

RESOLUTION TO CLOSE A PORTION OF UNOPENED RIGHT-OF-WAY BETWEEN 828 AND 900
MATHESON 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 Unopened Right-of-Way between 828 and 900 Matheson 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 Unopened Right-of-Way between 828 and 900 Matheson Avenue to be sent by registered or certified mail to all owners of property adjoining said right-of-way and prominently posted a notice of the closing and public hearing in at least two places along said street or alleys, all as required by G.S.160A-299; and

WHEREAS, the city may reserve its right, title, and interest in any utility improvement or easement within a street closed pursuant to G.S.160A-299; and

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

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

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

WHEREAS, the public hearing was held on the 27th day of February 2023, and City Council determined that closing a Portion of Unopened Right-of-Way between 828 and 900 Matheson 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 February 27, 2023, that the Council hereby orders the closing a Portion of Unopened Right-of-Way between 828 and 900 Matheson 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" and "Exhibit C" 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 27th day of February 2023, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 604-608.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of February 2023.

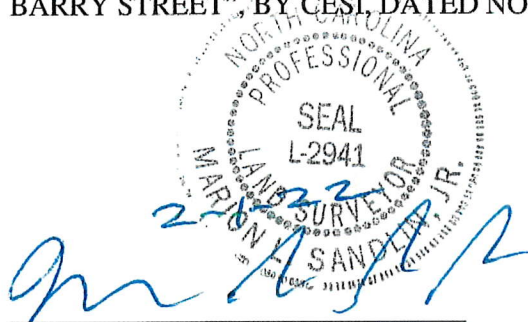


Stephanie C. Kelly, City Clerk, MMC, NCCMC

Resolution to Close Unopened ROW- 828 and 900 Matheson Ave

SURVEY DESCRIPTION ~ BARRY STREET

TO ARRIVE AT THE TRUE POINT OF BEGINNING, COMMENCE AT AN EXISTING 1/2" IRON PIPE BEING THE SOUTHWEST PROPERTY CORNER OF LOT# 5 IN BLOCK #19A (MAP BOOK 1166, PAGE 471; MECKLENBURG COUNTY REGISTRY) THEN RUN WITH THE SOUTHERN PROPERTY LINE OF SAID LOT #5 S79°33'00"E 65.15' TO AN EXISTING 1" IRON PIPE BEING THE **TRUE POINT OF BEGINNING**; THENCE FROM THE **TRUE POINT OF BEGINNING** AND CONTINUING WITH THE EASTERN PROPERTY OF SAID LOT #5 N10°27'00"E 173.83' TO AN EXISTING CONCRETE RIGHT-OF-WAY MONUMENT BEING LOCATED ON THE SOUTHERN PUBLIC RIGHT-OF-WAY LINE OF MATHESON AVENUE; THENCE WITH THE SOUTHERN PUBLIC RIGHT-OF-WAY LINE OF SAID MATHESON AVENUE S75°19'53"E 46.86' TO A SET #5 REBAR WITH CAP BEING THE NORTHWEST PROPERTY CORNER OF LOT #1 IN BLOCK #18A (MAP BOOK 1166, PAGE 471; MECKLENBURG COUNTY REGISTRY); THENCE WITH THE WESTERN PROPERTY LINE OF SAID LOT #1 S11°53'45"W (PASSING AN EXISTING #4 REBAR AT A DISTANCE OF 1.64') FOR A TOTAL DISTANCE OF 194.55' TO AN EXISTING #4 REBAR BEING LOCATED ON THE NORTHERN RIGHT-OF-WAY LINE OF A 10' ALLEY (MAP BOOK 1166, PAGE 239 & 471; MECKLENBURG COUNTY REGISTRY); THENCE WITH THE NORTHERN EDGE OF THE SAID 10' ALLEY THE FOLLOWING THREE (3) COURSES AND DISTANCES: (1) N79°33'00"W 31.82' TO A COMPUTED POINT FALLING ON AN EXISTING STORM MANHOLE; (2) N10°27'00"E 24.11' TO A SET #5 REBAR WITH CAP; AND (3) N79°33'00"W 10.00' TO A POINT, THE **TRUE POINT OF BEGINNING**, CONTAINING 0.194 ACRE, MORE OR LESS, AS SHOWN ON A SURVEY TITLED "BOUNDARY SURVEY OF: BARRY STREET", BY CESI, DATED NOVEMBER 19, 2021, CESI JOB #210727.000.



