

-----PLEASE READ THIS BEFORE SIGNING PETITION-----

PETITION FOR LOCAL IMPROVEMENTS
IN THE
TOWN OF CARRBORO
NORTH CAROLINA

STREET INCLUDED IN THIS PETITION

Quail Roost Drive FROM Hillsborough Rd. Imp. TO 20 ft. past the lot line of 210
Project Quail Roost Drive

PETITION FORM REQUESTED BY

Martin Marquez

Name

200 Quail Roost Drive

Address

This is to certify that the attached petition was filed in Office
of the Town Clerks this 1st day of August
19 2002.

Sarah C. Williamson
Town Clerk

PETITION FOR LOCAL IMPROVEMENTS

TO THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO:

A. We, the undersigned property owners, owning land abutting upon the street identified below, hereby petition the Board of Aldermen, pursuant to the provisions of Article 10 of Chapter 160A of the N.C. General Statutes or the Town Charter, to make improvements described below upon the indicated street or part thereof.

B. The street or part thereof desired to be improved is:

that part of Quail Roost Drive ~~Street~~
from Hillsborough Road improvement project
to 20 feet past the lot line of 210 Quail Roost Drive

C. With respect to the improvements petitioned for, we request:

ITEMS INCLUDED: Street Paving and speed humps

1. Curbs, gutters and drains improvements: That curbs, gutters, and drains be constructed and installed on the street or part thereof named in paragraph B within the limits defined in said paragraph; such curbs and gutters to be Standard Curbs and Gutters as approved by the Board of Aldermen, and such improvements also to include necessary grading and construction of the necessary drains (storm sewers, laterals, inlets and manholes) as determined by the Board of Aldermen and the doing of all other work incidental to the construction and installation of curbs, gutters and drains.

2. Street Paving Improvement: That the street or part thereof named in paragraph B be paved with asphaltic surface not less than two (2) inches thick laid on a stabilized base of crushed stone or gravel of necessary thickness as determined by the Board of Aldermen, such street paving improvement to include grading and the construction of drains (storm sewers, laterals, inlets and manholes) and all other work incidental to said paving, as well as the laying of necessary gas, or sewer mains with abutting property as may be designated and determined by the Board of Aldermen.

3. Sidewalk Improvements: That standard concrete sidewalks, as approved by the Board of Aldermen, be laid on both sides of the street or part thereof named in paragraph B, unless only one side of the street is hereinafter designated in this section; such sidewalk improvement to include necessary grading and all other work incidental to the construction of sidewalk improvements;

side only.

D. Pursuant to the assessment policy of the Town of Carrboro, we petition and request the Board of Aldermen to levy a special assessment against property benefited by the improvements in an amount equal to fifty (50) percent of the total cost of the improvements (not including the costs of paving at street intersections). We understand that, in accordance with the Town's

assessment policy, individual assessments will be made according to the frontage abutting on a project, at an equal rate per foot of frontage (except that, when a project is undertaken along two (2) sides of a corner lot, 75% of the frontage of the shorter side of such lot, up to a maximum of 125, shall be exempt from assessment).

E. It is understood that when street improvements are requested and utility mains are already located in the street (such as water, sewer, gas, electricity, and telephone mains, lines or pipes), the Board of Aldermen may require that lateral connections be made from the mains to abutting property before the street is paved so that the pavement need not be broken at a later time to make these connections. The expense of these connections will be borne by the benefited property owners.

F. The Town shall make every effort to accommodate and save trees, shrubs, flowers, fences and walls attached to the land which fall in line with planned improvements within the right-of-way by planning improvements around such landscape features. If the Town makes this effort but can not save these trees, shrubs, flowers, fences and walls, then the property owner shall be given reasonable notice and sufficient time before construction is begun to transplant or move such trees, shrubs, flowers, fences or walls attached to the land from the area's improvements.

(Note: Lot numbers below refer to lots as shown on the Orange County Tax Maps)

Lot Identification ax Block Lot	Name & Mailing Address of Lot Owners(s)	Signature(s) of Lot Owner(s)	Does Owner Reside on Street	Front Footage
107B B 3A	Richard & Donna Lotstein 411 James Street Carrboro, N.C. 27510		<i>Resident</i> <i>not</i> <i>affected due to present</i> <i>paving at end of</i> <i>QUAIL street.</i> <i>yes</i>	57
107B B 2	Donald Gene & Sherry Holloway 101 Quail Roost Drive Carrboro, N.C. 27510	<i>Donald Gene & Sherry Holloway</i> <i>Speed bump also</i>		199.72
107B B 1	Charles & Doris Riggsbee 103 Quail Roost Drive Carrboro, N.C. 27510			150.28
107B H 1	Joseph Lloyd, et al and Brodie L. Lloyd P.O. Box 278 Carrboro, N.C. 27510			413.68
107B A 10	Joseph M. & Dina Bray 210 Quail Roost Drive Carrboro, N.C. 27510	<i>Joseph M. Bray</i> <i>Dina Bray</i>	<i>yes</i>	20

