

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA  
AUTHORIZING THE CONDEMNATION ACTION ON PARCELS FOR THE JOINT FAYETTEVILLE STATE  
UNIVERSITY WELLNESS/SENIOR CENTER PROJECT

WHEREAS, the City of Fayetteville, NC, is a municipal corporation existing under and by virtue of the Constitution, statutes and laws of the State of North Carolina; and

WHEREAS, the governing body of the City of Fayetteville hereby determines that it is necessary and in the public interest to acquire certain property for the following public purpose:

Establishing, enlarging, or improving parks, playgrounds, and other recreational facilities

WHEREAS, North Carolina General Statute §160A-240.1 authorizes the City to acquire property by condemnation procedures; and

WHEREAS, the acquisition of said parcels is consistent with strategic planning goal of a Desirable Place to Live, Work and Recreate; and

WHEREAS, the City of Fayetteville is committed to the enhancement of said parcels for the purpose as stated above; and

WHEREAS, the acquisition of the properties is consistent with the City's future development plans and commitments; and

WHEREAS, the City of Fayetteville shall acquire by condemnation, for the purpose stated above, the property and interest as described below:

TRACT ONE: Being Lots Nos. Twenty-five (25) and twenty six (26) in Block Seven (7) situate<sup>3d</sup> in township Cross Creek near the town of Fayetteville on plat of land formerly owned by E.R. McKeithan and now known as College Park as surveyed and plotted by C.A. Black and M. D. Alexander which said plat or map is recorded in Book 7, Page 102 of the Public Registry of Cumberland County and known as tax identification number 0437-19-6965.

TRACT TWO: Being the remainder of Lot 20 Block 7 containing approximately 0.01 acres now known as College Park as surveyed and plotted by C.A. Black and M. D. Alexander which said plat or map is recorded in Book 7, Page 102 of the Public Registry of Cumberland County. Said parcel identified as tax identification number of 0437-19-7992.

TRACT THREE: BEING all of Lots 45 and 46, in Block 7, in a subdivision known as "College Park", plat of which is duly recorded in Book of Plats S-7, Page 102, Cumberland County Registry and as known as tax identification number 0437-19-7706.

TRACT FOUR: BEING all of Lots 17, 18, 19 and the eastern twenty (20) feet of Lot 20 in Block 7, in a Subdivision known as College Park, plat of which duly is recorded in the Book of Plats S-7, Page 102, of the Cumberland County Registry and known as tax identification number 0437-19-8941.

TRACT FIVE: BEING all of Lots Nos. 7 and 8, in Block No 7, in College Park, as shown on map recorded in Book of Plats S No. 7, Page 102 of the Cumberland County Registry and as known as tax identification number 0437-29-1931.

TRACT SIX: BEING all of Lots 23 and 24 in Block 7 in a subdivision known as "College Park", plat of which is duly recorded in Book of Plats S-7, Page 102, Cumberland County Registry which is also known as tax identification number 0437-19-7925.

TRACT SEVEN: BEING Lots number 13, 14, 15 and 16 Block 7 of College Park Subdivision, Map of which is recorded in Book of Plats S-7, Page 102, of the Cumberland County Registry. And being more particularly described as; BEGINNING at a stake in the southern margin of Boundary Street, 267 feet from the intersection of Murchison Road and running with the Southern margin of Boundary Street, North 73 degrees 45 minutes West 104 feet to a stake; thence South 04 degrees 15 minutes West 190 feet to a stake; thence North 85 degrees 45 minutes East 100 feet to a stake; thence North 04 degrees 15 minutes East 168 feet to the BEGINNING and also being known as tax identification number 0437-19-9940.

TRACT EIGHT: BEGINNING at a stake in the south margin of Boundary Street at the northeast corner of Lot No. 23 in Block 7, and runs thence with the eastern line of Lot No. 323 South 04 degrees 15 minutes West 183 feet to a stake at the northeast corner of Lot No. 47; thence with the northern line of Lots Nos. 47 and 48, and parallel with Park Avenue, North 85 degrees 45 minutes East about 50 feet to a stake at the southeast corner of Lot No. 20; thence with the Western line of Lot No. 20 West 4 degrees 15 minutes East 185 feet to a stake in the southern margin of Boundary Street, the northwest corner of Lot No. 20; thence with the southern margin of Boundary Street, 50 feet to the beginning being Lots Nos. 21 and 22 in subdivision known as College Park, as per plat thereof recorded in Book of Plats S. No 7, Page 102; and being known as tax parcel id number 0437-19-7962.

TRACT NINE: BEING all of Lots 58 and 59 in Block 7 in a subdivision known as College Park as shown on Plat Book S-7, Page 102 of the Cumberland County Registry and known as tax parcel id number 0437-29-0723.

TRACT TEN: Beginning at a stake in the north westerly corner of Murchison Road and Washington Avenue and runs thence along Washington Avenue South 50 degrees 30 minutes West 175 feet to a stake, the dividing line between lots No. 1 and No. 63; thence North 37 degrees 30 minutes West along the line of Lot No. 63, 50 feet to a stake, the dividing line between lots No. 2 and 3; thence North 55 degrees 30 minute East 175 feet with said line to a stake on the Murchison Road; thence along the Southern line of Murchison Road South 37 degrees 03 minutes East 50 feet to the point of beginning and also being known as tax parcel id number 0437-29-2851.

NOW THEREFORE, BE IT RESOLVED on behalf of the people of Fayetteville, the City Council directs the City Attorney to institute the necessary proceeding under Article 1 of Chapter 40A of the North Carolina General Statutes.

IN WITNESS WHEREOF, the City of Fayetteville has caused this instrument to be signed in its name by its Mayor, attested by its City Clerk, and its corporate seal hereto affixed, all by order of its City Council.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE, NORTH CAROLINA, on this, the 10th day of December, 2018; such meeting was held in compliance with the Open Meetings Act, at which meeting a quorum was present and voting.

CITY OF FAYETTEVILLE

(SEAL)

By: \_\_\_\_\_  
MITCH COLVIN, Mayor

ATTEST:

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PAMELA MEGILL, City Clerk