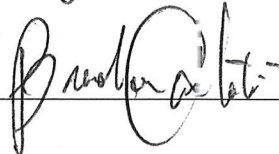
Marion L. Sandlin, Jr., PLS L-2941
Project Manager
CESI
PO Box 268
Concord, NC 28026
(704) 786-5404

Agreement from Adjoining Property Owner

We are Steve Rahman and Taylor N. Watson, the owners and reside at 900 Matheson Ave. Charlotte, NC 28205. We understand that the abandon property between our property 900 Matheson Ave. and George and Edith's property 828 Matheson Ave. is being petitioned by them to request that portion of land. We are not interested at all in any part of that property and will not take any responsibilities regarding increased taxes, maintenance or any monetary duties that is required to obtain and maintain the property.

Signed  Date 06 / 11 / 2021

Signed  Date 6 / 11 / 2021

Witness  Date 6 / 11 / 2021

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON FEBRUARY 27, 2023**

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

WHEREAS, the North Carolina Department of Transportation allocated I-485 Express Lane Bonus Allocation funds for congestion mitigation improvements on Rea Road between I-485 and Williams Pond Lane (the "Project"), and

WHEREAS, a Municipal Agreement between the City and the State provides \$6,673,940 in state funding to the Project with local participation in the amount of \$7,300,000, and

WHEREAS, the Municipal Agreement specifies right-of-way, utility relocation and construction costs improving traffic operations 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 \$6,673,940 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 27th day of February 2023, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 609-609_____.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of February 2023.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

**RESOLUTION PASSED BY THE CITY COUNCIL OF THE CITY OF
CHARLOTTE, NORTH CAROLINA ON FEBRUARY 27, 2023**

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

WHEREAS, the North Carolina Department of Transportation has allocated Bonus Allocation funds to install streetlighting along NC 24 (WT Harris Boulevard) from SR 2004 (Mt. Holly - Huntersville Road) to the I-85 North Ramp (hereinafter the "Project"), and

WHEREAS, a Municipal Agreement between the City and the State will provide up to \$998,000 in state funding to the Project, and

WHEREAS, the Municipal Agreement specifies construction costs installing overhead streetlights is 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 \$998,000 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 27th day of February 2023, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 610-610 _____.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of February 2023.



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

Stephanie C. Kelly, City Clerk, MMC, NCCMC

North Carolina Governor's Highway Safety Program
LOCAL GOVERNMENTAL RESOLUTION

WHEREAS, the _____ (herein called the
"Agency")

(The Applicant Agency)

has completed an application contract for traffic safety funding; and that _____
(The Governing Body of the Agency)

_____ (herein called the "Governing Body") has thoroughly considered the problem
identified and has reviewed the project as described in the contract;

THEREFORE, NOW BE IT RESOLVED BY THE _____ IN OPEN
(Governing Body)

MEETING ASSEMBLED IN THE CITY OF _____, NORTH CAROLINA,

THIS _____ DAY OF _____, 20 _____, AS FOLLOWS:

1. That the project referenced above is in the best interest of the Governing Body and the general public; and
2. That _____ is authorized to file, on behalf of the Governing
(Name and Title of Representative)
Body, an application contract in the form prescribed by the Governor's Highway Safety Program for federal
funding in the amount of \$ _____ to be made to the Governing Body to assist in defraying
(Federal Dollar Request)
the cost of the project described in the contract application; and
3. That the Governing Body has formally appropriated the cash contribution of \$ _____ as
(Local Cash Appropriation)
required by the project contract; and
4. That the Project Director designated in the application contract shall furnish or make arrangement for other
appropriate persons to furnish such information, data, documents and reports as required by the contract, if
approved, or as may be required by the Governor's Highway Safety Program; and
5. That certified copies of this resolution be included as part of the contract referenced above; and
6. That this resolution shall take effect immediately upon its adoption.

