin of the right-of-way of Liggett Street; thence with the said margin of Liggett Street South 62°47'05" West a distance of 40.53 feet to a 1/2" new iron rod being the southeastern most corner of the property of Oliva Investments LLC property described as Tract 2 in Deed Book 31641, Page 276; thence with said Oliva Investments LLC Tract 2 property the following two (2) courses and distances; 1) with a curve along the arc of a curve to the right said curve having an arc length of 316.86 feet a radius of 654.60 feet (chord bearing of North 04°23'39" West and chord distance of 313.78 feet) to a 1/2" new iron rod; 2) North 08°46'45" East a distance of 289.85 feet to an 1" existing iron pipe being the southeastern most corner of said of Oliva Investments LLC described as Tract 1 property; thence with said Oliva Investments LLC Tract 1 property North 08°46'45" East a distance of 256.48 feet to the Point and Place of BEGINNING;

Containing 34,193 square feet or 0.7850 acres as shown on a survey prepared by R.B. Pharr & Associates, P.A. dated September 19, 2019 JOB NO. 93713.

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON May 9, 2022**

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

WHEREAS, The North Carolina Department of Transportation (NCDOT) has conducted an evaluation of crash history at the intersection of South Boulevard (SR 3998) and Sharon Lakes Road; and,

WHEREAS, the evaluation revealed a history of angle crashes for vehicles exiting a driveway immediately south of Sharon Lakes Road; and,

WHEREAS, NCDOT has proposed the installation of a concrete median on South Boulevard south of Sharon Lakes Road to restrict left turns to and from the driveway entrance; and,

WHEREAS, NCDOT will construct these improvements in accordance with the concept attached and at their cost; and,

WHEREAS, these infrastructure improvements to mitigate angle type crashes support the City's Vision Zero Action Plan.

NOW, THEREFORE, BE IT RESOLVED, by the Charlotte City Council that the City of Charlotte will work in partnership with the North Carolina Department of Transportation to improve safety for motorists traveling on South Boulevard (SR 3998) south of Sharon Lakes Road.

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 9th day of May 2022, the reference having been made in Minute Book 156 and recorded in full in Resolution Book 52, Page(s) 751.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9th day of May 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

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

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 more particularly identified as the JW Clay Parking Deck (the "Site"); and

WHEREAS, the Site contain approximately 15,470 square feet of leasable retail space ("Retail Space"); and

WHEREAS, the IVYREHAB University NC, LLC, operating as IvyRehab, desires to lease approximately 2,604 square feet of the Retail Area (the "Property") for operation of a facility for providing physical, speech, and occupational therapy and other ancillary uses for a ten-year term with two options to renew for sixty (60) months each; and

WHEREAS, in consideration of the lease, IvyRehab has agreed to pay annual rent for the first year of; \$5,425 a month (\$65,100 per year) for the first year and 3 percent annual rent 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 Property for its own benefit upon such market terms and conditions as it determines; and

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

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 leases of the above-referenced Property as follows:

THE CITY COUNCIL HEREBY APPROVES THE LEASE OF THE CITY PROPERTY DESCRIBES ABOVE TO IVYREHAB University NC, LLC, 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 9th DAY OF May, 2022.

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 9th day of May 2022, the reference having been made in Minute Book 156 and recorded in full in Resolution Book 52, Page(s) 752.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9th day of May 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

RESOLUTION PROVIDING APPROVAL OF A MULTIFAMILY HOUSING FACILITY TO BE KNOWN AS FOREST PARK HOMES IN THE CITY OF CHARLOTTE, NORTH CAROLINA AND THE FINANCING THEREOF WITH MULTIFAMILY HOUSING REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$26,000,000

WHEREAS, the City Council (the “City Council”) of the City of Charlotte (the “City”) met in Charlotte, North Carolina at 6:30 p.m. on the 9th day of May, 2022; and

WHEREAS, INLIVIAN (the “Issuer”) has tentatively agreed to issue its multifamily housing revenue bonds in an amount not to exceed \$26,000,000 (the “Bonds”), for the purpose of financing the acquisition, construction and equipping by Forest Park Family 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 Forest Park Homes (the “Development”); and

WHEREAS, the Development will consist of approximately 200 units and related facilities, located at approximately 7140 Forest Point Boulevard 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 February 2, 2022, 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 \$26,000,000 are hereby approved for purposes of Section 147(f) of the Code.

