

**RESOLUTION AUTHORIZING HENDERSONVILLE,
NORTH CAROLINA TO PARTICIPATE IN THE
COMMERCIAL PROPERTY ASSESSED CAPITAL
EXPENDITURE (C-PACE) PROGRAM**

WHEREAS, as required by N.C. Gen. Stat. § 160A-239.14(a)(1), the City Council, of the City of Hendersonville, North Carolina previously adopted Resolution No. R26-43 Resolution of Intent, declaring the intent of the City to participate in the Commercial Property Assessed Capital Expenditure (C-PACE Program) established under Article 10B of Chapter 160A of the General Statutes of North Carolina, as amended (the “C-PACE Act”); and

WHEREAS, as required by N.C. Gen. Stat. § 160A-239.14(b), on June 4, 2026 the City of Hendersonville held a public hearing on its intent to participate in the C-PACE Program; and

WHEREAS, as required by N.C. Gen. Stat. § 160A-239.14(a)(2), the City of Hendersonville now desires to adopt a resolution to join the C-PACE Program;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hendersonville, North Carolina as follows:

Section 1. The City of Hendersonville hereby joins the C-PACE Program, and declares that its participation in the C-PACE Program shall be subject to and consistent with the provisions of the C-PACE Act, the terms of the C-PACE Program as established by the Economic Development Partnership of North Carolina as the Statewide Administrator of the C-PACE Program, and the Resolution of Intent.

Section 2. Nothing in this resolution shall be interpreted as authorizing the City of Hendersonville to pledge, offer, or encumber its full faith and credit, and the City of Hendersonville shall not pledge, offer, or encumber its full faith and credit in connection with any C-PACE Financing.

Section 3. Should any provision or provisions of this Resolution be declared invalid or unenforceable in any respect by final decree of any court of competent jurisdiction, the invalidity or unenforceability of any such provisions shall not affect the remaining provisions of such Resolution.

Section 4. All resolutions or parts thereof in conflict herewith are, to the extent of such conflict, hereby repealed.

Section 5. The Resolution shall take effect upon the concurrence of the Henderson County Board of Commissioner.

ADOPTED AND APPROVED this ____day of _____, 20__.

* * * * *

I, _____, Clerk to the [Governing Body] for the [Name of City/County of _____] Carolina, DO HEREBY CERTIFY that the foregoing is a true and complete copy of a resolution adopted by the [Governing Body] of the City/County at a regular meeting duly called and held on _____.

WITNESS my hand and the official seal of the [City/County] this ____ day of _____, 20__.

_____, Clerk
[Governing Body]
[Name of City/County of _____]

(SEAL)