DONE AND ORDERED in open meeting by _____
(Chairperson/Mayor)

ATTESTED BY _____
(Clerk)

SEAL



DATE _____

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 27th day of February 2023, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 611-612.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of February 2023.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

RESOLUTION PROVIDING APPROVAL OF INLIVIAN'S ISSUANCE OF MULTIFAMILY HOUSING REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$9,860,000 FOR THE FINANCING OF A MULTIFAMILY HOUSING FACILITY TO BE KNOWN AS GALLOWAY CROSSING IN THE CITY OF CHARLOTTE, NORTH CAROLINA

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 27th day of February, 2023; and

WHEREAS, INLIVIAN (the "Issuer") has tentatively agreed to issue its multifamily housing revenue bonds in an amount not to exceed \$9,860,000 (the "Bonds"), for the purpose of financing the acquisition, construction and equipping by Galloway Crossing Limited Partnership, a North Carolina limited partnership, or an affiliated or related entity (the "Borrower"), of a qualified residential rental project to be known as Galloway Crossing (the "Development"); and

WHEREAS, the Development will consist of approximately 78 units for seniors and related facilities, located at approximately 8300 East W.T. Harris 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 15, 2023, 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 Issuer's 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 issuance of the Issuer's multifamily housing revenue bonds for the proposed housing development consisting of the acquisition, construction and equipping of the Development described above in the City of Charlotte, North Carolina by the Borrower and in an amount not to exceed \$9,860,000 are hereby approved for purposes of Section 147(f) of the Code.

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

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

Ayes: Council members Winston, Bokhari, Driggs, Graham, Mayfield, Molina, Watlington

Nays: None

Not voting: Ajmera, Mitchell, Johnson, Anderson

* * * * *

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 27th day of February 2023, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 613-616.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of February 2023.



Stephanie C. Kelly

Stephanie C. Kelly, City Clerk, MMC, NCCMC

Exhibit A

Certificate and Summary of Public Hearing

(Attached)

CERTIFICATE AND SUMMARY

The undersigned designated hearing officer of INLIVIAN hereby certifies as follows:

1. Notice of a public hearing (the "Hearing") to be held on February 15, 2023, with respect to the issuance of bonds by INLIVIAN for the benefit of Galloway Crossing Limited Partnership, a North Carolina limited partnership (the "Borrower") was published on February 7, 2023, in *The Charlotte Observer*.
2. I was the hearing officer for the Hearing.
3. The following is a list of names and addresses of all persons who spoke at the Hearing:

None

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

None

IN WITNESS WHEREOF, my hand this 15th day of February, 2023.

By: 

Name: Kevin Boyett

Title: Hearing Officer

**RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION
OF ANNEXATION PURSUANT TO G.S. 160A-31
GARRISON ROAD INDUSTRIAL PHASE 1 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 meeting at the Charlotte-Mecklenburg Government Center at 6:30 p.m. on March 13, 2023.

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

LEGAL DESCRIPTION

Commencing at an existing NGS Monument "Horton" having NC Grid NAD 83 (2011) coordinates of N:530,272.85; E:1,411,689.07; thence South 35°55'12" West a horizontal ground distance of 3296.99 feet to an existing 1/2" iron rod, situated at the southeasterly corner of the lands of Sheri S. Higgins as described in Deed Book 27004, Page 414, all Deed and Map Books are recorded in the Mecklenburg County Public Register of Deeds and shown as Lot 1 on Map Book 53, Page 849, with the westerly line of the lands of SL Horton Road, LLC as described in Deed Book 32765, Page 3 and shown on Map Book 67, Page 940, and being the Point of Beginning; thence along the aforesaid westerly line South 18°06'52" West a distance of 47.91 feet to an existing 1/2" iron rod, situated on the northerly line of the lands of Mecklenburg County as described in Deed Book 23229, Page 795; thence along the northerly and westerly line of the aforesaid lands for the following three (3) courses and distances; 1) South 62°48'43" West a distance of 374.51 feet to an existing 1/2" iron pipe in stone; 2) South 08°13'58" West a distance of 334.59 feet to an existing 1/2" iron rod; 3) South 07°55'26" West a distance of 446.65 feet to a new 1/2" iron rod, situated on the northerly line of the lands of Mecklenburg County as described in Deed 14350, Page 408 and shown as Tract 4 on Map Book 38, Page 521; thence along the northerly and westerly line of the aforesaid lands for the following three (3) courses and distances; 1) South 65°39'50" West a distance of 476.74 feet to an existing 1" iron pipe; 2) South 00°21'51" West a distance of 33.01 feet to a point; 3) South 03°49'24" West a distance of 790.26 feet to point, situated on the northerly line of the lands of Mecklenburg County as described in Deed 14350, Page 402 and shown as Tract 1 on Map Book 60, Page 524, said point also lying the centerline of a Beaverdam Creek Tributary Before a Creek Restoration Project was completed; thence along the centerline of a aforesaid Creek for the following sixty-six (66) courses and distances; 1) South 61°52'30" West a distance of 21.86 feet to a point; 2) South 34°14'26" West a distance of 37.79 feet to a point; 3) South 35°21'12" West a distance of 39.94 feet to a point; 4) South 57°51'47" West a distance of 15.09 feet to a point; 5) South 69°43'33" West a distance of 38.37 feet to a point; 6) South 56°23'25" West a distance

