

Regular Meeting  
 October 18, 1962  
 8:00 P.M.  
 Court Room

Present:

Mayor Robert H. Butler

Councilmen: Ted O. Rhodes  
 Eugene Plummer  
 Sol C. Rose  
 D. B. Maness

City Manager, G. W. Ray  
 City Attorney, J. O. Tally, Jr.  
 P.W.C. Chairman, P. O. Hoffer  
 P.W.C. Administrator, R. A. Muench

A public hearing having been advertised and there being no opposition present and upon motion by Councilman Plummer, seconded by Councilman Rhodes, the following final resolution was unanimously adopted:

FINAL RESOLUTION

REQUIRING THE PAVING,

PURSUANT TO PETITION,

OF

MILES COURT

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 MILES COURT, 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.

and

2) The RESOLUTION and ORDER adopted at its meeting on the 4th day of September, 1962, by the City Council of the City of Fayetteville, North Carolina, entitled "PRELIMINARY RESOLUTION REQUIRING THE PAVING, PURSUANT TO RESOLUTION OF MILES COURT", having been duly published on the 26th day of September, 1962, 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 8th day of October, 1962, 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;

and

3) The public interest, safety, convenience and general welfare requires the paving and other below described improvement of MILES COURT,

and

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: