

RESOLUTION TO CLOSE A PORTION OF PUBLIC RIGHT-OF-WAY ADJACENT TO
HIVE DRIVE 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 public right-of-way adjacent to Hive Drive 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 public right-of-way adjacent to Hive Drive 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 Duke Energy over, upon, and under the area petitioned to be abandoned to access (ingress, egress, and regress), maintain, install, protect, operate, add to, modify, and replace Duke Energy facilities, the existing facilities are noted on the attached map marked "Exhibit A"; and

WHEREAS, the public hearing was held on the 11th day of December 2023, and City Council determined that closing a portion of public right-of-way adjacent to Hive Drive is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to their or its property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of December 11th 2023, that the Council hereby orders the closing a portion of public right-of-way adjacent to Hive Drive 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.

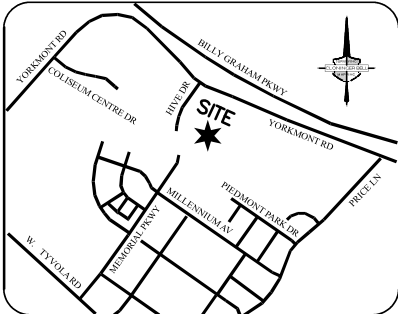
CERTIFICATION

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 11th day of December 2023, the reference having been made in Minute Book 158 and recorded in full in Resolution Book 55, Page(s) 001-004.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 11th day of December 2023.



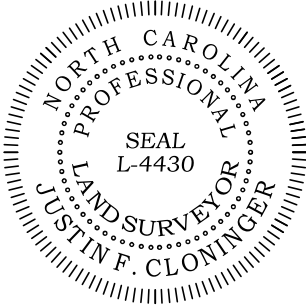
Stephanie C. Kelly, City Clerk, MMC, NCCMC



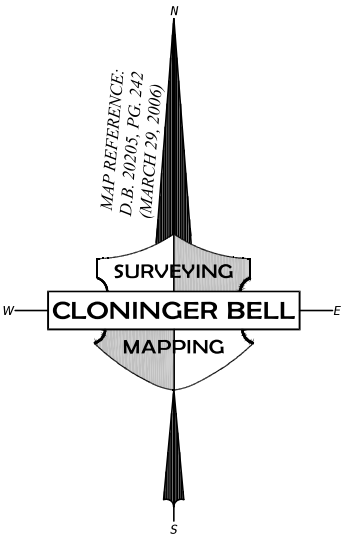
VICINITY MAP - NTS

THIS IS TO CERTIFY THAT ON THE 30TH DAY OF NOVEMBER , 2022 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.