of 27.82 feet to a point; 7) South 42°56'59" West a distance of 35.37 feet to a point; 8) South 26°25'01" West a distance of 26.50 feet to a point; 9) South 24°16'42" West a distance of 23.66 feet to a point; 10) South 31°04'55" West a distance of 22.80 feet to a point; 11) South 40°25'22" West a distance of 37.98 feet to a point; 12) South 73°40'13" West a distance of 51.14 feet to a point; 13) South 64°09'30" West a distance of 40.74 feet to a point; 14) South 40°36'03" West a distance of 28.91 feet to a point; 15) South 74°20'12" West a distance of 44.21 feet to a point; 16) South 72°48'31" West a distance of 30.08 feet to a point; 17) South 55°35'40" West a distance of 58.20 feet to a point; 18) South 72°24'52" West a distance of 28.76 feet to a point; 19) North 88°55'42" West a distance of 19.29 feet to a point; 20) South 79°35'15" West a distance of 40.95 feet to a point; 21) South 74°29'47" West a distance of 42.68 feet to a point; 22) South 82°25'17" West a distance of 35.24 feet to a point; 23) South 87°34'45" West a distance of 35.00 feet to a point; 24) South 69°30'16" West a distance of 46.29 feet to a point; 25) South 58°17'21" West a distance of 28.40 feet to a point; 26) South 60°00'38" West a distance of 38.72 feet to a point; 27) South 88°24'05" West a distance of 36.24 feet to a point; 28) South 62°22'42" West a distance of 25.40 feet to a point; 29) South 53°01'10" West a distance of 42.90 feet to a point; 30) South 73°05'56" West a distance of 35.76 feet to a point; 31) South 82°09'06" West a distance of 31.22 feet to a point; 32) South 48°57'39" West a distance of 22.89 feet to a point; 33) South 60°40'05" West a distance of 22.22 feet to a point; 34) North 54°16'57" West a distance of 8.89 feet to a point; 35) North 54°09'07" West a distance of 25.86 feet to a point; 36) South 88°33'57" West a distance of 11.78 feet to a point; 37) South 26°18'53" West a distance of 19.85 feet to a point; 38) South 01°43'25" East a distance of 27.11 feet to a point; 39) South 24°01'33" East a distance of 30.87 feet to a point; 40) South 04°13'48" East a distance of 35.27 feet to a point; 41) South 01°17'43" West a distance of 48.05 feet to a point; 42) South 01°27'34" West a distance of 41.93 feet to a point; 43) South 42°41'04" West a distance of 29.24 feet to a point; 44) North 83°45'09" West a distance of 36.57 feet to a point; 45) South 52°58'59" West a distance of 28.45 feet to a point; 46) South 33°50'58" West a distance of 15.81 feet to a point; 47) South 32°11'15" West a distance of 34.02 feet to a point; 48) South 29°08'15" West a distance of 55.81 feet to a point; 49) South 69°51'53" West a distance of 41.49 feet to a point; 50) North 83°00'18" West a distance of 38.84 feet to a point; 51) South 65°15'39" West a distance of 24.88 feet to a point; 52) South 39°06'44" West a distance of 29.53 feet to a point; 53) South 54°37'10" West a distance of 44.03 feet to a point; 54) South 83°09'17" West a distance of 41.92 feet to a point; 55) South 84°59'27" West a distance of 41.19 feet to a point; 56) South 80°43'42" West a distance of 17.57 feet to a point; 57) South 51°20'01" West a distance of 28.57 feet to a point; 58) South 09°20'48" East a distance of 25.17 feet to a point; 59) South 21°04'31" East a distance of 28.12 feet to a point; 60) South 30°59'52" East a distance of 32.57 feet to a point; 61) South 16°05'29" West a distance of 41.85 feet to a point; 62) South 23°16'03" West a distance of 34.06 feet to a point; 63) South 57°45'09" West a distance of 28.63 feet to a point; 64) North 88°37'24" West a distance of 34.00 feet to a point; 65) South 66°19'10" West a distance of 12.92 feet to a point; 66) South 37°49'21" West a distance of 19.31 feet to a point, situated on the northerly line of the lands of Mecklenburg County as described in Deed 24799, Page 269; thence continue along the aforesaid centerline of Beaverdam Creek Tributary and along the northerly and westerly line of the aforesaid lands for the following four (4) courses and distances; 1) South 37°53'34" West a distance of 7.88 feet to a point; 2) South 31°07'49" West a distance of 38.98 feet to a point; 3) South 27°39'41" West a distance of 79.42 feet to a point; 4) South 32°22'55" West a distance of 32.11 feet to a point; thence departing the aforesaid Creek and along the northerly line of the lands of Dixie River Land Company, LLC as described in Deed Book 12722, Page 642, North 86°01'45" West a distance of 785.89 feet to a new 1/2" iron rod, situated on the easterly line of the lands of Berewick Homeowners Association, Inc. as described in Deed Book 33446, Page 264 and shown as Common Open Space 3 on Map Book 56, Page 899; thence along the

