

RESOLUTION TO CLOSE A PORTION OF THE ALLEYWAY OFF OF ROZZELLES FERRY ROAD, LAKEWOOD AVENUE AND OREGON STREET IN THE CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

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

WHEREAS, the petitioner has caused a copy of the Resolution of Intent to close a Portion of the Alleyway off of Rozzelles Ferry Road, Lakewood Avenue and Oregon 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 24th day of October 2022, and City Council determined that closing a Portion of the Alleyway off of Rozzelles Ferry Road, Lakewood Avenue and Oregon 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 October 24, 2022, that the Council hereby orders the closing a Portion of the Alleyway off of Rozzelles Ferry Road, Lakewood Avenue and Oregon Street in the City of Charlotte, Mecklenburg County, North Carolina as shown in the map marked "Exhibit A," and is more particularly described by metes and bounds in the document marked "Exhibit B," all of which are attached hereto and made a part hereof.

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

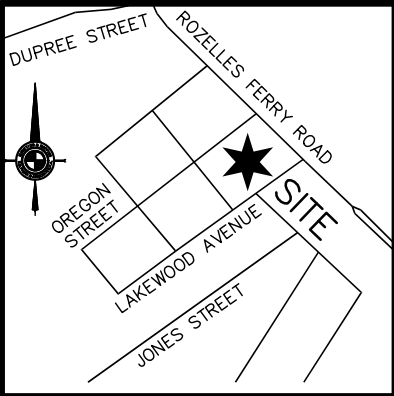
CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 24th day of October 2022, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 518-522.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 24th day of October 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC



VICINITY MAP - NTS

THIS IS TO CERTIFY THAT ON THE 28TH DAY OF AUGUST, 2017, 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.

NOTES:

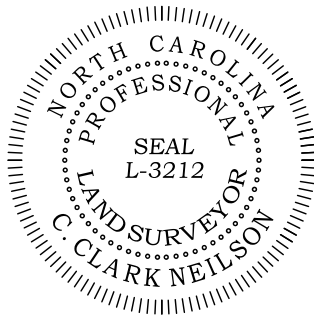
1. THIS PLAT IS NOT FOR RECORDATION AS PER G.S. 47-30 AS AMENDED.
2. ALL CORNERS ARE CALCULATED POINTS UNLESS OTHERWISE SHOWN.
3. NO RECOVERABLE NGS MONUMENT LOCATED WITHIN 2,000 FEET OF SUBJECT PROPERTY.
4. THE LOCATION OF UNDERGROUND UTILITIES SHOWN ON THIS MAP IS APPROXIMATE, BASED ON INFORMATION 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.
5. 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.
7. BROKEN LINES INDICATE PROPERTY LINES NOT SURVEYED.
8. 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.

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: 3710453500K; ZONE "X"

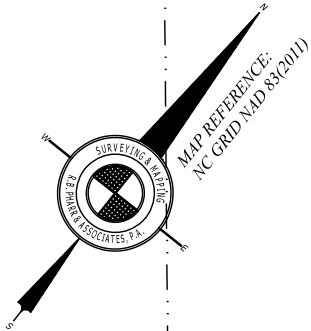
SIGNED

C. Clark Neilson



October 24, 2022
Resolution Book 53, Page 520

SHEET 2
SHEET 1



LINE	BEARING	DISTANCE
L1	S55°12'41"W	10.09'
L2	N84°28'06"W	19.26'
L3	S52°34'14"W	35.37'
L4	N39°00'40"W	10.00'
L5	N52°12'29"E	10.00'
L6	S38°36'47"E	25.52'
L7	S52°48'15"W	10.00'
L8	N38°17'04"W	32.91'
L9	N78°57'19"W	18.41'
L10	S51°52'34"W	25.84'
L11	S02°31'26"W	18.26'