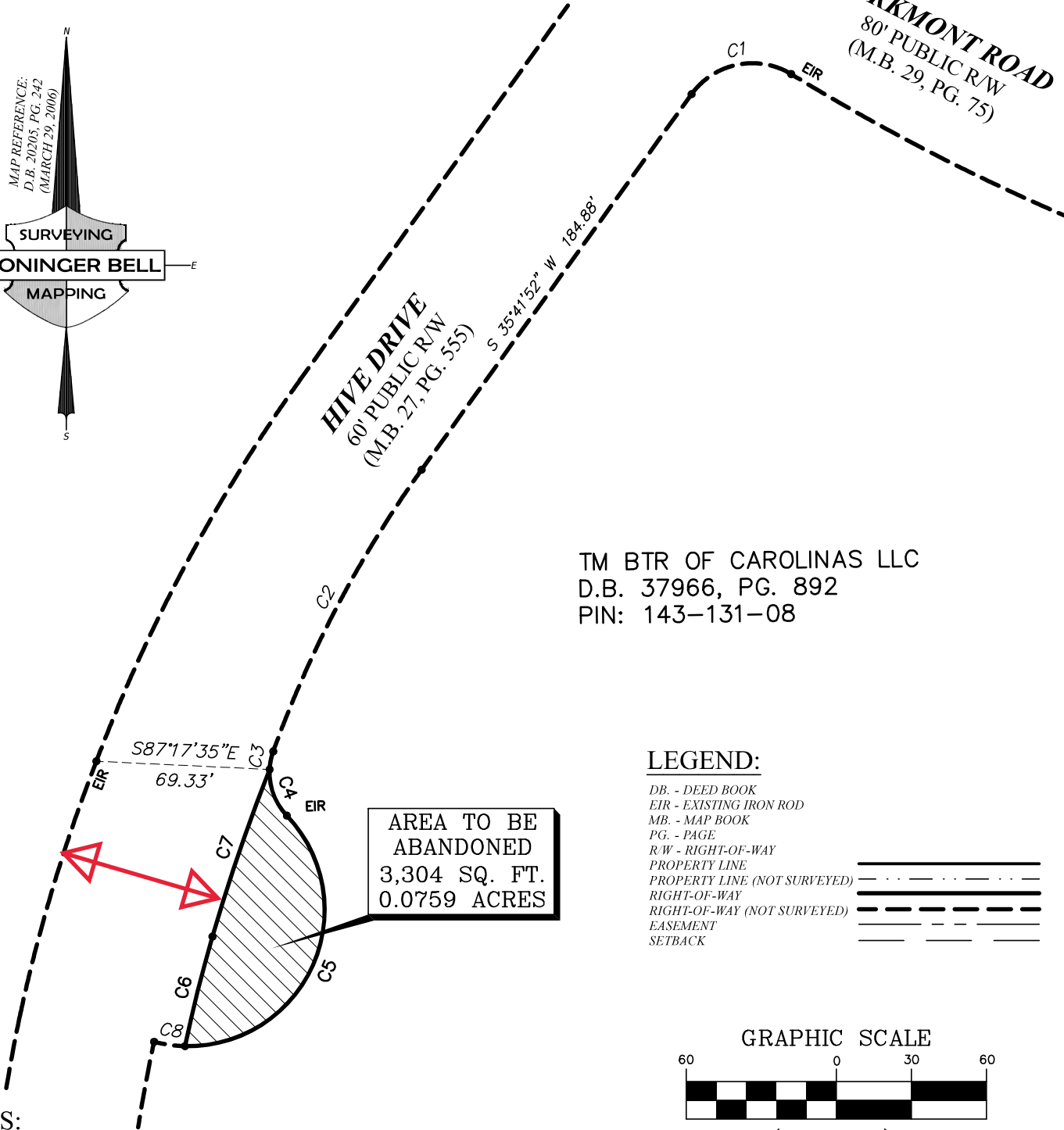
SIGNED *Justin F. Cloninger*



CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	30.00'	44.62'	40.62'	S78°32'08"W	85°13'10"
C2	463.50'	127.67'	127.27'	S27°45'56"W	15°46'57"
C3	25.00'	7.37'	7.34'	S11°13'03"W	16°53'13"
C4	25.00'	20.29'	19.74'	S20°28'40"E	46°30'12"
C5	54.50'	128.45'	100.72'	S23°50'23"W	135°02'04"
C6	559.47'	45.16'	45.15'	N14°03'57"E	4°37'31"
C7	754.85'	70.63'	70.60'	N18°51'49"E	5°21'40"
C8	54.50'	12.52'	12.50'	S82°03'35"E	13°09'59"



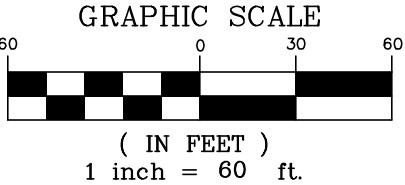
YORKMONT ROAD
80' PUBLIC R/W
(M.B. 29, PG. 75)



TM BTR OF CAROLINAS LLC
D.B. 37966, PG. 892
PIN: 143-131-08

LEGEND:

- DB - DEED BOOK
- EIR - EXISTING IRON ROD
- MB - MAP BOOK
- PG - PAGE
- R/W - RIGHT-OF-WAY
- PROPERTY LINE
- PROPERTY LINE (NOT SURVEYED)
- RIGHT-OF-WAY
- RIGHT-OF-WAY (NOT SURVEYED)
- EASEMENT
- SETBACK



NOTES:

- THIS MAP MAY NOT BE 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.
- CORNERS ARE CALCULATED POINTS UNLESS OTHERWISE NOTED.
- 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. CLONINGER BELL SURVEYING & MAPPING, PLLC DOES NOT CLAIM THAT ALL MATTERS OF RECORD WHICH MAY OR MAY NOT AFFECT THE SUBJECT PROPERTY ARE SHOWN HEREON.
- SUBJECT PROPERTY ZONING: MUDD-O
- 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.

