



**Date:** May 8, 2012

**To:** Thomas J. Bonfield, City Manager  
**Through:** Theodore L. Voorhees, Deputy City Manager  
**From:** Marvin G. Williams, Director of Public Works  
**Subject:** Agenda Item – Mini Assessment Rolls

Water Main on Brightwood Lane from Fletchers Chapel Road West to the West Property Line of PIN 0852-04-52-1762

Water Main on Rogers Road from Penrod Road East to the East Property Line of PIN 0852-04-92-7931

### **Executive Summary**

The City Council, at its meeting on April 16, 2012, held a public hearing regarding the assessment of the subject water mains. Both assessment rolls were confirmed with the exception of certain properties, due to objections to the assessments by the respective owners. Council action is required to confirm or relieve the said assessments.

### **Recommendation**

The Public Works Department recommends that City Council grant relief until tap on of the water main assessments as shown on the two attached mini rolls. The recommended relief is in accordance with policy.

### **Background**

Sidney L. and Ruby Edwards objected to the proposed assessment against their property, described as 2001 Fletchers Chapel Road, PIN 0852-04-83-0729. This property is a large sub-dividable tract and is therefore eligible for relief until tap on of the water main assessment under the Assessment Relief Policy.

Susan M. Gillispie objected to the proposed assessment against three of her properties, described as 3819, 3803 and 3806 Brightwood Lane, PIN 0852-04-73-6732, -1434, and -4380. All three of these properties are unsuitable for a ground absorption sewage system per the Durham County Health Department and City sewer is not available to serve the properties. Therefore, the properties are currently unbuildable and are eligible for relief until tap on of the water main assessments under the Assessment Relief Policy.

Carol A. Merritt objected to the proposed assessment against her property, described as 3703 Brightwood Lane, PIN 0852-04-62-4819. This property is unsuitable for a ground absorption sewage system per the Durham County Health Department and City sewer is not available to serve the property. Therefore, this property is currently unbuildable and eligible for relief until tap on of the water main assessment under the Assessment Relief Policy.

Patti O. Harper objected to the proposed assessment against her property, described as 3507 Brightwood Lane, PIN 0852-04-52-7864. This property is a large sub-dividable tract and is therefore eligible for relief until tap on of the water main assessment under the Assessment Relief Policy.

Ruby F. Edwards objected to the proposed assessment against her property, described as 3502 Brightwood Lane, PIN 0852-04-62-0116. This property is a large sub-dividable tract and is therefore eligible for relief until tap on of the water main assessment under the Assessment Relief Policy.

Vance S. Phillips objected to the proposed assessment against his property, described as 4201 Rogers Road, PIN 0852-04-93-5393. This property is a large sub-dividable tract and is therefore eligible for relief until tap on of the water main assessment under the Assessment Relief Policy.

**Issues and Analysis:**

Section 77 of the Charter of the City of Durham dictates that City Council hold a public hearing before final confirmation of the mini assessment roll.

**Alternatives:**

There is not an alternative per the City Charter.

**Financial Impacts:**

Granting relief until tap on of these water main assessments will result in a decrease of immediate potential revenue. However, if any of the properties connect to the water main, a water frontage fee would be due at the prevailing rate, which is higher than the assessment rate for these improvements.

**SBDE Summary:**

This section is not applicable to this item.

MRW/ERV/lca