



Town of Southern Shores

5375 N. Virginia Dare Trail, Southern Shores, NC 27949

Phone 252-261-2394 / Fax 252-255-0876

info@southernshores-nc.gov

www.southernshores-nc.gov

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PRELIMINARY ASSESSMENT RESOLUTION FOR BEACH NOURISHMENT PROJECT ASSESSMENT

WHEREAS, the property owners of the benefitted property shown on Exhibit A (the "Assessed Parcels") attached hereto have filed a petition (the "Petition") with the Town of Southern Shores (the "Town") requesting a special assessment for the costs of acquiring, constructing, reconstructing, extending, or otherwise building or improving beach erosion control or flood and hurricane protection works via a proposed beach nourishment project (the "Project");

WHEREAS, the Project as proposed will be an engineered beach nourishment project along approximately 1,500 feet of public trust ocean beach at the southern-most end of the Town of Southern Shores town limits, including engineered placement of approximately 1,000 feet of sand to be tapered north of the 1,500 feet as a necessary function of the Project;

WHEREAS, the cost of the total cost of the Project is estimated to be \$1,000,000 and the Town's portion of said cost is estimated to be \$500,000. The Petition has requested assessment of 30% of the Town's estimated project cost in the amount of \$150,000;

WHEREAS, the signatories to the Petition and the Town Council have concluded that levying assessments based upon the area of the Assessed Parcels as shown on the Dare County Tax Department records is the method that will most accurately assess each lot or parcel of land subject to the assessments according to the benefits conferred upon it by the Project;

WHEREAS, the signatories to the Petition and the Town Council have concluded that the Assessed Parcels will be benefitted by the Project; and

WHEREAS, the Town Clerk has certified to the Town Council that the Petition is sufficient in all respects and in conformity with all the requirements of Chapter 160A, Article 10 and 10A of the General Statutes of North Carolina.

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NOW, THEREFORE BE IT RESOLVED, pursuant to Chapter 160A, Article 10 and 10A of the General Statutes of North Carolina that the Town Council of the Town of Southern Shores, North Carolina adopts this resolution proposing to impose special assessments as follows:

1. The Petition is found to be sufficient in all respects.
2. The Town intends to undertake the Project.
3. The Project as proposed will be an engineered beach nourishment project along approximately 1,500 feet of public trust ocean beach at the southern-most end of the Town of Southern Shores town limits, including engineered placement of approximately 1,000 feet of sand to be tapered north of the 1,500 feet as a necessary function of the Project.
4. The assessments will be levied against the Assessed Parcels based upon the area of the parcels as shown on the Dare County Tax Department records as of the date of this resolution. The approximate boundaries of the assessment area are shown on Exhibit A.
5. The Assessed Parcels will be assessed at 30% of the Town's estimated cost for the Project in the total aggregate amount of \$150,000 for the Assessed Parcels.
6. No assessments shall be held in abeyance. Assessments shall be due on the same schedule as ad valorem taxes for the years that the assessments are billed.
7. The terms of the assessment will be as follows:
 - a. This assessment will be assessed to the property owners in five (5) equal annual installments.
 - b. Installment payments shall be due and payable on the same dates as of ad valorem property taxes.
 - c. Interest and penalties shall accrue on the assessment amounts in accordance with the rates and procedures for ad valorem taxes.
 - d. The assessed property owner has the option to pay all of their total assessment in one (1) payment without incurring interest. This payment must be paid within thirty (30) days after the publication of the notice that the final Assessment Roll has been confirmed.
8. A Public Hearing on all matters covered by this resolution shall be held on Tuesday, May 2, 2017 during the regular meeting of the Town Council at 5:30 p.m. in the Pitts Center at the Southern Shores Municipal Complex

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located at 5377 N. Virginia Dare Trail, Southern Shores, NC 27949.
Following that hearing, the Town Council may adopt a resolution
directing that the Project or portions thereof be undertaken and that the
assessments be made.

Adopted this 4th day of April, 2017.

Tom Bennett
Tom Bennett, Mayor

Attest: *Sheila Kane*
Sheila Kane, Town Clerk



Date adopted:

Leo Holland
Motion to adopt by Councilmember:
Gary McConno
Motion seconded by Councilmember:

Vote: 5 AYES 0 NAYS

The "Southern Shores Beach Erosion Control Service District-South", is identified all those residential-zoned real properties, being parcels of land located in the Town of Southern Shores, Dare County, North Carolina and situated north of the southern-most Town Limit of the Town of Southern Shores also being the northern-most Town limit of the Town of Kitty Hawk, East of the eastern right-of-way boundary of North Carolina State Highway 12, West of the Atlantic Ocean, and South of the southern boundary of a parcel of land owned by the Southern Shores Civic Association, Inc., Dare County Parcel Identification Number (PIN) 987713035293 and commonly known as "Ocean View Loop Beach Access".

Map (yellow highlighted area):