ABANDONMENT EXHIBIT A

100 HIVE DRIVE

CITY OF CHARLOTTE, MECKLENBURG COUNTY, N.C.
DEED REFERENCE: 20205-242
MAP REFERENCE: 59-872
TAX PARCEL: 143-131-08

CLONINGER BELL SURVEYING & MAPPING, PLLC
107 RIVERSIDE DR., McADENVILLE, NC 28101
TEL: (704) 864-9007
LICENSURE NO. P-2326

SCALE: 1" = 60' DATE: NOV. 30, 2022 FILE NO. 2288
CREW: JFC DRAWN: TC REVISED:

Exhibit B

Resolution to Close A Portion of the Public ROW Adjacent to Hive Dr

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

COMMENCING at an existing iron rod located at the intersection of the southern margin of the right-of-way of Yorkmont Road and the eastern margin of the right-of-way of Hive Drive; thence with the eastern margin of Hive Drive the following four (4) courses and distances: 1) with a curve turning to the left with an arc length of 44.62', a radius of 30.00', with a chord bearing of S 78°32'08" W a chord length of 40.62' to a calculated point; 2) S 35°41'52" W a distance of 184.88' to a calculated point; 3) with a curve turning to the left with an arc length of 127.67', a radius of 463.50', a chord of S 27°45'56" W with a chord of length of 127.27' to a calculated point; 3) with a curve turning to the left with an arc length of 7.37', a radius of 25.00', a chord of S 11°13'03" W with a chord of length of 7.34' to a calculated point, the **POINT OF BEGINNING**; thence continuing with the eastern margin of Hive Drive the following two (2) courses and distances: 1) with a curve turning to the left with an arc length of 20.29', a radius of 25.00', a chord of S 20°28'40" E, a chord length of 19.74' to an existing iron rod; 2) with a reverse curve turning to the right with an arc length of 128.45', a radius of 54.50', a chord of S 23°50'23" W a chord length of 100.72' to a calculated point; thence with the following two new courses and distances: with a curve turning to the right with an arc length of 45.16', a radius of 559.47', a chord of N 14°03'57" E a chord length of 45.15' to a calculated point; 2) with a compound curve turning to the right with an arc length of 70.63', a radius of 754.85', a chord of N 18°51'48" E a chord length of 70.61' to a point and place of beginning, having an area of 3,304 sq. ft. (0.0759 acres) according to a survey by Cloninger Bell Surveying & Mapping, PLLC dated November 30, 2022. File No. 2288.

RESOLUTION TO CLOSE UNOPENED RIGHT-OF-WAY OFF RESTON 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 right-of-way off Reston 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 right-of-way off Reston 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 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 11th day of December 2023, and City Council determined that closing Unopened right-of-way off Reston Road is not contrary to the public interest, and that no individual, firm or corporation owning property in the vicinity thereof will be deprived of reasonable means of ingress and egress to their or its property.

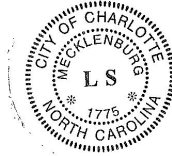
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Charlotte, North Carolina at its regularly assembled meeting of December 11th 2023, that the Council hereby orders the closing Unopened right-of-way off Reston Road in the City of Charlotte, Mecklenburg County, North Carolina as shown in the map marked "Exhibit A," and is more particularly described by metes and bounds in the document marked "Exhibit B," all of which are attached hereto and made a part hereof.

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

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of December 2023, the reference having been made in Minute Book 158 and recorded in full in Resolution Book 55, Page(s) 005-009.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 11th day of December 2023.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

DATE OF EXHIBIT: MARCH 7, 2023
DATE OF REVISION: MARCH 28, 2023

SIGNED _____
PROFESSIONAL LAND SURVEYOR

0.055 AC.
2,386 SQ. FT.
TO BE ABANDONED

0.750 AC.
32,683 SQ. FT.
TO BE ABANDONED

VICINITY MAP
NOT TO SCALE

LAKE WYLIE

ROCK ISLAND RD

SITE

SHOPTON RD W

WESTINGHOUSE BLVD

North arrow pointing up.