2. This resolution shall take effect immediately upon its passage.

Council member Driggs moved the passage of the foregoing resolution and Council member Phipps seconded the motion, and the resolution was passed by the following vote:

Ayes: Council members Phipps, Johnson, Driggs, Winston, Bokhari, Eggleston, Watlington, Graham, Ajmera, Newton, Eiselt

Nays: None

Not voting: N/A

* * * * *

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 9th day of May 2022, the reference having been made in Minute Book 156 and recorded in full in Resolution Book 52, Page(s) 753-759.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9th day of May 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

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 February 2, 2022, with respect to the issuance of bonds by INLIVIAN for the benefit of Forest Park Family Apartments LLC, a North Carolina limited liability company, or an affiliate or subsidiary thereof (the "Borrower") was published on January 25, 2022, 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 2nd day of February, 2022.



Connie Staudinger, Hearing Officer

RESOLUTION

PROVIDE PRELIMINARY APPROVAL TO ISSUE REVENUE BONDS TO FINANCE THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF AN AFFORDABLE HOUSING DEVELOPMENT TO BE KNOWN AS FOREST PARK HOMES

WHEREAS, Forest Park Family 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 200-unit multifamily housing development to be known as Forest Park Homes and located at approximately 7140 Forest Point Boulevard 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-Six Million Dollars (\$26,000,000) 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.
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.

By: 
A. Fulton Meachem, Jr., Secretary

**RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION
OF ANNEXATION PURSUANT TO G.S. 160A-31
SUNSET CREEK 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 1. A public hearing on the question of annexation of the area described herein will be held during a virtual meeting that is accessible via the Government Channel, the City's Facebook page, or the City's YouTube page at 6:30 p.m. on June 13, 2022.

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

LEGAL DESCRIPTION

BEGINNING at a point in Sunset Road (S. R. 2180, variable width public right-of-way), said point being the northwesterly corner of the Walnut Creek, Phase 1, Map 1 property as recorded in Map Book 35, Page 97 of the Mecklenburg County Public Registry, said point being furthermore located North 52°13'34" West a distance of 7,971.52 feet (ground distance) from North Carolina Geodetic Survey Control Monument "Singer" (NAD 83-2011 Coordinates N: 570,952.42 feet; E: 1,440,785.73 feet; Combined Grid Factor: 0.99983867); and runs thence from said BEGINNING point with the westerly line of Walnut Creek, Phase 1, Map 1 as referenced above, and continuing along the westerly line of Walnut Creek, Phase 1, Map 2, as recorded in Map Book 36, Page 538 of said Registry, South 29°53'23" West, and passing an existing iron rod at 30.04 feet, for a total distance of 648.49 feet to an existing iron rod; thence continuing with the westerly line of Walnut Creek, Phase 1, Map 2, as referenced above the following four (4) courses and distances: 1.) North 02°02'20" East a distance of 9.55 feet to an existing iron rod; 2.) South 30°07'47" West a total distance of 638.12 feet to an existing iron rod; 3.) South 34°57'43" West a distance of 158.17 feet to an existing iron rod on the southerly margin of the right-of-way of Jay Allen Drive; 4.) South 35°09'19" West a distance of 142.17 feet to an existing iron rod at the northwesterly corner of the Common Open Space as shown on the plat of Walnut Creek, Phase 1, Map 2, as referenced above; thence with the westerly line of the Common Open Space, and continuing along the westerly line of the Common Open Space parcel as shown on the plat titled "Record Plat – Map 1 of Walnut Creek, Phase 2" as recorded in Map Book 40, Page 177 of said Registry, the following four (4) courses and distances: 1.) South 35°01'25" West a distance of 397.85 feet to an existing iron rod; 2.) South 30°56'05" West a distance of 152.58 feet to an existing iron rod; 3.) North 70°27'34" East a distance of 11.86 feet to an existing iron rod; 4.) South 31°03'00" West a distance of 240.69 feet to an existing iron rod on a northerly line of the Mecklenburg County property as described in Deed Book 6333,

