

# TOWN OF SUNSET BEACH

## TOWN COUNCIL AGENDA ITEMS

**MEETING DATE:** August 1, 2011

**AGENDA ITEM NUMBER:** 8i

**SUBJECT:** Annexation Resolution of Consideration

**SUMMARY OF INFORMATION:**

We have a resolution of consideration expiring in August, and if we want to continue the practice of keeping those in place, we need to adopt a renewal this August. However, with the recent changes in the long-standing annexation law I doubt that the Town will be annexing any adjacent lands in the future that aren't voluntary annexations. Therefore, this practice is no longer very helpful.

Under the new law annexations can be overturned by 60% of the target area property owners, and getting such a petition in most cases will be easy. And given that this General Assembly has voted to overturn already-completed and legally conducted annexations, there is no reason to believe that a lawfully completed future annexation couldn't be overturned by the General Assembly. Also, the new law requires that a municipality not only extend water and sewer trunk lines into the annexation area, it requires that the municipality, that is current taxpayers, to pay for the service lines all the way to the homes and businesses. That increases the cost substantially, and would have made it an even longer pay-back period for that proposed west end annexation. However, if the county provides the water and sewer service, the municipality doesn't have to make the extension unless their intergovernmental agreement requires it; ours does not, so it would be up to the county to provide the services.

Attached is the Resolution that is expiring. We no longer have the option of just doing a resolution of intent and waiting a year to make it effective because the new law erased that option.

**TOWN ADMINISTRATOR'S RECOMMENDATIONS OR COMMENTS:**

The only future annexations I see likely to happen are the west end and Jaguar's Lair. But that latter annexation won't happen for years to come after most of the lots are developed. And that one would be economical and provide significant revenues if it isn't overturned by a 60% petition. Also, it's almost a "donut hole" annexation (for which there is no denial petition possible), and would be if the properties along NC 904 come into the town limits.

TOWN ADM: ( x ) DEPT. HEAD ( )