107B	A	9	Michael Ben Atkins	<i>Michael Ben Atkins</i>	YES	110
			165 E. 32nd St., Apt. 10-A			
			New York, N.Y. 10016			
107B	A	8	Kathryn Rose and Chris Lillie	<i>Kathryn Rose and Chris Lillie</i>	yes	113.98
			206 Quail Roost Drive			
			Carrboro, N.C. 27510			
107B	A	7	Jonathan Bruce Oberlander and Krista Marlyn Perreira			106.02
			204 Quail Roost Drive			
			Carrboro, N.C. 27510			
107B	A	6	Gerald & Terry Farrell	<i>Terry Farrell</i>	yes	110.00
			202 Quail Roost Drive	<i>Gerald Farrell</i>		
			Carrboro, N.C. 27510			
107B	A	5	Martin Marquez and Laura White	<i>Martin Marquez</i>	yes	110.00
			200 Quail Roost Drive	<i>Laura White</i>		
			Carrboro, N.C. 27510			
107B	A	4	Ron and Angela Cooke	<i>Ron Cooke</i>	yes	123.84
			106 Quail Roost Drive	<i>Angela Cooke</i>		
			Carrboro, N.C. 27510			
107B	A	3	Nicholas & Rita Moss	<i>Nicholas Moss</i>	yes	135.0
			104 Quail Roost Drive	<i>Rita Moss</i>		
			Carrboro, N.C. 27510			
107B	A	2	Residential Services, Inc.	<i>Residential Services Inc.</i>		135.0
			200 W. Weaver Street	<i>For Residential Services Inc.</i>	(Seal)	
			Carrboro, N.C. 27510	<i>President</i>		
107B	A	1	Jennifer Bell			
			100 Quail Roost Drive			
			Carrboro, N.C. 27510			

Being moved to
city now at
end of Quail Roost.

CERTIFICATE AS TO SUFFICIENCY OF PETITION
FOR STREET IMPROVEMENTSTO THE HONORABLE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF
CARRBORO:

I, Sarah C. Williamson, Town Clerk of the Town of Carrboro, North Carolina, do hereby certify that the attached petition of property owners for the improvement of Quail Roost Drive from the Hillsborough Road Improvement Project to 20 feet past the lot line of 210 Quail Roost Drive was presented to me on the 1st day of August 2002; that I have investigated the sufficiency of the petition; and that the result of my investigation is as follows:

1. *The total number of owners of property abutting the above-named street or part thereof who reside on such street is 10. The number of said owners who signed the petition is 7, a majority.
2. *The total number of lineal feet of frontage on the street to be improved that is owned by persons who reside on that street is 1,139.84. The number of said lineal feet of frontage owned by persons who signed the petition is 812.54, a majority.
3. **The total number of owners of property abutting the above-named street or part thereof is 14. The number of said owners who signed the petition is 9, a majority.
4. **The total number of lineal feet of frontage on the street to be improved is 1,855.52. The number of said lineal feet of frontage owned by persons who signed the petition is 1,057.54, a majority.

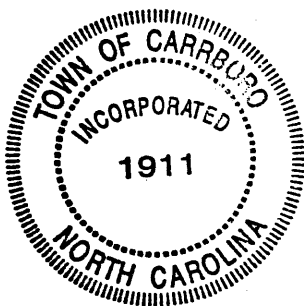
(*Petitions under Special Legislation)


(**Petitions under General Law)

The persons referred to above as owners are those persons who have listed the respective properties for ad valorem taxation according to the most recent records available from Orange County.