Page 514 of said Registry; thence with the line of the Mecklenburg County property the following two (2) courses and distances: 1.) North 83°57'20" West a distance of 69.55 feet to an existing iron rod; 2.) South 01°55'04" West a distance of 997.32 feet to an existing iron pipe at the northeasterly corner of Lot 70 as shown on the plat titled "Oakdale Road Phase 2, Map 1, "AKA" The Pointe at Oakdale" as recorded in Map Book 42, Page 357 of said Registry; thence with the northerly line of Lot 70 North 88°29'53" West a distance of 134.97 feet to an existing iron rod on the easterly margin of the right-of-way of Oakdale Pasture Drive (50-foot public right-of-way) as shown on the plat referenced above recorded in Map Book 42, Page 357; thence with the northerly terminus of Oakdale Pasture Drive North 88°48'09" West a distance of 50.08 feet to an existing iron rod on the westerly margin of the right-of-way of Oakdale Pasture Drive at the northeast corner of Lot 71; thence with the northerly line of Lot 71 North 88°31'50" West a distance of 119.90 feet to an existing iron rod at the northeasterly corner of Lot 75; thence with the northerly line of Lot 75 North 88°29'51" West a distance of 60.05 feet to an existing iron rod at the northeast corner of Lot 76; thence with the northerly line of Lot 76 North 88°24'10" West a distance of 56.36 feet to an existing iron rod at a corner of the Common Open Space as shown on the plat referenced above recorded in Map Book 42, Page 357 of said Registry; thence with the line of the Common Open Space recorded in Map Book 42, Page 357, and continuing with the line of the Common Open Space as recorded in the plat titled "Oakdale Road Phase-1, Revised, "AKA" The Pointe at Oakdale" as recorded in Map Book 39, Page 938 of said Registry, North 01°06'43" East a distance of 130.33 feet to an existing iron rod at an easterly corner of Lot 19 as recorded in Map Book 39, Page 938 referenced above; thence with the easterly line of Lot 19 North 01°03'03" East a distance of 70.58 feet to an existing iron rod at the southeasterly corner of Lot 6 as shown on the plat of Oakdale Ridge Subdivision as recorded in Map Book 64, Page 11 of said Registry; thence with the easterly line of Lot 6, Lot 7 and the Common Open Space parcel, all as shown on Map Book 64, Page 11, North 01°32'30" East a distance of 308.55 feet to an existing iron rod at the northeasterly corner of the Common Open Space parcel; thence with the northerly line of the Common Open Space parcel, and continuing along the northerly terminus of Oakdale Creek Lane (56-foot public right-of-way), and the northerly line of Lot 5, another Common Open Space parcel, and Lot 2, all as shown on the plat of Oakdale Ridge Subdivision as recorded in Map Book 64, Page 11 of said Registry, South 82°45'04" West for a total distance of 753.07 feet to a point in the center line of Oakdale Road (S.R. 2025, variable width public right-of-way); thence with the center line of Oakdale Road North 06°01'26" West a distance of 153.34 feet to a point at the southwesterly corner of the RDF 2916 Oakdale, LLC property as described in Deed Book 36175, Page 906 of said Registry; thence with the southerly line of the RDF 2916 Oakdale, LLC property North 73°05'25" East a total distance of 805.95 feet to an existing iron rod at RDF 2916 Oakdale, LLC's southeasterly corner; thence with RDF 2916 Oakdale, LLC's easterly line, and continuing along the easterly line of the Mark and Leigh Cottings property as described in Deed Book 32433, Page 585 of said Registry, North 01°30'38" East a total distance of 226.50 feet to an existing iron rod; thence with another line of the Cottings property North 04°04'38" East a distance of 196.65 feet to an existing iron rod at the southeasterly corner of the Donald and Carrena Riley property as described in Deed Book 6913, Page 741 of said Registry; thence with Riley's easterly line North 04°03'28" East a distance of 213.52 feet to a new iron rod at the southeasterly corner of the Rodney and Rachel Loyear property as described in Deed Book 4206, Page 190 of said Registry; thence with Loyear's easterly line North 02°46'58" East a distance of 232.73 feet to an existing iron pipe at the southeasterly corner of the A Man With A Dream, LLC property as described in Deed Book 31360, Page 290 of said Registry; thence with the easterly line of the A Man With A Dream, LLC property North 01°21'38" East a distance of 646.52 feet to an existing iron rod at the southeasterly corner of another parcel owned by A Man With A Dream, LLC, as described in Deed Book 33178, Page 906 of said Registry; thence with the easterly line of this second parcel

