

A RESOLUTION ADOPTING AN AMENDMENT
TO THE STREET LIGHTING POLICY
Resolution No. 22/2005-06

WHEREAS, on January 25, 2005, the Board instructed the town staff to develop a procedure to allow residents of Northeast Annexation Areas to decline street lighting; and

WHEREAS, the Board is still cognizant of the fact that state law requires that the Town provide services in all annexed areas commensurate with those provided in the rest of the Town.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO:

Section 1. The Board of Aldermen hereby approves the proposed amendment to the Town's Street Lighting Policy.

Section 2. The Board of Aldermen confirms that this amendment shall apply only to annexations of well-established neighborhoods and *not* to new developments or subdivisions, which are required to comply with the street lighting policy as part of the conditional use permit process.

Section 3. This resolution shall become effective upon adoption.

PROPOSED AMENDMENT

Annexation Area Street Lighting – Amending Normal Town Street Lighting Policy

- I. *Preliminary Plan:* The town will use the existing street lighting policy to prepare a preliminary plan for street light locations in the annexed area. Since state law requires the town to offer equal services in the annexed area, such a lighting plan must be the starting point for any discussion of service changes.
- II. *Petition for Exemption:* A valid petition for exemption from the street lighting policy must be signed by 100% of the property owners *with frontage on a particular street*. The Town will make official petition forms available at least two months before the date of effective annexation. Completed forms must be submitted to the Director of Public Works within a time frame to be specified by Town staff and not to be less than one month after the forms are made available (to allow time for planning and installation of the street lights). Town staff will determine whether each petition is valid and will notify a resident designated on the petition form as a contact person whether the request has been granted.
- III. *Special Conditions:*
 - a. Because of the legal requirements about service provision, any street which elects *not* to receive lighting *will* receive lighting in the future if *any* of the property owners of that street request it from the town.
 - b. Once street lights are put in on a street, they will not be removed (even if all property owners were to achieve unanimity of opinion against them).
 - c. Though a particular street may have declined street lights, street lights may still be placed at intersections with roads which have not declined lights.



Official Petition for Exemption from the Carrboro Street Lighting Policy – Due Dec.1, 2005

The purpose of this petition is to decline the installation of street lights on our street. We the undersigned understand that there would have been no additional cost to us (in addition to normal town taxes) for the installation of these lights and that there will be no pro-ration of those taxes if the street lights are declined. We the undersigned also understand that if this petition is successful but in the future even one of the property owners with frontage on this street do request the installation of street lights, the Town will proceed and install street lights. We the undersigned also understand that once street lights are installed, petitions for removal cannot be considered.

Name of Street in Question: _____

Number of Properties with Frontage on this Road: _____

(the Town's website – www.townofcarrboro.org → Online Services → GIS → NE Annexation 2006 – can help determine this)

Information required for a Valid Petition:

Name, address, telephone number, and signature of all listed property owners from each property with frontage on this road.

Address	Name	Signature	Telephone Number

[illegible]

Section 1. The town's sewer subsidy reimbursement policy is hereby amended to increase the subsidy from \$1,000 to \$2,000 per dwelling unit in existence as of January 25, 2005.

Section 2. This resolution shall become effective on the date of adoption.

The foregoing resolution having been submitted to a vote, received the following vote and was duly adopted this 25th day of January, 2005:

Ayes: Joal Hall Broun, Mark Chilton, Diana McDuffee, Jacquelyn Gist, John Herrera, Michael Nelson, Alex Zaffron

Noes: None

Absent or Excused: None

MOTION WAS MADE BY ALEX ZAFFRON AND SECONDED BY JOAL HALL BROUN TO DIRECT STAFF TO DEVELOP A PROCEDURE TO ALLOW RESIDENTS THE OPPORTUNITY TO DECLINE INSTALLATION OF STREET LIGHTS. VOTE: AFFIRMATIVE ALL

The following resolution was introduced by Alderman John Herrera and duly seconded by Alex Zaffron.

A RESOLUTION STATING THE INTENT OF THE BOARD OF ALDERMEN TO ATTEMPT TO ACQUIRE BY A VOLUNTARY PURCHASE AND SALE A SITE FOR AN ADDITIONAL FIRE STATION TO BETTER SERVE THE NORTHERN PORTIONS OF THE TOWN OF CARRBORO, AND TO EXERCISE THE TOWN'S POWER OF EMINENT DOMAIN TO ACQUIRE SUCH A SITE IF A VOLUNTARY PURCHASE AND SALE CONTRACT FOR SUCH A SITE IS NOT EXECUTED BY JUNE 7, 2005
Resolution No. 91/2004-05

WHEREAS, a new fire station to serve the northern portions of the Town has for several years been among the highest priorities on the Town's Capital Improvements Program; and

WHEREAS, continued growth in the northern portions of the Town only increases the need for this proposed fire station; and

WHEREAS, the Town of Carrboro has for several years been investigating several possible sites for the proposed new fire station, but has not yet been successful in negotiating the voluntary purchase and sale of a satisfactory site;

NOW, THEREFORE, THE BOARD OF ALDERMEN OF THE TOWN OF CARRBORO RESOLVES:

Section 1. The Board instructs the administration to continue its efforts to locate and negotiate a voluntary contract of purchase and sale for a satisfactory site to construct a new fire station to better serve the northern portions of the Town;

Section 2. If a voluntary purchase and sale contract for such a site is not executed by June 7, 2005, the Board hereby states its intention to initiate proceedings to acquire a satisfactory site using the Town's power of eminent domain.

Section 3. This resolution shall become effective upon adoption.