

**RESOLUTION BY THE CITY OF HENDERSONVILLE CITY COUNCIL  
IN SUPPORT OF APPLICATION FOR  
NCDWR WATER RESOURCE DEVELOPMENT GRANT**

**WHEREAS**, the North Carolina Department of Water Resources has established a grant that provides funding to municipalities for water resource development projects; and

**WHEREAS**, the City of Hendersonville, NC City Council desires to sponsor, The Sullivan Park Stream Restoration, to restore a heavily degraded stream using natural channel design practices and bioengineering methods that will allow this flashy urban stream to access the adjacent floodplain, reduce erosion rates in the channel, establish a healthy forested buffer zone, and improve water quality and aquatic habitat.; and

**WHEREAS**, the City of Hendersonville is planning to incorporate green stormwater infrastructure into the Fire Station 1 renovations; and

**WHEREAS**, the City of Hendersonville desires to include green infrastructure in the Fire Station 1 project to achieve the following objectives:

1. Enhance natural ecosystem resilience and improve water quality within the community.
2. Reduce the impacts of increased stormwater runoff on downstream areas.
3. Address sources of impairment to Mud Creek identified in the 2003 Mud Creek Watershed Restoration Plan.

**WHEREAS**, the North Carolina Department of Water Resources has announced a competitive Grant to award funding for Watershed Improvement Projects; and

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Hendersonville, North Carolina that:

- 1) The Council requests the State of North Carolina to provide financial assistance to The City of Hendersonville, NC for Sullivan Park Stream Restoration in the amount of \$ 65,000 or 50 percent of the nonfederal project costs, whichever is the lesser amount;
- 2) The Council assumes full obligation for payment of the balance of project costs;
- 3) The Council will obtain all necessary State and Federal permits;
- 4) The Council will comply with all applicable laws governing the award of contracts and the expenditure of public funds by local governments.
- 5) The Council will supervise construction of the project to assure compliance with permit conditions and to assure safe and proper construction according to approved plans and specifications;

- 6) The Council will obtain suitable spoil disposal areas as needed and all other easements or rights-of-way that may be necessary for the construction and operation of the project without cost or obligation to the State;
- 7) The Council will assure that the project is open for use by the public on an equal basis with no restrictions;
- 8) The Council will hold the State harmless from any damages that may result from the construction, operation and maintenance of the project;
- 9) The Council accepts responsibility for the operation and maintenance of the completed project.

Adopted by the City Council of the City of Hendersonville, North Carolina on this 7th day of July 2022.

Attest:

---

Barbara G. Volk, Mayor, City of Hendersonville

---

Angela L. Reece, City Clerk

Approved as to form:

---

Angela S. Beeker, City Attorney