

**RESOLUTION BY THE CITY OF HENDERSONVILLE CITY COUNCIL
AUTHORIZING ACCEPTANCE OF LEYLAND CIRCLE INTO THE CITY STREET
SYSTEM**

WHEREAS, The Cottages at Cypress Run, LLC, a North Carolina limited liability company (hereinafter “Developer”), was granted a special use permit for the development of that property shown on those plats recorded in Plat Book 2019 at Slide 12246, Plat Book 2020 at Slide 12674 (as amended by Plat Book 2020 at Slide 12897) and Plat Book 2021 Slide 13185, all of the foregoing in the Henderson County Registry (said plats hereinafter the “Cypress Run Subdivision Plats”) (said property hereinafter the “Subject Property”); and

WHEREAS, The Cottages at Cypress Run Homeowners Association, Inc., a North Carolina non-profit corporation (hereinafter “Homeowners Association”) is the fee simple owner of the 50-foot right-of-way identified as “Leyland Circle” on the Cypress Run Subdivision Plats (hereinafter “Leyland Circle”) by way of that deed recorded in Deed Book 4112 at page 208, Henderson County Registry; and

WHEREAS, the Homeowners Association has submitted a request to the City of Hendersonville to accept Leyland Circle into the City street system for operation and maintenance; and

WHEREAS, The City has agreed to accept the dedication of Leyland Circle as a City street upon the recording of a Deed of Dedication, in form acceptable to the City, by the Homeowners Association or then fee-simple owner of Leyland Circle.

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

1. The 50-foot right-of-way identified as “Leyland Circle” on those plats recorded in Plat Book 2019 at Slide 12246, Plat Book 2020 at Slide 12674 (as amended by Plat Book 2020 at Slide 12897) and Plat Book 2021 Slide 13185, all of the foregoing in the Henderson County Registry shall be accepted into the City of Hendersonville’s street system effective upon the recording of a Deed of Dedication, in form acceptable to the City of Hendersonville, in the Henderson County Register of Deeds, by the fee-simple owner(s) of said right-of-way.
2. The City Manager is authorized to accept a Deed of Dedication dedicating Leyland Circle to the City of Hendersonville.

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. Becker, City Attorney