owned by A Man With A Dream, LLC North 01°19'10" East a distance of 74.99 feet to an existing axle at the southwesterly corner of the Sunset Road Partners, LLC property as described in Deed Book 24587, Page 20 of said Registry; thence with the southerly line of the Sunset Road Partners, LLC property South 82°52'25" East a distance of 317.19 feet to an existing iron pipe at the southwesterly corner of the Donna and William Hollar property as described in Deed Book 26482, Page 307 of said Registry; thence with Hollar's line the following two (2) courses and distances: 1.) South 82°30'32" East a distance of 334.88 feet to an existing iron rod; 2.) North 17°27'55" East, and passing an existing iron rod at 1,066.96 feet, for a total distance of 1,092.83 feet to a point in Sunset Road; thence with a line in Sunset Road the following seven (7) courses and distances: 1.) South 69°13'32" East a distance of 144.86 feet to a point; 2.) South 61°23'32" East a distance of 217.70 feet to a point; 3.) North 27°36'46" East a distance of 3.20 feet to a point; 4.) South 60°32'28" East a distance of 161.68 feet to a point; 5.) South 60°30'29" East a distance of 15.12 feet to a point; 6.) South 60°34'37" East a distance of 104.79 feet to a point; 7.) South 61°00'03" East a distance of 145.91 feet to the point and place of BEGINNING; containing 2,440,303 square feet or 56.022 acres, more or less, as shown on a survey prepared by James Mauney & Associates, P.A., dated November 8, 2019, as revised (Map File F-2042AP).

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 9th day of May 2022, the reference having been made in Minute Book 156 and recorded in full in Resolution Book 52, Page(s) 760-762.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9th day of May 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

RESOLUTION DECLARING INTENT TO ABANDON AND CLOSE OLD RIDGE ROAD in the City of Charlotte, Mecklenburg County, North Carolina.

Whereas, WPBXW Highland, LLC has filed a petition to close Old Ridge Road in the City of Charlotte; and

Whereas, Old Ridge Road containing 36,322 square feet or 0.83 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 May 9, 2022, that it intends to close Old Ridge Road 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 Old Ridge Road, to be conducted at 6:30 p.m., or as soon thereafter as practicable, on Monday, the 13th day of June 2022 at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street; Charlotte, North Carolina 28202, by such method, including in a virtual manner, necessary in response to the COVID-19 pandemic. The meeting will be accessible via <https://charlottenc.legistar.com/Calendar.aspx>. All interested parties are invited to present comments at the public hearing regarding the closure of Old Ridge Road. To speak at the public hearing, please call the City Clerk’s office at 704-336-2248 or sign up online at <https://charlottenc.gov/CityClerk/Pages/Speak.aspx>. Participants who would like to participate virtually must contact the City Clerk’s Office by 9:00 a.m. on the day of the meeting. Alternatively, 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 for the beginning of the public hearing. Anyone requiring special accommodations when calling into the meeting and/or if you require information to be provided in an alternative format, 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 9th day of May 2022, the reference having been made in Minute Book 156 and recorded in full in Resolution Book 52, Page(s) 763-764.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9th day of May 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

