

RESOLUTION # \_\_\_\_\_

RESOLUTION ESTABLISHING THE  
SKYLAND FIRE PROTECTION & AMBULANCE AND RESCUE SERVICE DISTRICT

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- WHEREAS, there are currently twenty (20) Fire Protection & Ambulance and Rescue Service Districts in Buncombe County providing fire protection as well as ambulance and rescue services for the citizens and residents of Buncombe County;
- WHEREAS, the Skyland Fire Protection & Ambulance and Rescue Service District and the Asheville Suburban Fire & Ambulance and Rescue Service District were established and created effective July 1, 2016 ;
- WHEREAS, the County has contracted with Skyland Fire & Rescue Corporation to provide fire protection as well as ambulance and rescue services in the Skyland service district as part of the Buncombe County EMS System;
- WHEREAS, the Skyland Fire Protection & Ambulance and Rescue Service District abuts the Asheville Suburban Fire & Ambulance and Rescue Service District in the general area of the Biltmore Estate, The Ramble subdivision and the Blue Ridge Parkway;
- WHEREAS, the current boundaries between these two (2) service districts in this area is as set forth in the diagram titled "Ramble Area Before Changes to Skyland Fire District" attached hereto;
- WHEREAS, to the extent practicable the fire district response lines coincide with the taxing service districts, however, new construction and development, equipment, substations and requirements of the Office of the State Fire Marshal all contribute to cause discrepancies from time to time;
- WHEREAS, the respective fire chiefs of the Skyland Fire Protection & Ambulance and Rescue Service District and the Asheville Suburban Fire & Ambulance and Rescue Service District have identified forty-eight (48) properties currently paying taxes in the Asheville Suburban service district and receiving emergency services from Skyland;
- WHEREAS, the Chiefs of these service districts both desire to relocate these properties into the Skyland Fire Protection & Ambulance and Rescue Service District and support for this change has also been heard from affected property owners;
- WHEREAS, the proposed new boundary line between these two (2) service districts is as set forth in the diagram titled "Ramble Area After Changes to Skyland Fire District" attached hereto;

WHEREAS, pursuant to NCGS §153A-304.3, Changes in adjoining service districts, counties may by resolution relocate the boundary lines between adjoining county service districts if the districts were established for substantially similar purposes;

WHEREAS, these service districts were created for the same purpose, that is, to provide financial support for the professional fire departments servicing these areas to provide fire protection and EMS services as single-source, full service and comprehensive responding agencies in these Service Districts;

WHEREAS, a Report was prepared and submitted as provided in GS §153A-304.3 for this proposed service district line relocation and has been available for public inspection in the office of the Clerk to the Board since September 26, 2016 which is at least two weeks before the date of the public hearing on this matter, copy of which is attached hereto;

WHEREAS, the Board of Commissioners duly advertised and held a public hearing to consider this proposed boundary relocation; and

WHEREAS, this Board is of the opinion that, given these findings that the proposed relocation of the boundary line between these two (2) service district does in fact meet the standards set forth in G.S. §153A-304.3, the proposed boundary between these districts should be established as set forth in the diagram titled "Ramble Area After Changes to Skyland Fire District" attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners for the County of Buncombe as follows:

1. That the Report attached hereto is hereby approved.
2. That pursuant to Article 16 of Chapter 153A of the North Carolina General Statutes, boundary between the Skyland Fire Protection & Ambulance and Rescue Service District and the Asheville Suburban Fire & Ambulance and Rescue Service District as set forth in said diagram titled "Ramble Area After Changes to Skyland Fire District" is hereby established and created effective July 1, 2017.
3. That County staff is hereby instructed to take all actions necessary and appropriate to effect this Resolution, and all acts and doings of officers, employees and agents of the County, whether taken prior to, on, or after the date of this Resolution, that are in conformity with and in the furtherance of the purposes and intents of this Resolution as described above shall be, and the same hereby are, in all respects ratified, approved and confirmed.

4. That this Resolution shall become effective upon its adoption.

This the \_\_\_\_ day of October, 2016.

Attest

Board of Commissioners for the  
County of Buncombe

\_\_\_\_\_  
Kathy Hughes, Clerk

By: \_\_\_\_\_  
David Gantt, Chairman

Approved as to Form

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County Attorney