~NOW OR FORMERLY~
MICHAEL C. COOPER
DB 37078/35
TRACT A, MB 70/697
PID 19940115

CURVE TABLE				
CURVE	RADIUS	LENGTH	BEARING	CHORD
C1	20.00	32.84	N59°50'18"W	29.28
C2	374.99	92.13	N05°45'18"W	91.90
C3	72.22	75.21	N31°07'03"E	71.86
C4	50.00	120.21	N44°57'36"E	93.28
C5	50.00	45.93	N49°55'04"W	44.33
C6	50.00	82.38	S56°02'12"W	73.37
C7	132.22	139.24	S31°15'12"W	132.90
C8	434.99	106.87	S05°57'30"E	106.60
C9	20.00	29.80	S29°40'35"W	27.12

RIGHT OF WAY ABANDONMENT EXHIBIT ONLY
(NOT FOR CONVEYANCE)

CITY OF CHARLOTTE, MECKLENBURG COUNTY, NORTH CAROLINA

CARLSON\2022\BAT\Reston Rd #7100 & 7116
2022\R\Reston Rd #7100 & 7116
PROJECT: 22-0058

SURVEYED FOR _____

MAP BOOK_____PAGE_____DEED BOOK_____PAGE_____
DRAWN BY RD FIELD WORK_____FIELD BOOK #_____

CARLSON\2022\BAT\Reston Rd #7100 & 7116
2022\R\Reston Rd #7100 & 7116
PROJECT: 22-0058

(Petitioner's Legal Description)

To the Right of way Abandonment of Reston Road, City of Charlotte, Mecklenburg County, North Carolina.

A portion of the Reston Road right of way to be abandoned and combined with PID 19940115 as shown on Map Book 70, Page 697 more particularly described as:

Beginning at a rebar found along the southerly margin of Saw Mill Road in the City of Charlotte, Mecklenburg County, North Carolina thence with a bearing of $N72^{\circ}42'32''E$ and a distance of 35.95' to a point; thence a new line with a bearing of $S16^{\circ}59'57''E$ and a distance of 150.59' to a rebar found; thence with a bearing $S01^{\circ}05'03''W$ and a distance of 205.59' to a point; thence with a curve to the right having a radius of 132.22' and an arch length of 139.24', being chorded with a bearing of $S31^{\circ}15'12''W$ and a chord distance of 132.90' to a point; thence with a curve to the right have a radius of 50.00' and an arch length of 82.38', being chorded with a bearing of $S56^{\circ}02'12''W$ and a chord distance of 73.37' to a rebar found; continuing with a curve to the right having a radius of 50.00' and an arch length of 45.93', being chorded with a bearing of $N49^{\circ}55'04''W$ and a chord distance of 44.33' to a rebar found; continuing with an arch to the right with a radius of 50.00' and an arch length of 120.21', being chorded with a bearing of $N44^{\circ}57'36''E$ and a chord distance of 93.28' to a rebar found; thence with a curve to the left having a radius of 72.22' and an arch length of 75.21', being chorded with a bearing of $N31^{\circ}07'03''E$ and a chord distance of 71.86' to a point; thence with a bearing of $N01^{\circ}17'00''E$ and a distance of 205.59' to a point; thence with a curve to the left having a radius of 374.99' and an arch length of 92.13', being chorded with a bearing of $N05^{\circ}45'18''W$ and a chord distance of 91.90' to a point; thence with a bearing of $N12^{\circ}47'36''W$ and a distance of 19.98' to a point; thence with an curve to the left with a radius of 20.00' and an arch length of 32.84', being chorded with a bearing of $N59^{\circ}50'18''W$ and a chord distance of 29.28' to a point along the southerly margin of Saw Mill Road; thence along said road with a bearing of $N73^{\circ}07'00''E$ and a distance of 21.48' to the point of beginning; containing 0.750 acres; more or less.