JESSIE B. McCLAIN
DB 6061 PG 735
LOT 15, BLOCK 5
CENTRAL PLACE
MB 230 PG 172
PID #065-128-08

LAKEWOOD APARTMENTS, LLC
PARCEL 2 OF
DB 31913 PG 970
LOT 14, BLOCK 5
CENTRAL PLACE
MB 230 PG 172
PID #065-128-09

LAKEWOOD APARTMENTS, LLC
PARCEL 1 OF
DB 31913 PG 970
LOT 13, BLOCK 5
CENTRAL PLACE
MB 230 PG 172
PID #065-128-11

PRELIMINARY
FOR REVIEW AND
APPROVAL

URBAN TRENDS REAL ESTATE, INC.
PARCEL 3 OF DB 36979 PG 310
TRACT 1 OF MB 62 PG 739
PID #065-128-19

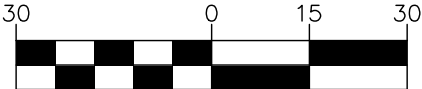
LAKEWOOD AVENUE

TOTAL AREA: 4,481 SQ.FT. OR 0.1029 ACRES

LEGEND:

- D.B. - DEED BOOK
ECM - EXISTING CONCRETE MONUMENT
EIP - EXISTING IRON PIPE
EIR - EXISTING IRON ROD
EMM - EXISTING METAL MONUMENT
EN - EXISTING NAIL
M.B. - MAP BOOK
N.C.G.S. - NORTH CAROLINA GEODETIC SURVEY
NIR - NEW IRON ROD
NN - NEW NAIL
PG. - PAGE
R/W - RIGHT-OF-WAY
PROPERTY LINE
PROPERTY LINE (NOT SURVEYED)
RIGHT-OF-WAY
RIGHT-OF-WAY (NOT SURVEYED)

GRAPHIC SCALE



(IN FEET)
1 inch = 30 ft.

RIGHT-OF-WAY ABANDONMENT EXHIBIT MAP:

10' ALLEY CLOSING FOR
LAKEWOOD APARTMENTS, LLC

ROZZELLES FERRY ROAD AND LAKEWOOD AVENUE
CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.
MAP REFERENCE: 62-739, 230-172
DEED REFERENCE: 31913-970
TAX PARCEL NO. 065-128-19, 065-128-11
065-128-09

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

SURVEYING AND MAPPING

LICENSURE NO: C-1471

420 HAWTHORNE LANE CHARLOTTE, N.C. 28204 TEL. (704) 376-2186

CREW:
RBP

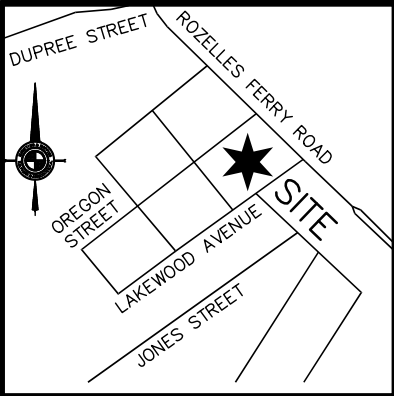
DRAWN:
TLM

REVISED:

SCALE:
1"=40'

DATE:
1/12/2022

JOB NO. 93765
SHEET 1 OF 2



VICINITY MAP - NTS

THIS IS TO CERTIFY THAT ON THE 28TH DAY OF AUGUST, 2017, 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.

NOTES:

