

**RESOLUTION BY THE CITY OF HENDERSONVILLE CITY COUNCIL
AUTHORIZING ACCEPTANCE OF A PORTION OF EAST ALLEN STREET INTO
THE CITY STREET SYSTEM**

WHEREAS, Plaza in the Mountains Homeowner Association, formerly the 350 East Allen Condominium Association, (hereinafter the “Plaza Association”) is the Declarant of the Plaza in the Mountains Condominium, pursuant to that Declaration recorded in Deed Book 1527 at page 47 of the Henderson County registry and as subsequently amended (hereinafter the “Declaration”); and

WHEREAS, the Plaza Association is the owner of that property described in that Deed recorded in Deed Book 1527 at page 43 of the Henderson County registry, having PIN 9568-96-2906 and being located at 350 E Allen Street (hereinafter the “Plaza Property”); and

WHEREAS, the Plaza Association has certified that the non-public portion of East Allen Street, being a 50’ right-of-way shown on that Condominium Plat recorded in Condominium Cabinet A at Slide 471A of the Henderson County registry, is owned by the Plaza Association and it is free of any encumbrances or liens; and

WHEREAS, The Plaza Association, has dedicated for public use, and requested the City of Hendersonville accept for maintenance, the right-of-way of East Allen Street.

WHEREAS, The City has agreed to accept the dedication of East Allen Street as a City street.

NOW THEREFORE, BE IT RESOLVED, the City Council of the City of Hendersonville resolves that:

1. The right-of-way identified as “East Allen Street” shown on the plat recorded in Condominium Cabinet A at Slide 471A (Condominium Book 100 Slide 471A) of the Henderson County registry, shall be accepted into the City of Hendersonville’s street system.

Adopted by the City Council of the City of Hendersonville, North Carolina on this _____ day of _____, 20____.

Attest:

Barbara G. Volk, Mayor, City of Hendersonville

Jill Murray, City Clerk

Approved as to form:

Angela S. Beeker, City Attorney