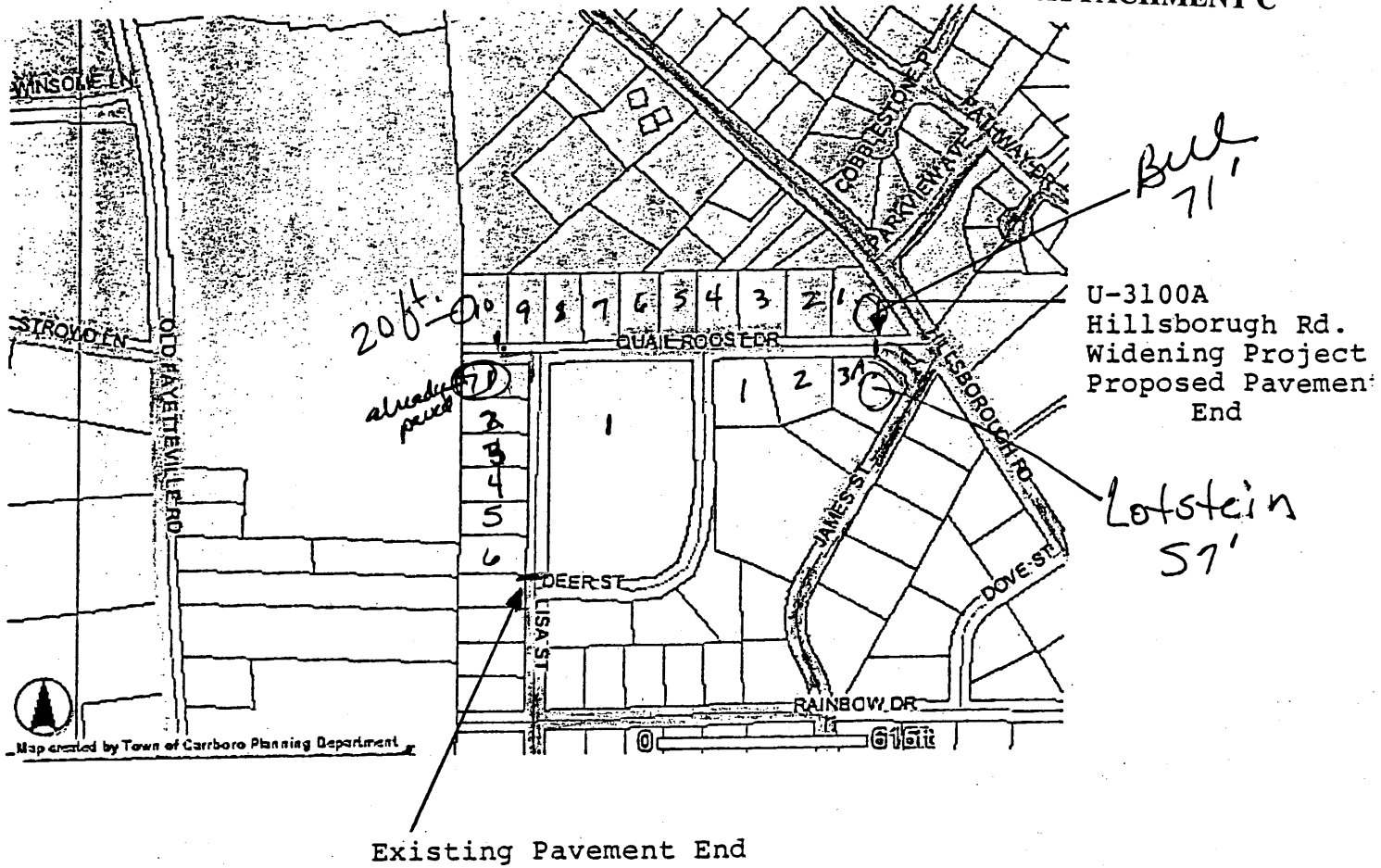
I find that the petition is in all respects sufficient and meets all the requirements of law.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Carrboro, North Carolina, this the 19th day of August 2002.




Town Clerk

ATTACHMENT C



PROCEDURES TO BE FOLLOWED FOR
STREET OR SIDEWALK SPECIAL ASSESSMENTS

1. Generally, before a street or sidewalk special assessment project can be undertaken, a petition must be received from the property owners to be assessed. Standards regarding the sufficiency of such petition, as well as exception to the petition requirement, are set forth in the Town Charter.

2. When a person seeks a petition, the Town Clerk completes the tax map and lot owner blanks on the petition form, using the most recent tax records available in the Orange County tax office. The petition, together with the cover memorandum from the Town Manager and the "Notice to Petitioners," (attached hereto and collectively referred to as Form # 1) are then delivered to the person making the request.

3. When a completed petition is received, the Town Clerk reviews it to determine its sufficiency. If there has been an intervening property tax listing period between the time a petition is requested and the time it is returned, then the Town Clerk re-checks the names of the owners who have signed the petition against the most recent county tax records. If a petition is inadequate, it is returned, with an explanation, to its sponsor. If the petition is sufficient in all respects, the Town Clerk certifies this fact to the Board of Aldermen (Form # 2) and forwards the petition and certificate to the Public Works Staff.

