

RESOLUTION DIRECTING CONSTRUCTION OF AREAS 22 AND 23 OF THE PHASE 5 ANNEXATION UTILITY IMPROVEMENT PROJECT BE UNDERTAKEN

WHEREAS, on the 28th day of January, 2019 the City Council of the City of Fayetteville, North Carolina, adopted a Preliminary Assessment Resolution Providing for the Extension of its Sanitary Sewer Collection System, and where necessary, a Water Distribution System in All or Portions of the Streets Within Areas 22 and 23 of the Phase 5 Annexation Listed on Exhibit “A”.

WHEREAS, the required public hearing has been held after due notice to the public and to the owners of the affected real property.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Fayetteville, North Carolina that after careful study and consideration of the matter and of all pertinent facts and circumstances, including engineering and planning studies and advice, and in the exercise of its best legislative judgment, the City Council of Fayetteville, North Carolina finds as fact that:

1. The public interest, safety, convenience, and general welfare requires the extension of the sanitary sewer collection system and/or water distribution system into all or a portion of the streets as described on Exhibit “A”;
2. The resolution and order adopted at its meeting on the 28th day of January, 2019 by the City Council of the City of Fayetteville, North Carolina having been duly published on the 1st day of March, 2019 in the Fayetteville Observer, a newspaper published in the City of Fayetteville, North Carolina, giving notice of a meeting of the City Council to be held in Council Chambers of City Hall at 7 p.m., on the 18th day of March, 2019 when all objections to the legality of making the proposed improvements were to be made in writing, signed in person or by attorney, filed with the Clerk of the City of Fayetteville at or before said time, and that any objections not so made would be waived and objections to the legality as well as to the policy or expediency of the making of said improvements have not been filed or made (or having been filed or made which objections were duly considered by said City Council and none of said objections were sustained);

3. The property abutting said streets will be benefitted by the extension of such sanitary sewer collection system and/or water distribution system to the extent of the part of the cost thereof to be assessed as stated below against such abutting property.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA, DOES ORDER THAT:

The sanitary sewer collection system and/or water distribution system shall be installed in all of the street portions to be specifically assessed upon the property receiving benefit of the water and sanitary sewer extension in the amount of \$5,000 for what is described as single family residential parcels requiring one sewer and/or water service lateral with remaining property being assessed at an equal rate of \$55.56 per foot of road frontage but not less than ninety (90) feet plus the average cost for service laterals as may be installed for the benefit of the non-single family residential parcels. Said assessments to be paid after completion of such work and within thirty (30) days after notice of the assessments in cash with no interest or in equal annual installments over a term of ten (10) years bearing annual interest at a rate not to exceed eight percent (8%) payable annually.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA on this, the ____ day of _____, 2019; such meeting was held in compliance with the Open Meetings Act, at which meeting a quorum was present and voting.

CITY OF FAYETTEVILLE

Mitch Colvin, Mayor

Pamela J. Megill, City Clerk

EXHIBIT “A”**Page 1 of 1****Construction Area 22 – Arran Lakes West & Emerald Gardens Subdivision - Sewer Only**

Street Names	From Intersection	To Intersection
Fisher Road	Strickland Bridge Road southwardly to Lakeway Drive	To Lakeway Drive
Honeysuckle Drive	Area 17 Boundary southwardly to Kenmore Drive	Kenmore Drive
Kenmore Drive	Vineyard Drive westwardly to Fisher Road	Fisher Road
Nordic Drive	Cul-de-sac to Fisher Road	Fisher Road
Vineyard Drive	Area 17 Boundary southwardly to dead end	To street end

Construction Area 23 – Section I – Rayconda Subdivision – Water & Sewer

Street Names	From Intersection	To Intersection
Alameda Drive	Galax Drive eastwardly to Rayconda Road	Rayconda Road
Ancon Drive	Bedloe Street eastwardly to Pinewood Terrace	Pinewood Terrace
Bedloe Street	Ancon Drive southwardly to end	To street end
Fairforrest Drive	Greendale Drive westwardly to Rayconda Road	Rayconda Road
Galax Drive	Siple Avenue northwardly to end	To street end
Greendale Drive	Oakview Drive north westwardly to cul-de-sac	To street end
Pinewood Terrace	Ancon Drive southwardly to end	To street end
Rayconda Road	Brookgreen Drive southwardly to end	To street end
Siple Avenue	Bedloe Street north eastwardly to Pinewood Terrace	Pinewood Terrace
Siple Avenue	Rayconda Road westwardly to Galax Drive	Galax Drive

Construction Area 23 – Section II – Wells Place – Sewer Only

Street Names	From Intersection	To Intersection
Beta Street	Graham Road westwardly to Penrose Drive	Penrose Drive
Coleridge Drive	Greendale Drive eastwardly to Merrimac Drive	Merrimac Drive
Columbia Drive	Manassas Street southwardly to end	To street end
Crossway Drive	Coleridge Drive southwardly to end	To street end
Graham Road	Vara Drive northwardly to Manassas Street	Manassas Street
Greendale Drive	Coleridge Drive southwardly to end	To street end
Manassas Street	Graham Road westwardly to Merrimac Drive	Merrimac Drive
Merrimac Drive	Manassas Street southwardly to end	To street end
Partridge Court	Beta Street southwardly to end	To street end
Partridge Drive	Manassas Street southwardly to end	To street end
Penrose Drive	Beta Street southwardly to end	To street end
Raeford Road	Skateway Drive eastwardly to Graham Road	Graham Road
Silverstone Court	Graham Road eastwardly to cul-de-sac	To street end