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SIGNED

C. Clark Neilson

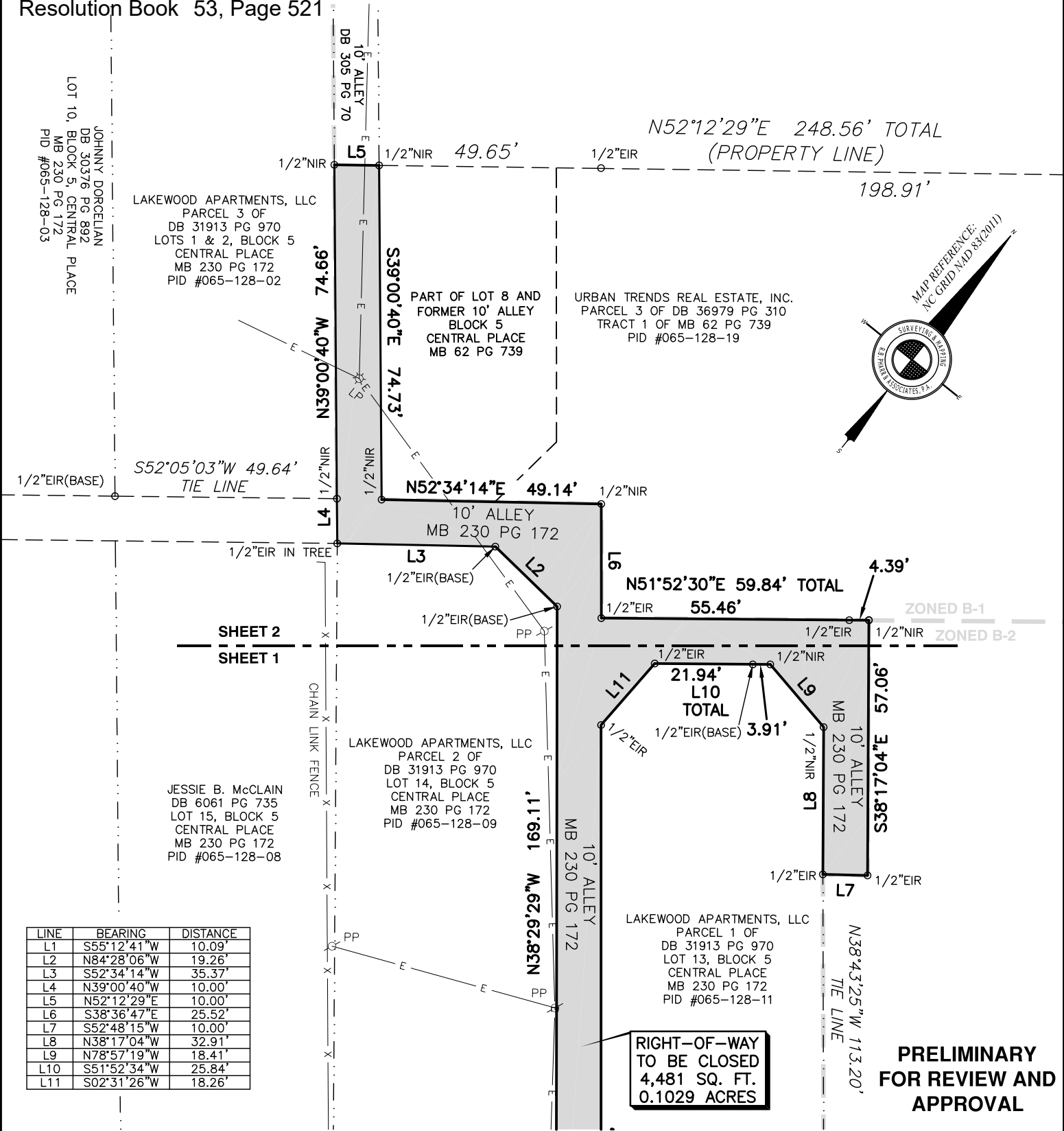


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October 24, 2022

Resolution Book 53, Page 521

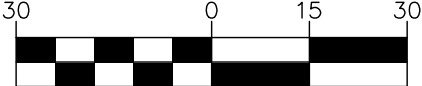


LINE	BEARING	DISTANCE
L1	S55°12'41"W	10.09'
L2	N84°28'06"W	19.26'
L3	S52°34'14"W	35.37'
L4	N39°00'40"W	10.00'
L5	N52°12'29"E	10.00'
L6	S38°36'47"E	25.52'
L7	S52°48'15"W	10.00'
L8	N38°17'04"W	32.91'
L9	N78°57'19"W	18.41'
L10	S51°52'34"W	25.84'
L11	S02°31'26"W	18.26'

LEGEND:

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EIP - EXISTING IRON PIPE
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PG. - PAGE
R/W - RIGHT-OF-WAY
PROPERTY LINE
PROPERTY LINE (NOT SURVEYED)
RIGHT-OF-WAY
RIGHT-OF-WAY (NOT SURVEYED)

GRAPHIC SCALE



(IN FEET)
1 inch = 30 ft.