4. After receiving the recommendation of the Public Works Staff and determining that funds are available to complete the project, the Board of Aldermen may adopt a preliminary assessment resolution declaring its intent to undertake the project (Form # 3). This resolution sets a public hearing on the matters contained therein, which hearing must be not less than three (3) nor more than ten (10) weeks from the date the resolution is adopted.

5. Prior to any public hearing on any resurfacing or sidewalk construction, the Town shall indicate through adequate visible markers the extent of the improvements to be made should it be proposed that such improvements, whether sidewalks or road resurfacing, extend beyond the road surface. In addition, petitioners shall also be given adequate opportunity, before the public hearing to determine if the improvement project shall be undertaken, to know how much right-of-way, if any, will be needed to be acquired to make the necessary improvements.

6. The Town Clerk causes a notice of the public hearing on the preliminary assessment resolution to be published once in the newspaper at least ten (10) days before the date of the hearing. This notice contains the information indicated in Form # 4. The Town Clerk obtains and keeps on file a publisher's certificate of publication of this notice.

7. The Town Clerk also sends by certified mail a copy of the preliminary assessment resolution to the owners of property abutting the improvement as shown on the most recent Orange County tax records. This notice is mailed at least ten (10) days before the date of the hearing. The Town Clerk then certifies to the Board of Aldermen that such notices were properly mailed (Form # 5)

8. The Board of Aldermen holds a public hearing on the proposed project and thereafter may adopt a resolution (Form # 6) declaring that the project be undertaken.

9. The work on the project is then undertaken and accomplished either by Town crews or by contract awarded in accordance with the bid requirements set forth in the General Statutes.

10. At the completion of the work, the Town Clerk calculates the total cost of the project in consultation with the Director of Public Works and the Director of Finance. Included in this calculation are legal fees, engineering fees, interest paid during construction, right-of-way acquisition costs, mailing and publication costs incurred for notices and resolutions, all construction costs (except the cost of paving at street intersections), and any other costs associated with the completion of the project.

11. The Board of Aldermen adopts a resolution declaring the costs of the project as determined by the Town Clerk, ordering the preparation of a preliminary assessment roll and setting a public hearing on the assessment roll (Form # 7).

12. The Town Clerk prepares a preliminary assessment roll containing the information indicated in Form # 8. A map prepared from the tax maps and showing the area abutting the improvements is attached to this preliminary assessment roll. The assessment roll and attached map are made available for public inspection at least ten (10) days before the date of the public hearing on the assessment roll.

13. The Town Clerk causes a notice of the completion of the preliminary assessment roll and of a public hearing thereon to be published once in the local newspaper at least ten (10) days before the date of the public hearing (Form # 9). The Town Clerk obtains and keeps on file a publisher's certificate of publication of this notice.

14. The Town Clerk also sends by certified mail both a notice of completion of the preliminary assessment roll and a notice of a public hearing thereon to the property owners listed on the preliminary assessment resolution. This notice contains the information indicated in Form # 10 and is sent at least ten (10) days before the date of the hearing. The Town Clerk then certifies to the Board of Aldermen that such notices were properly mailed (Form # 11)

15. The Board of Aldermen holds a public hearing on the assessment roll and either confirms it or modifies it in accordance with G.S. 160A-228. If it chooses to confirm the assessment roll, the Board of Aldermen adopts a resolution similar to that shown in Form # 12. The Town Clerk enters into the minutes the date, hour, and minute of confirmation.

16. After the expiration of twenty (20) days from the confirmation of the assessment roll, the Town Clerk causes a notice of confirmation of the assessment roll and levying of assessments (Form # 12) to be published once in the local newspaper. The Town Clerk obtains and keeps on file a publisher's certificate of publication of this notice.

17. On or before the date that the notice of assessment roll confirmation is published, the Town Clerk sends by certified mail to the property owners whose names appear on the assessment roll a letter, under the signature of the Deputy Tax Collector, setting forth the payment options for the special assessments. This letter contains the information indicated in Form # 14. The Town Clerk furnishes the Deputy Tax Collector with a copy of the letter sent to each property owner.

18. If a property owner elects the installment payment method, the deputy tax collector sends annually a statement for the assessment payment coming due (Form # 15).

19. If at any time an assessment account becomes delinquent, the Deputy Tax Collector writes the owner of the property with respect to which the assessment payment is overdue and requests that the account be brought up to date. If the account remains delinquent, the deputy tax collector notifies the Town Attorney for further proceedings.