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 9th day of May 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 9th day of May 2022, the reference having been made in Minute Book 156 and recorded in full in Resolution Book 52, Page(s) 765-769.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9th day of May 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

May 9, 2022

Resolution Book 52, Page 766

Taxpayers and Refunds Requested

AGBOGBATEY, JOHN T	\$231.71
ALEXANDER, PRENTICE E	\$172.38
AMERICAN MULTI CINEMA INC 6850	\$2,675.09
AMERICAN MULTI-CINEMA INC CAROLINA PAVILIONS 22 #06810	\$3,070.23
AMERICAN MULTI-CINEMA INC NORTHLAKE MALL 14 AMC #06800	\$4,713.83
AP 1930 CAMDEN RD LLC	\$83,166.55
ARROWOOD RENTALS	\$7,957.89
BAXTER, YOLANDA	\$156.65
BRAVO, MANUEL A SR	\$163.31
BRAYBON, JANET	\$363.99
BURRIS, CHRIS L	\$163.30
BUTLER, JOHNNIE MAE	\$202.60
CAMPS, LAVERNE	\$272.35
CHISHOLM, MARY ANNE W	\$170.02
CONVERGENCE SERVICES GROUP LLC	\$12.91
COX, SHEENA DOMINIQUE	\$69.98
CRAIG, BILLY J	\$189.26
CROWN TOWN VETERINARY MANAGEMENT LLC	\$110.98
DAN THE MAN CONCRETE INC	\$266.50
DISCOVERY EDUCATION INC	\$866.54
DOLBY LABORATORIES INC	\$2.69
DSMEJ II NEW AC COMPANY LLC	\$20,322.08
DUKE ENERGY BUSINESS SERVICES LLC	\$3.09
DUKE ENERGY BUSINESS SERVICES LLC	\$5.33
DUKE ENERGY BUSINESS SERVICES LLC	\$5.46
DUKE ENERGY BUSINESS SERVICES LLC	\$6.10
DUKE ENERGY BUSINESS SERVICES LLC	\$6.54
DUKE ENERGY BUSINESS SERVICES LLC	\$6.98
DUKE ENERGY BUSINESS SERVICES LLC	\$11.32
DUKE ENERGY BUSINESS SERVICES LLC	\$13.13
DUKE ENERGY BUSINESS SERVICES LLC	\$14.44
DUKE ENERGY BUSINESS SERVICES LLC	\$14.48
DUKE ENERGY BUSINESS SERVICES LLC	\$18.10
DUKE ENERGY BUSINESS SERVICES LLC	\$18.53
DUKE ENERGY BUSINESS SERVICES LLC	\$25.48
DUKE ENERGY BUSINESS SERVICES LLC	\$26.94
DUKE ENERGY BUSINESS SERVICES LLC	\$38.80
DUKE ENERGY BUSINESS SERVICES LLC	\$40.98
DUKE ENERGY BUSINESS SERVICES LLC	\$49.90
DUKE ENERGY BUSINESS SERVICES LLC	\$49.95
DUKE ENERGY BUSINESS SERVICES LLC	\$53.95
DUKE ENERGY BUSINESS SERVICES LLC	\$72.26
DUKE ENERGY BUSINESS SERVICES LLC	\$88.80
DUKE ENERGY BUSINESS SERVICES LLC	\$103.06
DUKE ENERGY BUSINESS SERVICES LLC	\$105.63
DUKE ENERGY BUSINESS SERVICES LLC	\$110.79
DUKE ENERGY BUSINESS SERVICES LLC	\$121.86
DUKE ENERGY BUSINESS SERVICES LLC	\$164.48