easterly line of the of the aforesaid lands, also as shown on Map Book 59, Page 134 for the following three (3) courses and distances; 1) North 34°50'03" West a distance of 224.30 feet to an existing 1/2" iron rod; 2) North 17°29'59" West a distance of 66.01 feet to a new 1/2" iron rod; 3) North 12°28'44" West a distance of 285.12 feet to an existing 1/2" iron rod, situated on the southerly line of the lands of Onsite Holdings, LLC as described in Deed Book 27099, Page 305; thence along the easterly line of the aforesaid lands North 12°05'17" West a distance of 257.76 feet to an existing 1" iron pipe, situated on the situated on the southerly line of the lands of Bernie Wallace Grier as described in Deed Book 1154, Page 397 and Deed Book 1604, Page 496; thence along the easterly line of the aforesaid lands for the following three (3) courses and distances; 1) North 11°57'34" West a distance of 147.30 feet to an existing 1/2" iron rod; 2) North 14°34'32" West a distance of 216.27 feet to an existing 1/2" iron rod; 3) North 12°10'58" East a distance of 625.10 feet to an existing 1" iron pipe, situated on the southerly line of the lands of Henrietta and Margaret Woodard as described in Deed Book 1604, Page 593; thence along the easterly line of the aforesaid lands North 13°12'31" East a distance of 199.82 feet to a new 1/2" iron rod, situated on the southerly line of the lands of Kyle Short as described in Deed Book 31692, Page 83; thence along the easterly line of the aforesaid lands and along the easterly line of the lands of Lachelle M. and Phillip J. Crosby as described in Deed Book 31140, Page 5 for the following two (2) courses and distances; 1) North 10°29'53" East a distance of 203.65 feet to an existing 1" iron pipe; 2) North 15°16'43" East a distance of 312.98 feet to a new 1/2" iron rod, situated on the southerly line of the lands of Crescent River District, LLC as described in Deed Book 35876, Page 75 and shown on Map Book 37, Page 511; thence along the aforesaid southerly line South 83°21'41" East passing an existing 1/2" iron rod at 1270.53 feet, for a total distance of 1299.86 feet to an existing nail, situated in the centerline of Garrison Road (an assumed 60' public right-of-way) as shown on Map Book 33, Page 513; thence along the aforesaid centerline for the following two (2) courses and distances; 1) North 37°42'01" East a distance of 74.34 feet to an existing nail; 2) North 34°41'23" East a distance of 967.46 feet to an existing nail, situated on the southerly line of the lands of Dreamstatus Living Trust as described in Deed Book 27556, Page 198; thence along the southerly, easterly and northerly line of the aforesaid lands for the following four (4) courses and distances; 1) South 58°23'45" East a distance of 420.00 feet to an existing 1/2" iron rod; 2) North 34°34'34" East a distance of 105.01 feet to an existing 1/2" iron rod; 3) North 45°40'43" East a distance of 105.01 feet to an existing 1/2" iron rod; 4) North 58°25'32" West a distance of 420.00 feet to an existing 1/2" iron rod; 5) North 57°32'29" West a distance of 14.97 feet to an existing nail, situated in the centerline of Garrison Road (an assumed 60' public right-of-way) as shown on Map Book 53, Page 849; thence along the aforesaid centerline North 47°06'35" East a distance of 558.23 feet to a new nail, situated on the southerly line of the lands of Robert L. Sr. and Eva C. Swaney as described in Deed Book 5744, Page 479; thence along the southerly line of aforesaid lands for the following two (2) courses and distances; 1) South 48°00'40" East a distance of 471.82 feet to an existing 1" iron pipe; 2) South 88°04'12" East a distance of 81.73 feet to an existing 5/8" iron pipe, situated on the westerly line of the lands of Sheri S. Higgins as described in Deed Book 27004, Page 414 and shown as Lot 1 on Map Book 53, Page 849; thence along the southerly line of the aforesaid lands South 67°24'49" East a distance of 503.41 feet to the Point of Beginning, Containing 6,520,931 square feet or 149.7000 acres, as shown on a survey prepared by Cloninger Surveying and Mapping, PLLC dated April 16, 2021 (File No. 1016).