(Adjacent Owner's Legal Description)

To the Right of way Abandonment of Reston Road, City of Charlotte, Mecklenburg County, North Carolina.

A portion of the Reston Road right of way to be abandoned and combined with PID 19940169 as shown as Lot 6 on Map Book 21, Page 583 more particularly described as:

Commencing at a rebar found along the southerly margin of Saw Mill Road in the City of Charlotte, Mecklenburg County, North Carolina thence with a bearing of N72°42'32"E and a distance of 35.95' to the point of beginning; continuing along said road with a bearing of N72°42'32"E and a distance of 42.07' to a point; thence with a curve to the left with a radius of 20.00' and an arch length of 29.80', being chorded with a bearing of S29°40'35"W and a distance of 27.12' to a point; thence with a bearing of S13°00'12"E and a distance of 27.64' to a rebar found; thence a curve to the right with a radius of 434.99' and an arch length of 106.87', being chorded with a bearing of S05°57'30"E and a chord distance of 106.60' to a rebar found; thence a new line with a bearing of N16°59'57"W and a distance of 150.59' to the point of beginning; containing 0.055 acre; more or less.

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON _____, 2023**

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

WHEREAS, the Charlotte Regional Transportation Planning Organization (CRTPO) has allocated Transportation Alternatives Program (TAP) funds for right-of-way and construction of the Sugar Creek Corridor: Sugar Creek Road Pedestrian Safety & Connectivity project (the "Project"), and

WHEREAS, A Municipal Agreement between the City and the State will provide up to \$2,425,000 in state funding to the Project with a local match in the amount of \$1,985,000 from the Corridors of Opportunity, and

WHEREAS, the Municipal Agreement specifies that right-of-way and construction costs are eligible for funds, and

WHEREAS, the format and cost-sharing philosophy is consistent with past Municipal Agreements.

NOW, THEREFORE, BE IT RESOLVED that a Municipal Agreement with the North Carolina Department of Transportation for the City to receive \$2,425,000 for transportation improvements to the Project is hereby formally adopted by the City Council of the City of Charlotte, and the City Manager and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the aforementioned groups.

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of December 2023, the reference having been made in Minute Book 158 and recorded in full in Resolution Book 55, Page(s) 010-010____.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 11th day of December 2023.



A handwritten signature in cursive script, reading 'Stephanie C. Kelly', written in dark ink.

Stephanie C. Kelly, City Clerk, MMC, NCCMC

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON _____, 2023**

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

WHEREAS, the Federal Highway Administration (FHWA) has allocated RAISE Grant funds for engineering, right-of-way, and construction of the West Sugar Creek Mobility Corridor project (the "Project"), and

WHEREAS, A Municipal Agreement between the City and the FHWA will provide up to \$12,000,000 in federal funding to the Project with a local match in the amount of \$4,548,500 from the Corridors of Opportunity, and

WHEREAS, the Municipal Agreement specifies that engineering, right-of-way, and construction costs are eligible for funds, and

WHEREAS, the format and cost-sharing philosophy is consistent with past Municipal Agreements.

NOW, THEREFORE, BE IT RESOLVED that a Municipal Agreement with the FHWA for the City to receive \$12,000,000 for transportation improvements to the Project is hereby formally adopted by the City Council of the City of Charlotte, and the City Manager and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the aforementioned groups.

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of December 2023, the reference having been made in Minute Book 158 and recorded in full in Resolution Book 55, Page(s) 011-011 ____.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 11th day of December 2023.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

**RESOLUTION AUTHORIZING THE DONATION OF
TWO SURPLUS CATS VANS**

WHEREAS, the City of Charlotte owns one (1) 2009 Ford E-350 van and one (1) 2011 Ford E-350 van which are surplus, obsolete, or unused property and have been determined as eligible for conveyance pursuant to North Carolina law to an eligible nonprofit organization; and may be disposed of pursuant to locally authorized methods; and

WHEREAS, the vans were purchased in 2009 and 2011 respectively for the vanpool program, and financed, in whole or part, with FTA funds; and

WHEREAS, the vans have reached the end of their useful life and have a fair market value less than \$5,000 each; and