Taxpayers and Refunds Requested

DUKE ENERGY BUSINESS SERVICES LLC	\$179.44
DUKE ENERGY BUSINESS SERVICES LLC	\$180.80
DUKE ENERGY BUSINESS SERVICES LLC	\$204.98
DUKE ENERGY BUSINESS SERVICES LLC	\$212.37
DUKE ENERGY BUSINESS SERVICES LLC	\$224.56
DUKE ENERGY BUSINESS SERVICES LLC	\$243.95
DUKE ENERGY BUSINESS SERVICES LLC	\$250.54
DUKE ENERGY BUSINESS SERVICES LLC	\$260.15
DUKE ENERGY BUSINESS SERVICES LLC	\$270.99
DUKE ENERGY BUSINESS SERVICES LLC	\$281.03
DUKE ENERGY BUSINESS SERVICES LLC	\$281.23
DUKE ENERGY BUSINESS SERVICES LLC	\$321.40
DUKE ENERGY BUSINESS SERVICES LLC	\$333.94
DUKE ENERGY BUSINESS SERVICES LLC	\$342.10
DUKE ENERGY BUSINESS SERVICES LLC	\$362.47
DUKE ENERGY BUSINESS SERVICES LLC	\$422.48
DUKE ENERGY BUSINESS SERVICES LLC	\$717.31
DUKE ENERGY BUSINESS SERVICES LLC	\$734.57
DUKE ENERGY BUSINESS SERVICES LLC	\$763.32
DUKE ENERGY BUSINESS SERVICES LLC	\$1,422.54
DUKE ENERGY BUSINESS SERVICES LLC	\$1,435.66
DUKE ENERGY BUSINESS SERVICES LLC	\$1,561.12
DUKE ENERGY BUSINESS SERVICES LLC	\$1,825.52
DUKE ENERGY BUSINESS SERVICES LLC	\$2,204.02
DUKE ENERGY BUSINESS SERVICES LLC	\$2,330.29
DUKE ENERGY BUSINESS SERVICES LLC	\$2,652.49
DUKE ENERGY BUSINESS SERVICES LLC	\$3,078.85
DUKE ENERGY BUSINESS SERVICES LLC	\$3,675.98
DUKE ENERGY BUSINESS SERVICES LLC	\$4,569.85
DUKE ENERGY BUSINESS SERVICES LLC	\$5,702.86
DUKE ENERGY BUSINESS SERVICES LLC	\$6,065.73
DUKE ENERGY BUSINESS SERVICES LLC	\$8,052.79
DUKE ENERGY BUSINESS SERVICES LLC	\$9,653.99
DUKE ENERGY BUSINESS SERVICES LLC	\$13,065.50
DUKE ENERGY BUSINESS SERVICES LLC	\$29,218.25
DUKE ENERGY BUSINESS SERVICES LLC	\$51,220.55
DUKE ENERGY BUSINESS SERVICES LLC	\$73,856.42
DUKE ENERGY BUSINESS SERVICES LLC	\$132,789.03
DUKE ENERGY BUSINESS SERVICES LLC	\$141,510.00
DUKE ENERGY BUSINESS SERVICES LLC	\$207,199.24
DUKE ENERGY BUSINESS SERVICES LLC	\$231,504.65
DUKE ENERGY FLORIDA	\$3.90
DUKE ENERGY FLORIDA	\$272.32
DUKE ENERGY FLORIDA	\$6,670.03
DUKE ENERGY FLORIDA	\$18,666.80
DUKE ENERGY INDIANA LLC	\$37.32
DUKE ENERGY INDIANA LLC	\$61.22
DUKE ENERGY INDIANA LLC	\$65.01