TOTAL AREA: 4,481 SQ.FT. OR 0.1029 ACRES

RIGHT-OF-WAY ABANDONMENT EXHIBIT MAP:

10' ALLEY CLOSING FOR
LAKEWOOD APARTMENTS, LLC

ROZZELLES FERRY ROAD AND LAKEWOOD AVENUE
CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.
MAP REFERENCE: 62-739, 230-172
DEED REFERENCE: 31913-970
TAX PARCEL NO. 065-128-19, 065-128-11
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R.B. PHARR AND ASSOCIATES, P.A.

SURVEYING AND MAPPING
LICENSURE NO: C-1471
420 HAWTHORNE LANE CHARLOTTE, N.C. 28204 TEL. (704) 376-2186

CREW: RBP	DRAWN: TLM	REVISED:	SCALE: 1"=40'	DATE: 1/12/2022	JOB NO. 93765 SHEET 2 OF 2
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Close Alleyway off of Rozzelles Ferry Rd, Lakewood Ave and Oregon St

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

BEGINNING at an existing 1/2" iron found on the northerly margin of Lakewood Avenue (a 50-foot public right-of-way), said iron being located at the south corner of the Lakewood Apartments, LLC property described as Parcel 1 of Deed Book 31913, Page 970 of the Mecklenburg County Public Registry;

thence with the margin of Lakewood Avenue, South 55°12'41" West, 10.09 feet to an existing 1/2" iron rod found at the west corner of the Lakewood Apartments, LLC property described as Parcel 2 of Deed Book 31913, Page 970 of said registry;

thence with the line of Parcel 2, the following three (3) bearings and distances:

- 1) North 38°29'29" West, 169.11 feet to an existing 1/2" iron rod found;
- 2) North 84°28'06" West, 19.26 feet to an existing 1/2" iron rod found;
- 3) South 52°34'14" West, 35.37 feet to an existing 1/2" iron rod found in a tree, said iron being located at the north corner of the Jessie B. McClain property as described in Deed Book 6061, Page 735 of said registry, and also being located in the southeasterly margin of a 10-foot Alley as depicted on Map Book 230, Page 172 of said registry;

thence crossing said 10-foot Alley and running North 39°00'40" West, 10.00 feet to a new 1/2" iron rod set at the west corner of the Lakewood Apartments, LLC property described as Parcel 3 of Deed Book 31913, Page 970 and the southwesterly margin of the aforementioned 10-foot alley,

thence with the line of Parcel 3, North 39°00'40" West, 74.66 feet to a new 1/2" iron rod set;

thence crossing the aforementioned 10-foot Alley and running North 52°12'29" East, 10.00 feet to a new 1/2" iron rod set at the westernmost corner of the Urban Trends Real Estate, Inc. property as described in Deed Book 36979, Page 310 and being depicted as Tract 1 of Map Book 62, Page 739 of said registry, said iron being located in the northeasterly margin of the aforementioned 10-foot Alley;

thence with the line of Urban Trends Real Estate, Inc., and the margin of the 10-Alley, the following six (6) bearings and distances:

- 1) South 39°00'40" East, 74.73 feet to new 1/2" iron rod set;
- 2) North 52°34'14" East, 49.14 feet to a new 1/2" iron rod set;
- 3) South 38°36'47" East, 25.52 feet to a new 1/2" iron rod set;
- 4) North 51°52'30" East, passing an existing 1/2" iron rod found at 55.46 feet, a total distance of 59.84 feet to a new 1/2" iron rod set;
- 5) South 38°17'04" East, 57.06 feet to an existing 1/2" iron rod found;
- 6) South 52°48'15" West, 10.00 feet to an existing 1/2" iron rod found in the northeasterly line of the aforementioned Lakewood Apartments, LLC property;

thence with the line of the Lakewood Apartments, LLC property, the following five (5) bearings and distances:

