

**RESOLUTION 21-04**  
**PRELIMINARY ASSESSMENT RESOLUTION TO IMPROVE THE EXISTING SOIL ROADWAY OF**  
**SEAGULL DRIVE**

**WHEREAS**, Seagull Drive is a town maintained street within the corporate limits of the Town of Holden Beach; and

**WHEREAS**, Seagull Drive is currently not paved; and

**WHEREAS**, significant development of previously vacant lots has increased the need for street improvements to Seagull Drive; and

**WHEREAS**, certain owners of properties adjacent to the existing Seagull Drive right-of-way, filed with the Town Clerk a petition for improving said street by paving it; and

**WHEREAS**, the Town Clerk has certified to the Town of Holden Beach Board of Commissioners that said petition is sufficient in all respects, the same having been duly signed by a majority in number of the owners whose property represents a majority of all the linear feet of frontage of the lands abutting upon the street or portion of the street hereinabove described.

**NOW, THEREFORE BE IT RESOLVED** by the Board of Commissioners of the Town of Holden Beach, North Carolina:

1. That the above-mentioned petition is said to be sufficient in all respects.
2. That it is intended that the existing soil roadway of Seagull Drive be improved by paving it, under and by virtue of Chapter 160A, Article 10, of the General Statutes of North Carolina and the procedure therein established.
3. That fifty percent (50%) of the total cost of said improvement be hereafter assessed upon the properties receiving the improvement, using the frontage basis assessment in accordance with Chapter 160A, Section 218.
4. That the assessments herein provided for shall be payable in cash or if any property owner shall so elect and give notice of that fact to the Board of Commissioners in accordance with Chapter 160A, Sections 232 and 233, of the General Statutes of North Carolina, he shall have the option and privilege of paying the assessment in one annual installment, said installment to bear interest at the rate of 8% per annum after thirty (30) days following publication of the notice that the assessment roll has been confirmed.
5. That the public hearing on all matters covered by this resolution shall be held on the 20<sup>th</sup> day of April 2021 at 5:00 p.m. in the Town of Holden Beach Public Assembly. Due to restrictions in place for COVID-19, in person public attendance is prohibited. The meeting will be livestreamed on the Town's Facebook page. Visit <https://www.facebook.com/holdenbeachtownhall/> to listen to the livestream. Comments for the public hearing can be submitted to [heather@hbtownhall.com](mailto:heather@hbtownhall.com) or

deposited in the Town's drop box at Town Hall prior to 3:00 p.m. on April 20, 2021. Comments for the public hearing will be accepted until April 21, 2021 at 5:00 p.m. If you would like the comments to be heard at the public hearing, they must be submitted by April 20, 2021 at 3:00 p.m.

This the 16<sup>th</sup> day of March, 2021.

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J. Alan Holden, Mayor

ATTEST:

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Heather Finnell, Town Clerk