Taxpayers and Refunds Requested

DUKE ENERGY INDIANA LLC	\$200.39
DUKE ENERGY INDIANA LLC	\$1,528.51
DUKE ENERGY INDIANA LLC	\$5,646.91
DUKE ENERGY KENTUCKY INC	\$5.43
DUKE ENERGY KENTUCKY INC	\$10.08
DUKE ENERGY KENTUCKY INC	\$82.82
DUKE ENERGY KENTUCKY INC	\$629.46
DUKE ENERGY KENTUCKY INC	\$27,539.51
DUKE ENERGY OHIO INC	\$26.52
DUKE ENERGY OHIO INC	\$354.85
DUKE ENERGY OHIO INC	\$867.12
DUKE ENERGY OHIO INC	\$6,589.87
ERATO, VICTORIA	\$377.42
FOARD, NANCY W	\$182.35
FURR, PEGGY P	\$48.15
GIBSON, ANDREW	\$163.31
GOOGLE FIBER NORTH CAROLINA LLC	\$1,695.31
GOOGLE FIBER NORTH CAROLINA LLC	\$65,794.93
GRAY PROPERTY ARLO 2007 LLC	\$194.31
GREGORY, ONEAL	\$127.20
HARBIN, MICHELLE DENISE	\$163.30
HARRIS, JOHNNIE LEE	\$242.82
HASHABAH YISRAEL-HEBREW FAMILY OF C	\$580.63
HELMS, JAMES L JR	\$399.00
HILL, LEONARD E	\$163.31
HODGES, KEVIN M	\$156.65
HOVIS, RICHARD PRYOR	\$85.70
KEY, LARRY	\$163.31
LA CASETA	\$20.03
LOTT, JASON	\$163.30
LOWE ROBERT A DDS PLLC	\$5.05
MADISON SIMMONS TOWNHOMES LLC	\$1,260.12
MANEEN, SAMUEL	\$982.81
MASUD, MICHELLE D	\$568.09
MASUD, MICHELLE D	\$583.72
MATZEIT, LINDSAY	\$244.59
MCKINNEY, MARY C	\$178.79
MILLER, GREGORY	\$978.81
MONROE, FRANKLIN	\$163.31
MORRISON, MARTHA ANN	\$190.34
NATIONAL GYPSUM COMPANY	\$381.11
NATIONAL GYPSUM COMPANY	\$935.79
NATIONAL GYPSUM COMPANY	\$1,322.83
NATIONAL GYPSUM COMPANY	\$2,524.23
NATIONAL GYPSUM COMPANY	\$5,604.32
NORTH CAROLINA DISTRICT COUNCIL OF	\$387.57
NORTH CAROLINA DISTRICT COUNCIL OF	\$1,025.54
OAKHURST TOWHOME ASSOCIATION INC	\$126.29

Taxpayers and Refunds Requested

OAKHURST TOWHOME ASSOCIATION INC	\$631.43
OKEEFE, DORIS R	\$160.82
ORBE, ANDREA	\$884.45
PATE, CHRISTOPHER	\$163.30
PATEL, SATISH R	\$179.82
PAYNE, PATSY	\$141.16
PEAKTWO LLC	\$4.34
PERSAD, EDGAR	\$202.25
PHOUTAVONG, KONGPHET	\$213.74
POLITIS, PETE	\$419.14
PRINTFUL INC	\$747.40
PRINTFUL INC	\$1,534.92
PROXIMITY AT NORTHLAKE LLC	\$16.79
PROXIMITY AT NORTHLAKE LLC	\$545.58
PROXIMITY AT NORTHLAKE LLC	\$6,386.61
PROXIMITY AT NORTHLAKE LLC	\$7,673.83
RICH, DONALD A	\$163.30
RICOS ACAI	\$4.21
RICOS ACAI	\$9.65
RICOS ACAI	\$16.35
RICOS ACAI	\$16.44
RICOS ACAI	\$22.77
RICOS ACAI	\$28.54
RICOS ACAI	\$34.09
RICOS ACAI	\$34.16
RICOS ACAI	\$48.34
RICOS ACAI	\$49.16
RIGGINS, HOYLE C	\$261.83
RILEY, BETTY ROSE	\$320.08
ROBBINS, RON	\$163.31
ROBINSON, HAZEL	\$318.26
ROBINSON, LIZZIE E	\$386.85
SPENCER, RONALD ALFONZO	\$383.40
STEGALL, PATRICIA	\$168.02
STORK, PAULINE M	\$288.69
STUDIO 6 #6006	\$241.24
STUDIO 6 #6006	\$284.79
STUDIO 6 #6006	\$357.48
SULLIVAN, DEBRA	\$157.87
TEJEDA, THELMA G	\$55.89
TEJEDA, THELMA G	\$311.19
THE CATO CORPORATION	\$2,939.44
WAMPACH, CHRISTINE MARIE	\$945.04
WILLIAMS, KAYLEE GENEVIEVE	\$979.53
WILLIAMS, MELVIN H	\$419.56
WILLIAMSON, DIANE JAMES	\$206.49
WORSLEY, RUDOLPH C & W	\$163.31