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 27th day of February 2023, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 617-620.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of February 2023.



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

Stephanie C. Kelly, City Clerk, MMC, NCCMC

**RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION
OF ANNEXATION PURSUANT TO G.S. 160A-31
RIVER DISTRICT PRESERVE EAST 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 meeting at the Charlotte-Mecklenburg Government Center at 6:30 p.m. on March 13, 2023.

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

LEGAL DESCRIPTION

BEGINNING at a point marking the northeastern corner of Crescent Communities II, LLC (now or formerly) as described in Deed Book 32809, page 788 of the Mecklenburg County Registry and along the westerly line of Gretchen Marsh Johnston & Hunter Johnston Mclawhorn, Trustees of the Credit Shelter Trust Created Under Item V of The John Sikes Johnston Revocable Trust Agreement (now or formerly) as described in Deed Book 9939, page 86; THENCE with the northerly line of Crescent Communities II, LLC and with the current limits of the City of Charlotte the following eight (8) courses and distances: 1) South 67 degrees 21 minutes 00 seconds West, a distance of 394.40 feet to a point; 2) THENCE North 28 degrees 14 minutes 41 seconds West, a distance of 356.27 feet to a point; 3) THENCE South 61 degrees 45 minutes 22 seconds West, a distance of 67.00 feet to a point; 4) THENCE South 28 degrees 14 minutes 41 seconds East, a distance of 343.06 feet to a point; 5) THENCE South 74 degrees 17 minutes 55 seconds West, a distance of 198.98 feet to a point; 6) THENCE South 59 degrees 03 minutes 17 seconds West, a distance of 225.78 feet to a point; 7) THENCE South 36 degrees 48 minutes 36 seconds West, a distance of 186.09 feet to a point; 8) THENCE South 84 degrees 00 minutes 47 seconds West, a distance of 180.99 feet to a point; THENCE with the new line of Crescent River District, LLC as shown on Map Book 70, page 652 and leaving the current limits of the City of Charlotte the following eighteen (18) courses and distances: 1) South 83 degrees 56 minutes 33 seconds West, a distance of 843.58 feet to a point; 2) THENCE North 42 degrees 59 minutes 07 seconds West, a distance of 204.55 feet to a point; 3) THENCE North 43 degrees 06 minutes 38 seconds East, a distance of 136.11 feet to a point; 4) THENCE North 50 degrees 33 minutes 35 seconds East, a distance of 179.52 feet to a point; 5) THENCE North 36 degrees 34 minutes 54 seconds East, a distance of 137.74 feet to a point; 6) THENCE North 01 degrees 04 minutes 13 seconds West, a distance of 336.70 feet to a point; 7) THENCE North 37 degrees 29 minutes 14 seconds East, a distance of 388.51 feet to a point; 8) THENCE North 07 degrees 59 minutes 37 seconds East, a distance of 186.34 feet to a