- 1) North 38°17'04" West, 32.91 feet to a new 1/2" iron rod found;
- 2) North 78°57'19" West, 18.41 feet to a new 1/2" iron rod set;
- 3) South 51°52'34" West, passing an existing 1/2" iron rod found at 3.91 feet, a total distance of 25.84 feet to an existing 1/2" iron found;
- 4) South 02°31'26" West, 18.26 feet to an existing 1/2" iron rod found;
- 5) South 38°34'25" East, 143.28 feet to the **POINT OF BEGINNING**, having an area of 4,481 square feet or 0.1029 acres, as shown on a survey by R. B. Pharr & Associates, P. A., dated January 12, 2022, Job No. 93765.

RESOLUTION TO CLOSE AN UNOPENED PORTION OF WHITTINGTON 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 an Unopened Portion of Whittington 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 an Unopened Portion of Whittington 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 24th day of October 2022, and City Council determined that closing an Unopened Portion of Whittington 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 October 24, 2022, that the Council hereby orders the closing an Unopened Portion of Whittington Street in the City of Charlotte, Mecklenburg County, North Carolina as shown in the map marked "Exhibit A," and is more particularly described by metes and bounds in the document marked "Exhibit B," all of which are attached hereto and made a part hereof.

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

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 24th day of October 2022, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 523-526.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 24th day of October 2022.



A handwritten signature in cursive script that reads 'Stephanie C. Kelly'. The signature is written in dark ink and is positioned above a horizontal line that separates it from the printed name below.

Stephanie C. Kelly, City Clerk, MMC, NCCMC

NOTES

1. AREAS COMPUTED BY COORDINATE METHOD.
2. ALL DISTANCES SHOWN ON SURVEY ARE HORIZONTAL GROUND DISTANCES UNLESS OTHERWISE NOTED.
3. BASIS OF BEARING SHOWN HEREON IS NC GRID NORTH
4. THE PROPERTY SHOWN HEREON IS LOCATED IN FLOOD ZONE "X", PER FLOOD INSURANCE RATE MAP 3710455500L, EFFECTIVE DATE 9/2/2015.
5. ZONING: R-22MF (CD).
6. CURRENT PROPERTY OWNERSHIP: DH GRIFFIN INFRASTRUCTURE LLC



October 24, 2022
Resolution Book 53, Page 525

LEGEND

- RIGHT-OF-WAY TO BE ABANDONED
- PROPERTY LINE
- ADJACENT PROPERTY
- IRON REBAR FOUND

PURPOSE STATEMENT

THE PURPOSE OF THIS PLAT IS TO SHOW THE ABANDONMENT OF PUBLIC RIGHT OF WAY, CONSISTING OF 0.190 ACRES OR 8394.00 SQ. FT

REVIEW OFFICER CERTIFICATE

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

REVIEW OFFICER _____ DATE _____

I, P. THOMAS CURTIS, JR., CERTIFY THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION (DEED DESCRIPTION RECORDED IN BOOK SEE PLAT, PAGE —, ETC.) (OTHER); THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED AS DRAWN FROM INFORMATION FOUND IN BOOK —, PAGE —; THAT THE RATIO OF PRECISION OR POSITIONAL ACCURACY AS CALCULATED IS >1:10,00; THAT THIS PLAT WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED. WITNESS MY ORIGINAL SIGNATURE, LICENSE NUMBER AND SEAL THIS 1st DAY OF SEPTEMBER, A.D., 2022.