WHEREAS, North Carolina General Statute § 160A-280 permits the City to convey surplus or obsolete personal property to a nonprofit organization incorporated by one of the United States; and

WHEREAS, Roof Above Inc. is a non-profit organization incorporated by the State of North Carolina and seeks to utilize the two surplus vans to transport unhoused clients to services and community resources; and

NOW, THEREFORE, BE IT RESOLVED by the City Council for the City of Charlotte, pursuant to §160A-280 of the North Carolina General Statutes, that it hereby authorizes the donation of the above-referenced vans as follows:

THE CITY COUNCIL HEREBY APPROVES THE DONATION OF THE CITY SURPLUS PROPERTY DESCRIBED ABOVE TO ROOF ABOVE INC. UPON THE TERMS AND CONDITIONS SET FORTH HEREIN AND AUTHORIZES THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE ALL INSTRUMENTS NECESSARY TO THE DONATION.

THIS THE 11th DAY OF December, 2023.

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 11th day of December 2023, the reference having been made in Minute Book 158 and recorded in full in Resolution Book 55, Page(s) 012-013.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 11th day of December 2023.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

Resolution Authorizing Exchange of Personal Property

WHEREAS, the City of Charlotte owns a gas chromatograph mass spectrometer valued at \$57,174.35;

WHEREAS, Agilent Technologies has agreed to accept this property toward the purchase of a new gas chromatograph mass spectrometer valued at \$156,969.00;

WHEREAS, the City of Charlotte would like to make a partial exchange of the two described personal properties where the price of the gas chromatograph mass spectrometer is reduced by \$57,174.35 for the City of Charlotte; and

WHEREAS, North Carolina General Statute §160A-271 authorizes the city to make such an exchange if authorized by the City Council by a resolution adopted at a regular meeting of the council upon at least 10 day's public notice; and

WHEREAS, the city has given the required public notice, and the council is convened in a regular meeting.

THEREFORE, the Charlotte City Council resolves that:

1. The exchange of properties described above is authorized.
2. The appropriate city officials are directed to execute the appropriate instruments necessary to carry out the exchange.

Adopted December 11, 2023.

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 11th day of December 2023, the reference having been made in Minute Book 158 and recorded in full in Resolution Book 55, Page(s) 014.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 11th day of December 2023.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON DECEMBER 11, 2023**

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

WHEREAS, the City of Charlotte will reimburse the North Carolina Department of Transportation (NCDOT) for the replacement of and improvements to the Charlotte Water owned water and sanitary sewer lines located within the NCDOT U-4713A roadway improvements project, located along McKee Road between approximately Pleasant Plains Road and John Street within Mecklenburg County;

WHEREAS, Charlotte Water will reimburse the NCDOT for actual costs of the project estimated to be \$1,820,251.97;

WHEREAS, Charlotte Water has programmed funding for said water and sanitary sewer construction; and,

WHEREAS, under the proposed Agreement and subject to the Agreement provisions, the City of Charlotte shall reimburse the NCDOT for actual construction costs.

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

That the Municipal Agreement between the NCDOT and the City of Charlotte and Charlotte Water, is hereby formally approved by the City Council of the City of Charlotte and that the Director of Charlotte Water and Clerk of the City of Charlotte are hereby empowered to sign and execute the Municipal Agreement with the NCDOT.

Adopted this the 11th day of December, 2023 in Charlotte, 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 11th day of December 2023, the reference having been made in Minute Book 158 and recorded in full in Resolution Book 55, Page(s) 015-015.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 11th day of December 2023.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

**RESOLUTION AUTHORIZING THE LEASE OF A
PORTION OF THE CHARLOTTE TRANSPORTATION
CENTER TO 49rs Bodega, LLC d.b.a. The Bodega**

WHEREAS, the City of Charlotte owns property more particularly identified as tax parcel number 125-011-14 bound by East Trade Street, South Brevard Street, East 4th Street, and the Blue Line in Charlotte, North Carolina more particularly identified as the The Charlotte Transportation Center (CTC) (the "Site"); and

WHEREAS, the Site contain approximately 18,200 square feet of leasable retail space ("Retail Space"); and

WHEREAS, 49rs Bodega, LLC desires to lease approximately 930 square feet of the Retail Area (the "Property") for operation of a convenience store/grocery products for 61-month term with no options to renew; and

WHEREAS, in consideration of the lease, 49rs Bodega LLC has agreed to pay annual rent for the first year of; \$3,200 a month (\$38,400 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 DESCRIBED ABOVE TO 49RS BODEGA, 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 11th DAY OF December, 2023.