point; 9) THENCE North 14 degrees 05 minutes 25 seconds East, a distance of 176.56 feet to a point; 10) THENCE North 77 degrees 44 minutes 44 seconds East, a distance of 171.89 feet to a point; 11) THENCE North 25 degrees 05 minutes 36 seconds East, a distance of 131.52 feet to a point; 12) THENCE North 40 degrees 20 minutes 31 seconds East, a distance of 129.53 feet to a point; 13) THENCE North 71 degrees 12 minutes 42 seconds East, a distance of 389.45 feet to a point; 14) THENCE North 58 degrees 37 minutes 55 seconds East, a distance of 314.13 feet to a point; 15) THENCE North 47 degrees 09 minutes 13 seconds East, a distance of 261.25 feet to a point; 16) THENCE North 48 degrees 44 minutes 48 seconds East, a distance of 133.11 feet to a point; 17) THENCE North 28 degrees 54 minutes 22 seconds East, a distance of 201.57 feet to a point; 18) THENCE North 14 degrees 01 minutes 51 seconds East, a distance of 460.96 feet to a point in the centerline of Sadler Road, an apparent 60-foot public right of way; THENCE with the centerline of Sadler Road South 69 degrees 25 minutes 48 seconds East, a distance of 261.30 feet to a point; THENCE leaving the centerline of Sadler Road and with the westerly lines of Christopher Harris & Robin Harris (now or formerly) as described in Deed Book 10646, page 185 and James E. Watt & Lafreda M. Watt (now or formerly) as described in Deed Book 5213, page 236 South OS degrees 31 minutes 40 seconds West, a distance of 963.65 feet to an existing $\frac{1}{2}$ " iron pin, passing an existing rebar at 17 .22 feet, marking the southwestern corner of James E. Watt & Lafreda M. Watt and the northwestern corner of Gretchen Marsh Johnston & Hunter Johnston Mclawhorn, Trustees of the Credit Shelter Trust Created Under Item V of The John Sikes Johnston Revocable Trust Agreement; THENCE with the westerly line of Gretchen Marsh Johnston & Hunter Johnston Mclawhorn, Trustees of the Credit Shelter Trust Created Under Item V of The John Sikes Johnston Revocable Trust Agreement South 05 degrees 42 minutes 30 seconds West, a distance of 1263.20 feet to the POINT OF BEGINNING, having an area of 70.957 Acres, more or less.

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 27th day of February 2023, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 621-622.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of February 2023.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

RESOLUTION DECLARING INTENT TO ABANDON AND CLOSE AN ALLEYWAY OFF
BUCHANAN STREET in the City of Charlotte, Mecklenburg County, North Carolina.

Whereas, Hector MacDonald has filed a petition to close an Alleyway off Buchanan Street in the City of Charlotte; and

Whereas, an Alleyway off Buchanan Street containing 540 square feet or 0.012 acres an Alleyway off Buchanan Street 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 February 27, 2023 that it intends to close an Alleyway off Buchanan Street 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 an Alleyway off Buchanan Street, to be conducted at 6:30 p.m., or as soon thereafter as practicable, on Monday, the 10th day of April 2023 at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street; Charlotte, North Carolina 28202. All interested parties are invited to present comments at the public hearing regarding the closure of an Alleyway off Buchanan Street. To speak at the public hearing, please all the City Clerk's office at 704-336-2248 or sign up online at <https://charlottenc.gov/CityClerk/Pages/Speak.aspx>, or sign up in-person with the City Clerk prior to the start of the public hearing. Anyone requiring special accommodations or information 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 27th day of February 2023, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 623.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of February 2023.



Stephanie C. Kelly, City Clerk, MMC, NCCMC

RESOLUTION DECLARING INTENT TO ABANDON AND CLOSE a Portion of Unopened First Street and a Portion of Unopened Vernedale Road in the City of Charlotte, Mecklenburg County, North Carolina.