P. Thomas Curtis Jr.

P.THOMAS CURTIS JR, PLS L-5434
pcurtis@bohlereng.com

DATE

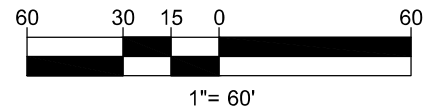
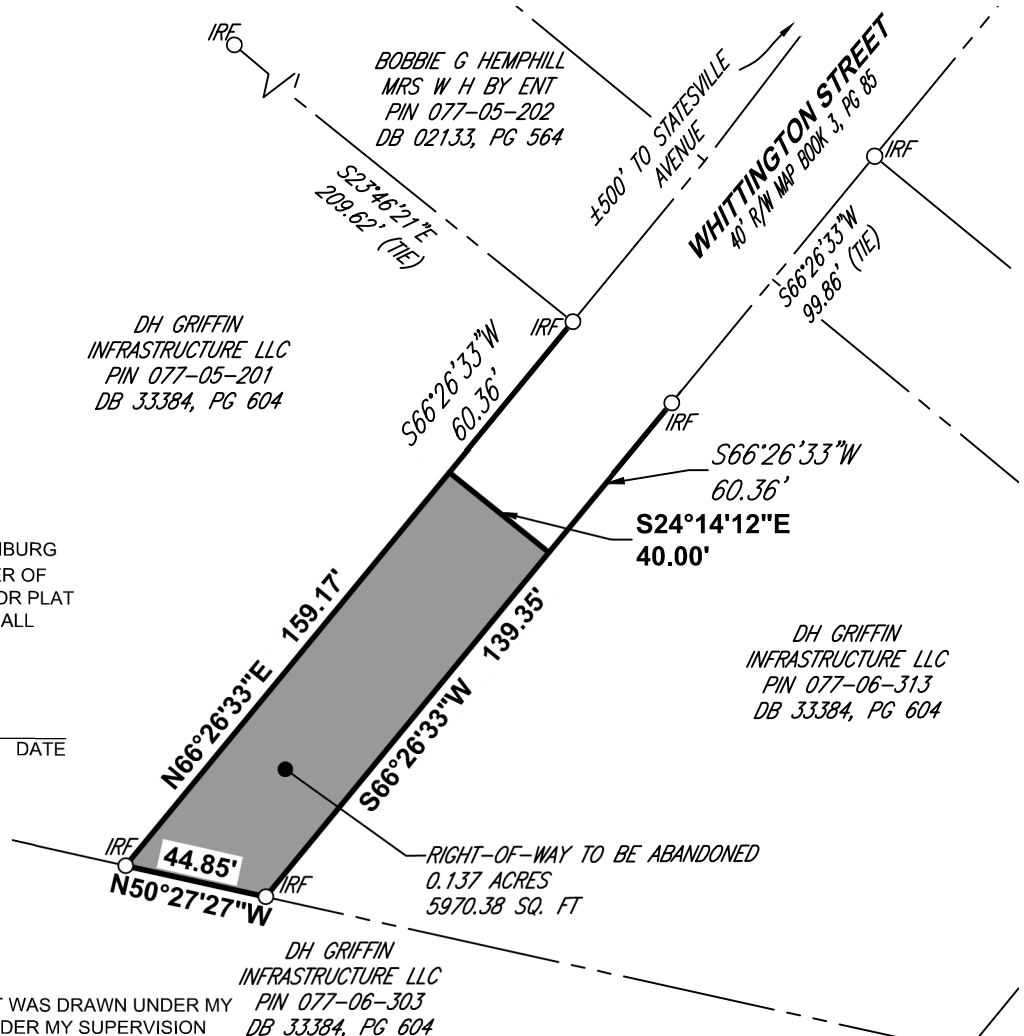


EXHIBIT A

ROAD ABANDONMENT

CITY OF CHARLOTTE, MECKLENBURG COUNTY, STATE OF NORTH CAROLINA

FILE NO.
NCA220049

DATE
09/01/2022

FIELD DATE
NA

CREW CHIEF
NA

DRAWN
PTC

REVIEWED
JT

APPROVED
PTC

SCALE
1" = 60'

DWG. NO.
1 OF 1

BOHLER
BOHLER ENGINEERING NC, PLLC

1927 S. TRYON STREET, SUITE 310
CHARLOTTE, NC 28203
PH 980.272.3400 - FAX 980.272.3401
www.bohlerengineering.com
NCBELS P-1132 or SC COA NO. 4810