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 11th day of December 2023, the reference having been made in Minute Book 158 and recorded in full in Resolution Book 55, Page(s) 016-017.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 11th day of December 2023.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **Mallard CK Basin Improvements-Phase 1 and 2**; 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 Mallard CK Basin Improvements-Phase 1 and 2** Project estimated to be:

55,560 sq. ft. (1.275 ac.) in Permanent Utility Easement
28,252 sq. ft. (0.649 ac.) in Temporary Construction Easement

and any additional property or interest as the City may determine to complete the Project as it relates to **Tax Parcel No. 051-033-05**; said property currently owned by **CHR VIII-PCP MHC Charlotte Queens, LLC** and or their owners' successors in interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of December 2023, the reference having been made in Minute Book 158 and recorded in full in Resolution Book 55, Page(s) 018-019.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 11th day of December 2023.



A handwritten signature in black ink that reads "Stephanie C. Kelly". The signature is written in a cursive style.

Stephanie C. Kelly, City Clerk, MMC, NCCMC

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **Mallard CK Basin Improvements-Phase 1 and 2**; 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 Mallard CK Basin Improvements-Phase 1 and 2** Project estimated to be:

53,444 sq. ft. (1.227 ac.) in Permanent Utility Easement
32,026 sq. ft. (0.735 ac.) in Temporary Construction Easement

and any additional property or interest as the City may determine to complete the Project as it relates to **Tax Parcel No. 051-033-02**; said property currently owned by **PS NC I, LP** and or their owners' successors in interest.

ESTIMATED JUST COMPENSATION:

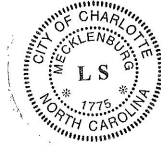
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.


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

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of December 2023, the reference having been made in Minute Book 158 and recorded in full in Resolution Book 55, Page(s) 020-021.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 11th day of December 2023.




Stephanie C. Kelly, City Clerk, MMC, NCCMC

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **Water Transmission Main Improvements & Repairs-Cates Street**; 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 Water Transmission Main Improvements & Repairs-Cates Street** Project estimated to be:

10,937 sq. ft. (0.25 ac.) in Permanent Water Line Easement
5,226 sq. ft. (0.12 ac.) in Temporary Access Easement
3,794 sq. ft. (0.09 ac.) in Temporary Construction Easement

and any additional property or interest as the City may determine to complete the Project as it relates to **Tax Parcel Nos. 078-341-12 and 078-341-09**; said property currently owned by **AFV Holdings One, Inc.** and or their owners' successors in interest.

ESTIMATED JUST COMPENSATION:

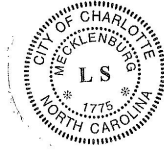
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of December 2023, the reference having been made in Minute Book 158 and recorded in full in Resolution Book 55, Page(s) 022-023.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 11th day of December 2023.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

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

WHEREAS, the City Council of the City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the **Water Transmission Main Improvements & Repairs-Cates Street**; 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 Water Transmission Main Improvements & Repairs-Cates Street** Project estimated to be:

5,153 sq. ft. (0.12 ac.) in Permanent Water Line Easement

1,874 sq. ft. (0.04 ac.) in Temporary Access Easement

3,149 sq. ft. (0.07 ac.) in Temporary Construction Easement

and any additional property or interest as the City may determine to complete the Project as it relates to **Tax Parcel No. 078-341-03**; said property currently owned by **Broadwing Communications Real Estate Services, Inc.** and or their owners' successors in interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 11th day of December 2023, the reference having been made in Minute Book 158 and recorded in full in Resolution Book 55, Page(s) 024-025.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 11th day of December 2023.



