

## **REQUEST FOR BOARD ACTION**

### **HENDERSON COUNTY BOARD OF COMMISSIONERS**

**MEETING DATE:** July 19, 2017

**SUBJECT:** Resolution – To Provide for the inclusion of the Sewer System of the Cane Creek Water and Sewer District into the Metropolitan Sewerage District of Buncombe County

**PRESENTER:** Board of Commissioners

**ATTACHMENTS:** Yes  
1. Resolution

#### **SUMMARY OF REQUEST:**

The Board of Commissioners is requested to consider a Resolution to provide for inclusion of the Sewer System of the Cane Creek Water and Sewer District into the Metropolitan Sewerage District of Buncombe County. Changes in legislation in this year's General Assembly have made it possible for less than the whole of a county to join a multi-jurisdictional sewage district, such as the Metropolitan Sewerage District (MSD) of Buncombe County. This will allow the Cane Creek Sewer District to be made part of the MSD, effectively lowering customer rates.

#### **BOARD ACTION REQUESTED:**

The Board is requested to adopt the Resolution as presented.

#### **Suggested Motion:**

*I move the Board of Commissioners adopt the Resolution as presented, formally requesting the inclusion, for the purpose of sanitary sewer service, into the Metropolitan Sewerage District of Buncombe County all the territory included in the County's existing Cane Creek Water and Sewer District.*

# HENDERSON COUNTY BOARD OF COMMISSIONERS

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CHARLIE MESSER  
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## RESOLUTION

### TO PROVIDE FOR THE INCLUSION OF THE SEWER SYSTEM OF THE CANE CREEK WATER AND SEWER DISTRICT INTO THE METROPOLITAN SEWERAGE DISTRICT OF BUNCOMBE COUNTY

**WHEREAS,** on May 30, 2017, the North Carolina General Assembly enacted Session Law 2017-26, Senate Bill 155, entitled “An Act to Amend the Provisions Regarding Expansion of a Metropolitan Sewerage District and to Make Additional Board Appointments Parallel to the Process to Expand a Metropolitan Water and Sewerage District; and

**WHEREAS,** the said Act revises N.C. General Statute §162A-68 to now provide for inclusion of a part of a political subdivision (and not just the whole) into a Metropolitan Sewerage District; and

**WHEREAS,** the County’s Cane Creek sewer system, limited to the Cane Creek Water and Sewer District, is served for sewage treatment purposes by the Metropolitan Sewerage District of Buncombe County’s treatment plant; and

**WHEREAS,** inclusion of the Cane Creek sewer system into the Metropolitan Sewerage District of Buncombe County would result in substantially lower fees for customers of the Cane Creek system, while maintaining high levels of service;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of Henderson County, North Carolina, that the Board hereby formally requests the inclusion, for the purpose of sanitary sewer service, into the Metropolitan Sewerage District of Buncombe County all the territory included in the County’s existing Cane Creek Water and Sewer District.

Adopted this, the 19<sup>th</sup> day of July, 2017.

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J. Michael Edney, Chairman  
Henderson County Board of Commissioners

Attest:

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Teresa L. Wilson, Clerk to the Board