Date: September 01, 2022

**Exhibit B- Resolution To Close Unopened Portion of Whittington St
Legal Description of Right-of-Way to be Abandoned**

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

Commencing at an existing iron rod, located on the northwestern right-of-way of Whittington Street, a 40' public right-of-way, as shown in Map Book 3, Page 85 of the Mecklenburg County registry and the south eastern property line of DH Griffin Infrastructure, LLC (now or formerly), as described in deed book 33384, page 604; thence within the right-of-way of the aforementioned Whittington Street S 66° 26' 33" W, a distance of 60.36' to the POINT OF BEGINNING, a point on the aforementioned right-of-way; thence within the right-of-way of the aforementioned Whittington Street S 24° 14' 12" E, a distance of 40.00' to a point on the south eastern right-of-way, thence with the south eastern right-of-way of the aforementioned Whittington Street and north western property line of DH Griffin Infrastructure, LLC (now or formerly), as described in deed book 33384, page 604, S 66° 26' 33" W, a distance of 139.35' to an existing rod; thence with the southern right-of-way of the aforementioned Whittington Street and the northern property line of DH Griffin Infrastructure, LLC (now or formerly), N 50° 27' 27" W, a distance of 44.85' to an existing iron rod; thence with the aforementioned northwestern right-of-way of Whittington Street and the south eastern property line of DH Griffin Infrastructure, LLC (now or formerly), N 66° 26' 33" E, a distance of 159.17' to an existing iron rod, marking the point and place of beginning and containing 0.137 acres more or less.

The property described hereon is subject to all easements, rights-of-way and restrictions of record.



09/01/2022

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE,
NORTH CAROLINA ON OCTOBER 24, 2022**

WHEREAS, North Carolina General Statutes Section 160A-4661 authorizes any unit of local government in this State or any other state (to the extent permitted by the laws of the other state) may enter into contracts or agreements with each other in order to execute any undertaking. The contracts and agreements shall be of reasonable duration, as determined by the participating units, and shall be ratified by resolution of the governing board of each unit spread upon its minutes. (1971, c. 698, s.1.)

WHEREAS, The County of Mecklenburg and the City of Charlotte wish to enter into a Memorandum of Understanding, by which the City has agreed to allocate a portion of its FY 2022 Edward Byrne Memorial Justice Assistance Grant (JAG) Program grant award to the County as a law enforcement partner, pursuant to the attached Memorandum of Understanding;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Charlotte does hereby ratify the attached Memorandum of Understanding between the City of Charlotte and the County of Mecklenburg. The City Manager of the City of Charlotte is hereby authorized and directed to execute the attached Memorandum of Understanding, and any amendments thereto, and this resolution shall be spread upon the minutes.

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 24th day of October 2022, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 527-527 ____.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 24th day of October 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:

9,958 sq. ft. (0.23 acre) of Total Take

5,342 sq. ft. (0.12 acre) of Permanent Greenway Easement

9,514 sq. ft. (0.22 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. 089-021-04, 089-021-03, & 089-021-07 said property currently owned by **VICTOR MURRILLO, 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 24th day of October 2022, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 528.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 24th day of October 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 **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:

332 sq. ft. (0.01 acre) of Permanent Greenway Easement

1,612 sq. ft. (0.04 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. 089-021-06 said property currently owned by **VICTOR MURRILLO, 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 24th day of October 2022, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 529.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 24th day of October 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:

8,736 sq. ft. (0.20 acre) of Permanent Greenway Easement

7,640 sq. ft. (0.18 acre) of Temporary Construction Easement

7,292 sq. ft. (0.17 acre) of PCCE

and any additional property or interest as the City may determine to complete the Project as it relates to Tax Parcel No. 089-023-03 said property currently owned by **VICTOR MURRILLO, 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 24th day of October 2022, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 530.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 24th day of October 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:

3,723 sq. ft. (0.09 acre) of PCCE

and any additional property or interest as the City may determine to complete the Project as it relates to Tax Parcel No. 089-023-20 said property currently owned by **VICTOR MURRILLO, 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 24th day of October 2022, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 531.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 24th day of October 2022.



Stephanie C. Kelly, City Clerk, MMC, NCCMC