

COPY

RESOLUTION

WHEREAS, on August 4, 2023, the Public Officer of the Town of Murphy entered an Order in the matter of the Town of Murphy versus Ingenious Global Properties, LLC, a Massachusetts Limited Liability Company, Property Owner, File No. 23-001, which determined that the abandoned structure located on the property at 28 Texana Road, Murphy, North Carolina, was a health hazard and a safety hazard and ordered the Property Owner, Ingenious Global Properties, LLC, a Massachusetts Limited Liability Company, to repair, alter, and improve the abandoned structure so as to eliminate the conditions creating the health hazard and safety hazard or removal or demolish the abandoned structure within 90 days of August 8, 2023; and

WHEREAS, the Property Owner, Ingenious Global Properties, LLC, a Massachusetts Limited Liability Company, failed to comply with the Order for repair, alteration, or improvement or removal or demolition of the abandoned structure whatsoever within 90 days of August 8, 2023, or thereafter; and

WHEREAS, at a regular meeting on November 6, 2023, the Board of Commissioners of the Town of Murphy, North Carolina, adopted and passed an Ordinance ordering the Public Officer of the Town of Murphy to proceed to effectuate the purpose of Article 12 of Chapter 160D of the General Statutes of the State of North Carolina with respect to the property of Ingenious Global Properties, LLC, a Massachusetts Limited Liability Company, located at 28 Texana Road, Murphy, North Carolina; and

WHEREAS, the project has been completed; and

WHEREAS, at a regular meeting on February 5, 2023, the Board of Commissioners of the Town of Murphy of Cherokee County, North Carolina, adopted and passed a Resolution determining that the total cost of the project including construction costs and the cost of all necessary legal services was \$5,801.00; and

WHEREAS, said Resolution directed the Town Clerk of the Town of Murphy to prepare a Preliminary Lien Roll containing a brief description of the lot, parcel or tract of land upon which the lien was levied, the basis for the lien, the amount of the lien, the terms of payment, and the name of the owner of the parcel of land as far as could be ascertained by the Cherokee County Tax records, and to file the Preliminary Lien Roll in the office of the Town Clerk of Town of Murphy where it was to be available for public inspection; and

WHEREAS, the Town Clerk duly prepared the Preliminary Lien Roll as directed in said Resolution; and

WHEREAS, on February 5, 2024, the Town Clerk filed the Preliminary Lien Roll in the office of the Town Clerk where it has

remained available for public inspection; and

WHEREAS, said Resolution scheduled a public hearing on the Preliminary Lien Roll to be held at 5:00 p.m. on March 4, 2024, in the Annex to the Murphy Electric Power Board Building, 5 Wofford Street, Murphy, North Carolina, 28906; and

WHEREAS, said Resolution directed that Notice of said public hearing on the Preliminary Lien Roll be published in a newspaper having general circulation in the Town of Murphy, North Carolina, at least 10 days prior to the date of the public hearing; and

WHEREAS, said Notice was published in the February 21, 2024, edition of the Cherokee Scout Newspaper, a newspaper having general circulation in the Town of Murphy, North Carolina; and

WHEREAS, said Resolution also directed that a Notice of the hearing on the Preliminary Lien Roll be mailed to Ingenious Global Properties, LLC, a Massachusetts Limited Liability Company, the owner of the property as shown on the Preliminary Lien Roll, at least 10 days before the hearing, giving notice of the time and place of the hearing, noting the availability of the Preliminary Lien Roll for inspection in the Town Clerk's office, and stating the amount of the lien against the property of the owner as shown on the Preliminary Lien Roll; and

WHEREAS, said Notice was mailed by first-class mail to Ingenious Global Properties, LLC, a Massachusetts Limited Liability Company, the owner of the property; and

WHEREAS, said public hearing was held at 5:00 p.m. on Monday, March 4, 2024, in the Annex to the Murphy Electric Power Board Building, 5 Wofford Street, Murphy, North Carolina, 28906; and

WHEREAS, it is the opinion of the Board of Commissioners of the Town of Murphy, North Carolina, that the Preliminary Lien Roll should be confirmed.

NOW, THEREFORE, IT IS RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF MURPHY, NORTH CAROLINA:

1. That the Preliminary Lien Roll in the amount of \$5,801.00 for the cost of the project to demolish and remove the abandoned structure which was a health and safety hazard located on the property at 28 Texana Road, Murphy, North Carolina, owned by Ingenious Global Properties, LLC, a Massachusetts Limited Liability Company, including construction cost and the cost of all necessary legal services, is hereby confirmed.

2. Any portion of the lien that is not paid within 30 days after publication of the Notice that the lien roll has been confirmed shall bear interest until paid at the rate of 8% per annum.

3. That the Town Clerk of the Town of Murphy is hereby directed to deliver the confirmed Lien Roll to the Tax Collector of the Town of Murphy for collection.

ADOPTED AND PASSED by unanimous vote of the Board of Commissioners of the Town of Murphy, North Carolina, at a regular meeting at _____ p.m. on the 4th day of March, 2024.

Commissioner

Commissioner

Commissioner

Commissioner

Commissioner

Commissioner