

FINAL RESOLUTION
REQUIRING THE PAVING
AND OTHER IMPROVING,
PURSUANT TO PETITION,
OF
HOMEWOOD STREET

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) A petition, pursuant to North Carolina General Statute 160-82, et seq. was filed with the City Council of Fayetteville, North Carolina, requesting the paving and other below described improvement of HOMEWOOD STREET, and said petition is in due and sufficient form, containing a general description of the paving and other improvement proposed for said street, and requesting that such paving and other improvement be made in conformity with the applicable provisions of law, and the proportion of the cost of such paving and other improvement below specified be specially assessed against the property abutting on said street and said petition has been signed by at least a majority in number of the owners, who own at least a majority of all lineal feet of frontage, of the lands abutting on said street.

2) The RESOLUTION and ORDER adopted at its meeting on the 23rd day of September, 1963 by the City Council of the City of Fayetteville, North Carolina entitled "PRELIMINARY RESOLUTION REQUIRING THE PAVING, PURSUANT TO PETITION OF HOMEWOOD STREET" having been duly published on the 2nd day of October, 1963, 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 on the 14th day of October, 1963 at 8:00 o'clock P.M. in the Court Room at the City Hall of Fayetteville, North Carolina, 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 such 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 not having been filed or made;

3) The public interest, safety, convenience and general welfare requires the paving and other below described improvement of HOMEWOOD STREET;

4) The property abutting on said street to be so paved and improved will be benefited by such pavement and improvement 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:

1) All of that portion of Homewood Street from Fay Hart Road to the City Limit Line, shall be paved and curbs and gutters laid thereon, and water and sanitary sewer mains and service laterals shall be constructed and installed in said street or parts thereof within the limits defined above; and such water and sanitary sewer mains and service laterals to be in accordance with standards of the Public Works Commission of the City of Fayetteville and such improvements also to include the necessary grading as determined by Public Works Commission engineers and to do all other work incidental to the construction and installation of said water and sanitary sewer mains and service laterals and the cost of all such improvements (exclusive of so much of said cost as is incurred at street intersections) to be specially assessed in the amount of two-thirds thereof (except that the entire cost of such water and sanitary sewer service laterals shall be specially assessed) upon the lots and parcels of land abutting upon said improved street portions according to the extent of the respective frontage thereon by an equal rate per foot of such frontage, to be paid after completion of such work and within thirty (30) days after notice of assessment, in cash with no interest, or in five equal annual installments, bearing annual interest at six (6%) per cent, payable annually.

2) This RESOLUTION and ORDER shall be published once in THE FAYETTEVILLE OBSERVER, a newspaper published in the City of Fayetteville, and shall be in effect immediately following such publication.

Adopted this 14th day of October, 1963, by the City Council of the City of Fayetteville, North Carolina.

/s/ Wilbur Clark
Mayor

/s/ Maurice W. Downs
Clerk

FINAL RESOLUTION
REQUIRING THE PAVING
AND OTHER IMPROVING,
PURSUANT TO PETITION,
OF
EDGEComb AVENUE

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) A petition, pursuant to North Carolina General Statute 160-82, et seq. was filed with the City Council of Fayetteville, North Carolina, requesting the paving and other below described improvement of EDGEComb AVENUE, and said petition is in due and sufficient form, containing a general description of the paving and other improvement proposed for said street, and requesting that such paving and other improvement be made in conformity with the applicable provisions of law, and that the proportion of the cost of such paving and other improvement below specified be specially assessed against the property abutting on said street and said petition has been signed by at least a majority in number of the owners, who own at least a majority of all lineal feet of frontage, of the lands abutting on said street.

2) The RESOLUTION and ORDER adopted at its meeting on the 23rd day of September, 1963, by the City Council of the City of Fayetteville, North Carolina entitled "PRELIMINARY RESOLUTION REQUIRING THE PAVING PURSUANT TO PETITION OF EDGEComb AVENUE" having been duly published on the 2nd day of October, 1963 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 on the 14th day of October, 1963 at 8:00 o'clock P. M. in the Court Room at the City Hall of Fayetteville, North Carolina, 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 such 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 not having been filed or made;

3) The public interest, safety, convenience and general welfare requires the paving and other below described improvement of EDGEComb AVENUE;

4) The property abutting on said street to be so paved and improved will be benefited by such pavement and improvement 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:

1) All of that portion of EDGEComb AVENUE from the NORTHERN BOUNDARY OF CHESTNUT HILLS SUB-DIVISION to the SOUTHERN BOUNDARY OF CHESTNUT HILLS SUBDIVISION, shall be paved and curbs and gutters laid thereon, and water and sanitary sewer mains and service laterals shall be constructed and installed in said street or parts thereof within the limits defined above; and such water and sanitary sewer mains and service laterals to be in accordance with standards of the Public Works Commission of the City of Fayetteville and such improvements also to include the necessary grading as determined by Public Works Commission engineers and to do all other work incidental to the construction and installation of said water and sanitary sewer mains and service laterals and the cost of all such improvements (exclusive of so much of said cost as is incurred at street intersections) to be specially assessed in the amount of two-thirds thereof (except that the entire cost of such water and sanitary sewer service laterals shall be specially assessed) upon the lots and parcels of land abutting upon said improved street portions according to the extent of the respective frontage thereon by an equal rate per foot of such frontage, to be paid after completion of such work and within thirty (30) days after notice of assessment, in cash with no interest, or in five equal annual installments, bearing annual interest at six (6%) per cent, payable annually.

2) This RESOLUTION and ORDER shall be published once in THE FAYETTEVILLE OBSERVER, a newspaper published in the City of Fayetteville, and shall be in effect immediately following such publication.

Adopted this 14th day of October, 1963, by the City Council of the City of Fayetteville, North Carolina.

/s/ Wilbur Clark
Mayor

/s/ Maurice W. Downs
Clerk

At the request and recommendation of the Public Works Commission, Council, upon motion by Councilman Rhodes, seconded by Councilman Plummer, approved the extension of utilities mains (water and sanitary sewer) along the Raeford Road outside the City, from the present terminus to Roxie Avenue and requested that the Public Works Commission Engineering Department conduct a survey for a report to the Council about the extension of said mains beyond Roxie Avenue.

Council also heard a request from Administrator Muesch of Public Works Commission for a public hearing on November 11, 1963, to consider a petition for the extension of utilities in the East Fayetteville area, across the Cape Fear River on the following streets: DUNN ROAD, RIVER ROAD, GAVIN STREET, OPENVIEW DRIVE, DOUGLAS STREET, BREECE STREET, AND MARC STREET. Councilman Plummer moved for advertising a public hearing on this matter for November 11, 1963. Motion seconded by Councilman Holt, and carried unanimously by the adoption of the following resolution: