

RESOLUTION NO. (2010) 96

**A RESOLUTION DIRECTING THAT STREET AND
SIDEWALK IMPROVEMENTS DESCRIBED HEREIN
BE MADE AND THE COST THEREOF ASSESSED**

WHEREAS, by virtue of Article 10 of Chapter 160A of the General Statutes of North Carolina, as amended, the City Council of the City of Raleigh is authorized to direct that street and sidewalk improvements be made and the costs thereof assessed against abutting property owners; and

WHEREAS, a preliminary resolution indicating the intent to undertake the project has been adopted by the City Council and a public hearing thereon duly held.

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

Section 1. That the following improvements be made and the costs thereof assessed against the abutting property pursuant to Article 10 of Chapter 160A of the General Statutes of North Carolina:

Falls of Neuse Road from Raven Ridge Road to Fonville Road – Phase II of the Falls of Neuse Road Realignment and Widening project involves widening Falls of Neuse Road just south of Raven Ridge Road to Fonville Road and includes constructing a median divided four-lane roadway on 100 feet of right-of-way with curb and gutter, storm drainage, lighting and a multi-use path along the east side as well as a sidewalk along the west side. Within the project's corridor, improvements will also be made along all of the relative side streets as will be necessary to provide the appropriate tie to the widened roadway. **Assessments will apply. Assessments to properties outside the City limits will be due upon annexation and/or subdivision review.**

Section 2. The proportion of the cost in making the aforesaid street and sidewalk improvements to be assessed upon an abutting property owner, to the extent that the same shall be assessable under the provisions of Resolution No. 280, as amended, shall be as follows: one hundred percent (100%) of the total cost of said respective improvements which are assessable under Resolution No. 280 (*i.e.*, the cost of one-half (1/2) of each street and sidewalk to be improved shall be assessed and charged against the lots and parcels of land abutting directly on the respective improvements, according to the extent of their respective frontage thereof, by an equal rate per foot of such frontage exclusive of so much of the cost as is incurred at street intersections; the remainder of the total cost including street intersections to be borne by the City of Raleigh).

Section 3. That property abutting on the street and sidewalk to be improved shall be connected with water mains, sewer mains and gas mains (if gas mains are available) located in the street adjacent to their several premises in a manner as prescribed in the Plumbing Code of the City of Raleigh and the cost thereof shall be specially assessed if the particular lot or parcel of land for and in connection with which said connections are made, as provided by Article 10 of Chapter 160A of the General Statutes of North Carolina.

Adopted: February 16, 2010

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