

RESOLUTION NO. 2016 – 298

RESOLUTION DECLARING COST AND PRELIMINARY ASSESSMENT ROLL

**SIDEWALK ASSESSMENT ROLL NO. 422
FREEDOM DRIVE and RHYNE COURT**

WHEREAS, by City Council action on 9/3/2013, Resolution Nos. 2011-438 and 2005-676 adopted by the City Council on 9/6/2011 and 9/20/2005, the local improvements hereinafter referred to were authorized and directed pursuant to Article 10 of Chapter 160A, General Statutes of North Carolina, and Section 105 of Chapter 1184, Session Laws of North Carolina of 1949, as amended, as applicable; and

WHEREAS, the local improvements have been completed and it is the duty of the City Council to make an assessment of the cost thereof against the property abutting the improvement.

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

Section 1. That the local improvements described as follows have been completed:

PW 2012-3 – Improvements to Freedom Drive from US Highway 64 (New Bern Avenue) to the end and on Rhyne Court from Freedom Drive to the cul-de-sac consisting of a 41’ back-to-back (curb/gutter) on a 60’ right of way with sidewalk on the west side of Freedom Drive and on the north side of Rhyne Court with a narrower typical section along the Partin property (Tax ID 0053248) and DL Restoration property (Tax ID 0124284) per the approved alternate design. Assessments to apply according to City Code and Policies.

Section 2. That the assessable cost of the above described improvements has been computed and determined and hereby declared to be \$24,113.00.

Section 3. That the City Council hereby makes an assessment of the cost of the local improvements herein referred to, pursuant to Article 10 of Chapter 160A, General Statutes of North Carolina, against the lots and parcels of land abutting directly on the improvement. The basis for assessment is abutting footage.

Owners Assessed	Map No	Property ID No	Site Address	Frontage Assessed	Total Assessment
Pike Electric LLC <i>[fee-in-lieu of improvements previously paid]</i>	1	0257101	601 Freedom Dr	N/A	N/A
Cashwell Real Estate LLC	2	0107662	705 Freedom Dr	269.93	\$1,619.00
CLW Real Estate Investments LLC	3	0092197	709 Freedom Dr	354.21	\$2,125.00
Bunch Family Properties LLC	4	0009993	801 Freedom Dr	230.00	\$1,380.00
Bunch Family Properties LLC	5	0413152	845 Freedom Dr	311.00	\$1,866.00

Owners Assessed	Map No	Property ID No	Site Address	Frontage Assessed	Total Assessment
Partin, Faye M	6	0085103	901 Freedom Dr	249.13	\$1,494.00
Partin, Betty H	7	0053261	1001 Freedom Dr	250.00	\$1,500.00
Mccoll, William David & Amelia P	8	0082271	1005 Freedom Dr	250.02	\$1,500.00
Partin, Betty Howell Mccoll, Amelia P	9	0053248	1009 Freedom Dr	155.91	\$935.00
Wake County Board Of Education	10	0199367	4708 New Bern Ave	189.69	\$1,138.00
ANKH LLC <i>[existing sidewalk retained]</i>	11	0168936	4716 New Bern Ave	N/A	N/A
C & D Metals Inc	12	0094275	700 Freedom Dr	245.01	\$1,470.00
CLW Real Estate Investments LLC	13	0122143	708 Freedom Dr	258.40	\$1,550.00
PJP LLC	14	0100411	800 Freedom Dr	196.15	\$1,176.00
Expedited Moto Freigt LLC	15	0138754	830 Freedom Dr	147.89	\$887.00
Morgan Leasing LLC <i>[fee-in-lieu of improvements previously paid for Freedom Drive frontage; no new sidewalk installation abutting on Rhyne Court]</i>	16	0087240	900 Freedom Dr	N/A	N/A
Dunn, Robert C	17	0095958	924 Freedom Dr	237.03	\$1,422.00
DL Restoration LLC <i>[simultaneous exemption – section 6-2022(b)(1)]</i>	18	0124284	930 Freedom Dr	184.09	\$1,104.00
Dunn, Robert C	19	0095957	4708 Rhyne Ct	N/A	N/A
KJC Property Investments LLC	20	0095956	4713 Rhyne Ct	N/A	N/A
KJC Property Investments LLC	21	0095955	4709 Rhyne Ct	N/A	N/A
KJC Property Investments LLC <i>[Lot B, BM1975-94 – no official recomb for assessment lots 22 & 23 found]</i>	22	0094862	1000 Freedom Dr	147.14	\$882.00
KJC Property Investments LLC <i>[Lot A, BM1975-94 – no official recomb for assessment lots 22 & 23 found]</i> <i>[simultaneous exemption – section 6-2022(b)(1)]</i>	23	0094862	1000 Freedom Dr	344.17	\$2,065.00

Owners Assessed	Map No	Property ID No	Site Address	Frontage Assessed	Total Assessment
NC Electric Motor & Repair Inc <i>[fee-in-lieu of improvements previously paid]</i>	24	0051215	4802 New Bern Ave	N/A	N/A
AREC 1 LLC <i>[fee-in-lieu of improvements previously paid]</i>	25	0032141	4720 New Bern Ave	N/A	N/A

Section 4. That the terms and manner of payment of assessments herein provided for shall be as follows: that said assessments shall be payable in cash or, if any property owner shall so elect and give notice of the fact, in writing, to the City of Raleigh in accordance with the provisions of Section 160A-232 of the General Statutes of North Carolina, as amended, such property owner shall have the option and privilege of paying the assessments in ten (10) equal installments, such installments to bear interest at the rate of six percent (6%) per annum from the date of confirmation of the assessment roll, payable annually on the unpaid balance of the assessment. Assessments to properties outside the City limits will be due upon annexation and/or subdivision review and shall bear interest at the rate of 6% per annum from the date of annexation.

Section 5. That this Paving Assessment Roll No. 422 is hereby ordered filed in the office of the City Clerk and Treasurer of the City of Raleigh for public inspection.

Section 6. That a public hearing will be held on the 7th day of June, 2016, at 7:00 p.m. in the Council Chamber, Municipal Building in the City of Raleigh, North Carolina (or at such other time and place to which the meeting of the City Council may be adjourned) for the purpose of hearing all interested persons in respect to the special assessments and fee-in-lieu of assessments made by this resolution; and the City Clerk and Treasurer is hereby directed to cause to be published a notice of the completion of said assessment roll and notice of said meeting, and to mail to each owner of the property included herein assessed a copy of this resolution.

Section 7. That the assessments made by this resolution are subject to confirmation as provided by Article 10 of Chapter 160A, General Statutes of North Carolina.

Section 8. That upon confirmation of assessments to City-owned properties contained herein, the appropriate budget amendment will be approved to pay these assessments and fees accordingly.

Adopted: May 3, 2016

Distribution: Public Works – Kelly, Upchurch, Powell
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