Whereas, Smith Douglas Homes has filed a petition to close a Portion of Unopened First Street and a Portion of Unopened Vernedale Road in the City of Charlotte; and

Whereas, an a Portion of Unopened First Street and a Portion of Unopened Vernedale Road containing 56,711 square feet or 2.185 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 February 27, 2023, that it intends to close a Portion of Unopened First Street and a Portion of Unopened Vernedale 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 a Portion of Unopened First Street and a Portion of Unopened Vernedale Road, to be conducted at 6:30 p.m., or as soon thereafter as practicable, on Monday, the 10th day of April 2023 at the Charlotte-Mecklenburg Government Center, 600 East Fourth Street; Charlotte, North Carolina 28202. All interested parties are invited to present comments at the public hearing regarding the closure of a Portion of Unopened First Street and a Portion of Unopened Vernedale Road. To speak at the public hearing, please all the City Clerk's office at 704-336-2248 or sign up online at <https://charlottenc.gov/CityClerk/Pages/Speak.aspx>, or sign up in-person with the City Clerk prior to the start of the public hearing. Anyone requiring special accommodations or information 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 27th day of February 2023, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 624.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of February 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 **CLARKE CREEK BASIN PS & FM Project**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **CLARKE CREEK BASIN PS & FM Project** estimated to be:

38,843 sq. ft. (0.89 ac.) in Permanent Sewer Easement

1,996 sq. ft. (0.05 ac.) in Permanent Access Easement

and any additional property or interest as the City may determine to complete the Project as it relates to **Tax Parcel No. 019-225-02**; said property currently owned by **Homeowners Association of Mirabella, 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 27th day of February 2023, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 625.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of February 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 **CLARKE CREEK BASIN PS & FM Project**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **CLARKE CREEK BASIN PS & FM Project** estimated to be:

1,985 sq. ft. (0.05 ac.) in Permanent Sewer Easement

and any additional property or interest as the City may determine to complete the Project as it relates to **Tax Parcel No. 019-224-23**; said property currently owned by **MMB Development Eleven, L.P.** 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 27th day of February 2023, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 626.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of February 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 **CLARKE CREEK BASIN PS & FM Project**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **CLARKE CREEK BASIN PS & FM Project** estimated to be:

2,266 sq. ft. (0.05 ac.) in Permanent Sewer Easement

and any additional property or interest as the City may determine to complete the Project as it relates to **Tax Parcel No. 019-224-24**; said property currently owned by **Eastwood Construction Partners, 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 27th day of February 2023, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 627.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of February 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 **4035 RUTGERS AVE**; 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 **4035 RUTGERS AVE** and estimated to be:

778 sq. ft. (0.018 ac.) Storm Drainage Easement

and any additional property or interest as the City may determine to complete the Project as it relates to Tax Parcel No. 087-052-09 said property currently owned by **ANGEL JOSE URESTI JASSO AND ADRIANA GUADALUPE GONZALEZ POSADAS**, 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 27th day of February 2023, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 628.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of February 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 **SIX MILE TRIBUTARY WASTEWATER PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **SIX MILE CREEK TRIBUTARY WASTEWATER PROJECT** and estimated to be:

53,902 sq. ft. (1.237 ac.) of **Permanent Sanitary Sewer Easement**

31,588 sq. ft. (0.725 ac.) 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. 229-031-04 & 229-032-80 said property currently owned by **ARDREY CREST HOMEOWNERS' ASSOCIATION, INC.**, or their owners' successors in interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27th day of February 2023, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 629.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of February 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 **SIX MILE TRIBUTARY WASTEWATER PROJECT**; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

PROPERTY DESCRIPTION:

Amount necessary for the **SIX MILE CREEK TRIBUTARY WASTEWATER PROJECT** and estimated to be:

26,817 sq. ft. (0.616 ac.) of **Permanent Sanitary Sewer Easement**

24,808 sq. ft. (0.569 ac.) 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. 229-025-01 said property currently owned by **OXFORD/CAMBRIDGE HOMEOWNERS ASSOCIATION, INC.**, or their owners' successors in interest.

ESTIMATED JUST COMPENSATION:

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

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

CERTIFICATION

I, Stephanie C. Kelly, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of a Resolution adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 27th day of February 2023, the reference having been made in Minute Book 157 and recorded in full in Resolution Book 53, Page(s) 630.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this 27th day of February 2023.



Stephanie C. Kelly, City Clerk, MMC, NCCMC