\$1,254,807.45

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for **MONROE ROAD STREETSCAPE**; 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 **MONROE ROAD STREETSCAPE** and estimated to be:

2,633 sq. ft. (0.06 acre)) of Sidewalk/Utility Easement
4,294 sq. ft. (0.099 acre) of Temporary Construction Easement

and any additional property or interest as the City may determine to complete the Project as it relates to Tax Parcel No. 161-071-13 said property currently owned by **1924-1958 EAST 7th STREET, LLC.**, 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 9th day of May 2022, the reference having been made in Minute Book 156 and recorded in full in Resolution Book 52, Page(s) 770.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9th day of May 2022.



A handwritten signature in cursive script that reads "Stephanie C. Kelly".

Stephanie C. Kelly, City Clerk, MMC, NCCMC

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for **MONROE ROAD STREETSCAPE**; 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 **MONROE ROAD STREETSCAPE** and estimated to be:

2,694 sq. ft. (0.062 acre)) of Sidewalk/Utility Easement

3,360 sq. ft. (0.077 acre) of Temporary Construction Easement

and any additional property or interest as the City may determine to complete the Project as it relates to Tax Parcel No. 161-071-12 said property currently owned by **1924-1958 EAST 7th STREET, LLC.**, 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 9th day of May 2022, the reference having been made in Minute Book 156 and recorded in full in Resolution Book 52, Page(s) 771.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9th day of May 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for **MONROE ROAD STREETSCAPE**; 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 **MONROE ROAD STREETSCAPE** and estimated to be:

3,377 sq. ft. (0.078 acre) of Temporary Construction Easement
2,581 sq. ft. (0.059 acre) of Sidewalk/Utility Easement

and any additional property or interest as the City may determine to complete the Project as it relates to Tax Parcel No. 161-082-01 said property currently owned by **MICHAEL E. CASTRILLON, AND SPOUSE IF ANY AND PATRICK W. CASTRILLON, AND SPOUSE IF ANY** 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 9th day of May 2022, the reference having been made in Minute Book 156 and recorded in full in Resolution Book 52, Page(s) 772.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9th day of May 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for **XCLT TRYON TO ORR**; 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 **XCLT TRYON TO ORR** and estimated to be:

2,941 sq. ft. (0.068 acre) of Sidewalk /Utility Easement

9,176 sq. ft. (0.211 acre) of Temporary Construction Easement

and any additional property or interest as the City may determine to complete the Project as it relates to Tax Parcel No. 089-016-09 said property currently owned by **RJR INVESTMENT, LLC**, 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 9th day of May 2022, the reference having been made in Minute Book 156 and recorded in full in Resolution Book 52, Page(s) 773.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9th day of May 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for **XCLT TRYON TO ORR**; 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 **XCLT TRYON TO ORR** and estimated to be:

14,516 sq. ft. (0.333 acre) of Permanent Greenway Easement

10,272 sq. ft. (0.236 acre) of Temporary Construction Easement

and any additional property or interest as the City may determine to complete the Project as it relates to Tax Parcel No. 089-023-21 said property currently owned by **ZCM REAL ESTATE, LLC, and THE HEIRS OF HILDA J. PACE; DONALD PACE, AND SPOUSE IF ANY, JOEL PACE, AND SPOUSE IF ANY, KIMERLY PACE SMITH, AND SPOUSE IF ANY, AND CAMERON ZELL, AND SPOUSE IF ANY**, 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 9th day of May 2022, the reference having been made in Minute Book 156 and recorded in full in Resolution Book 52, Page(s) 774.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 9th day of May 2022.



A handwritten signature in cursive script that reads "Stephanie C. Kelly".

Stephanie C. Kelly, City Clerk, MMC, NCCMC