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 TRAIL MCC2P (SEGMENT 10)**; 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 TRAIL MCC2P (SEGMENT 10)**; and estimated to be:

28,727 sq. ft. (0.659 ac.) **Permanent Greenway Easement**

38,165 sq. ft. (0.876 ac.) **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. 051-033-05 said property currently owned by **CHR VIII-PCP MHC CHARLOTTE QUEENS, LLC**, or their owners' successors in interest.

ESTIMATED JUST COMPENSATION:

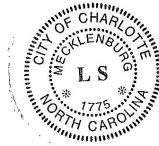
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 11th day of December 2023, the reference having been made in Minute Book 158 and recorded in full in Resolution Book 55, Page(s) 026-027.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 11th day of December 2023.



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 TRAIL MCC2P (SEGMENT 10)**; 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 TRAIL MCC2P (SEGMENT 10)**; and estimated to be:

8,983 sq. ft. (0.206 ac.) **Permanent Greenway Easement**
26,648 sq. ft. (0.612 ac.) **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. 051-033-02 said property currently owned by **PS NC I, L.P.**, or their owners' successors in interest.

ESTIMATED JUST COMPENSATION:

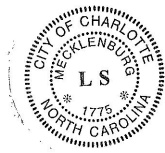
Such estimated just compensation as may be determined based upon the takings required by the final construction plans.

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 11th day of December 2023, the reference having been made in Minute Book 158 and recorded in full in Resolution Book 55, Page(s) 028-029.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 11th day of December 2023.



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 **REA RD WIDENING (I-485 to WILLIAMS POND LANE)** 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 **REA RD WIDENING (I-485 to WILLIAMS POND LANE)** and estimated to be:

229 sq. ft. (0.005 ac.) **Sidewalk Utility Easement**
2,216 sq. ft. (0.051 ac.) **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. 225-045-04 said property currently owned by **AGREE CONVENIENCE NO. 1, 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 11th day of December 2023, the reference having been made in Minute Book 158 and recorded in full in Resolution Book 55, Page(s) 030-031.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 11th day of December 2023.



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 **REA RD WIDENING (I-485 to WILLIAMS POND LANE)** 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 **REA RD WIDENING (I-485 to WILLIAMS POND LANE)** and estimated to be:

869 sq. ft. (0.002 ac.) **Utility Easement**
939 sq. ft. (0.022 ac.) **Sidewalk Utility Easement**
991 sq. ft. (0.023 ac.) **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. 225-044-07 said property currently owned by **SYED REHAN HAQUE AND JENNA KELLEY HAQUE**, 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.

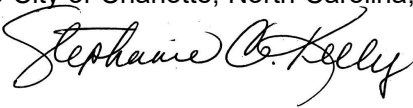
IT IS FURTHER RESOLVED that the estimated just compensation for the property is hereby authorized to be deposited in the Office of the Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

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 11th day of December 2023, the reference having been made in Minute Book 158 and recorded in full in Resolution Book 55, Page(s) 032-033.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 11th day of December 2023.




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 **8" SS TO SERVE 3811-3831 MARGARET WALLACE RD**; 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 **8" SS TO SERVE 3811-3831 MARGARET WALLACE RD** and estimated to be:

1,643 sq. ft. (0.038 ac.) **Sanitary Sewer Easement**

1,122 sq. ft. (0.026 ac.) **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. 193-141-10 said property currently owned by **TONY MAX AUSTIN AND JERRY WAYNE AUSTIN**, 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 11th day of December 2023, the reference having been made in Minute Book 158 and recorded in full in Resolution Book 55, Page(s) 034-035.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 11th day of December 2023.



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 **8" SS TO SERVE 3811-3831 MARGARET WALLACE RD**; 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 **8" SS TO SERVE 3811-3831 MARGARET WALLACE RD** and estimated to be:

1,467 sq. ft. (0.033 ac.) **Sanitary Sewer Easement**
998 sq. ft. (0.229ac.) **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. 193-141-09 said property currently owned by **MICHAEL EDWARD FRODGE AND MARY RUTH FRODGE**, 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 11th day of December 2023, the reference having been made in Minute Book 158 and recorded in full in Resolution Book 55, Page(s) 036-037.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 11th day of December 2023.



Stephanie C. Kelly, City Clerk, MMC, NCCMC