

RESOLUTION NO. XX-XXXX-XX

A RESOLUTION TO ADOPT THE SYSTEM DEVELOPMENT FEE ANALYSIS FOR THE WATER AND SEWER SYSTEMS AND TO ADOPT THE FEES RECOMMENDED BY THAT ANALYSIS AS PART OF THE ANNUAL BUDGET ORDINANCE

WHEREAS, the North Carolina General Assembly has enacted House Bill 436, Session Law 2017-138, (“G.S 162A, Article 8”) authorizing municipalities to adopt a system development fee for water and sewer service to be imposed with respect to new development to fund costs of capital improvements necessitated by and attributable to such new development, to recoup costs of existing facilities which serve such new development, or a combination of those costs; and

WHEREAS, G.S 162A, Article 8 establishes the procedures for the calculation and implementation of system development fees; and

WHEREAS, G.S 162A, Article 8 requires a local government to calculate the fee based on a written analysis, post its analysis to its website, and solicit and furnish a means to submit written comments for a period of not less than 45 days prior to adopting that analysis; and

WHEREAS, the Town staff posted its written analysis of the system development fee to its website and considered all written comments submitted during that 45 day period; and

WHEREAS, the Town conducted a public hearing on June 13, 2023 concerning the analysis and recommended fees,

NOW THEREFORE, it is hereby resolved by the Town Council of the Town of Apex that the System Development Fee Analysis is adopted and the fees recommended by that Analysis be adopted as part of the Town’s annual budget ordinance.

Adopted and effective this ___ day of June 2023.

Jacques Gilbert
Mayor

Attest:

Allen Coleman, CMC, NCCCC
Town Clerk