

1) All of that portion of MCPHERSON AVENUE from ANARINE ROAD to the WESTERN BOUNDARY OF EDENROC SUBDIVISION and all of that portion of SKYE DRIVE from a PAVED PORTION OF SKYE DRIVE to THE CITY SCHOOL BOARD PROPERTY, and all of that portion of MURRAY HILL ROAD from THE EXISTING PAVING ON MURRAY HILL ROAD TO BRIGHTWOOD DRIVE, shall be paved and curbs and gutters laid thereon, the cost of 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 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 the assessment, in cash with no interest, or in five equal annual installments, bearing annual interest at six (6%) percent, 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 22nd day of July, 1963, by the City Council of the City of Fayetteville, North Carolina.

WILBUR CLARK
Mayor

Maurice W. Downs
Clerk

Public hearing was held, as advertised, on the paving of a portion of Edenwood Drive. Mr. J. T. Squires, a local rental agent, representing his client, M/Sgt George Tumaszik, a property owner, opposed the paving by reason that Sgt. Tumaszik was out of the city and had not received notice and requested that the hearing be continued until he could be notified. Councilman Plummer moved that public hearing be continued on the paving of Edenwood Drive until August 26, 1963.

Public hearing was held, as advertised, on the paving of a portion of Pilot Avenue. There being no opposition present and upon motion by Councilman Plummer, seconded by Councilman Holt, Council voted unanimously to order a portion of Pilot Avenue paved by adoption of the following resolution:

FINAL RESOLUTION
REQUIRING THE PAVING
AND OTHER IMPROVING,
PURSUANT TO PETITION,
OF
PILOT 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 PILOT 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 land abutting on said Street.

and

2) THE RESOLUTION and ORDER adopted at its meeting on the 22nd day of July, 1963, by the City Council of Fayetteville, North Carolina, entitled "PRELIMINARY RESOLUTION REQUIRING THE PAVING, PURSUANT TO RESOLUTION OF PILOT AVENUE", having been duly published City of Fayetteville, North Carolina, giving notice of a meeting of the City Council to be held on the 22nd day of July, 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;

and

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

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:

1) All of that portion of PILOT AVENUE from BRAGG BOULEVARD to BRAGG STREET, 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 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%) percent, 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 22nd day of July, 1963, by the City Council of the City of Fayetteville, North Carolina.

WILBUR CLARK
Mayor

Maurice W. Downs
Clerk

Upon motion by Councilman Packer, seconded by Councilman Plummer, Council voted to accept a petition for the paving of a portion of Tokay Drive and advertise a public hearing for August 26, 1963 by the unanimous adoption of the following preliminary resolution:

PRELIMINARY RESOLUTION
REQUIRING THE PAVING,
AND
OTHER IMPROVEMENT,
PURSUANT TO PETITION,
OF
TOKAY DRIVE

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 Chapter 224 of the Private Laws of North Carolina of 1927, (Section 128, et seq, of the Code of the City of Fayetteville), has been filed with the City Council of Fayetteville, North Carolina, requesting the paving and other below described improvement of TOKAY DRIVE, 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 improvements 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 public interest, safety, convenience and general welfare requires the paving and other below described improvement of TOKAY DRIVE:

and

3) 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;