

RESOLUTION NO. \_\_\_\_\_

RESOLUTION AUTHORIZING THE EXECUTION OF AN INTER-LOCAL AGREEMENT BETWEEN  
THE CITY OF ASHEVILLE AND THE COUNTY OF BUNCOMBE  
REGARDING A PARCEL IN SPLIT JURISDICTION ON  
FANNING BRIDGE ROAD

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- WHEREAS, Minkles, LLC has owned a 25.09 acre property at 1310 Fanning Bridge Road since 2002;
- WHEREAS, this 25.09 acres is in the Asheville city limits and subject to Asheville planning and zoning regulations;
- WHEREAS, Minkles is planning to expand its operations at the facility and purchased an adjacent 2.91 acre parcel in 2022 which has been combined with the remaining Minkles property by recombination plat recorded in Plat Book 230, Page 36 Buncombe County Registry;
- WHEREAS, the 2.91 acre parcel is subject to Buncombe County planning and zoning regulations although it is in the city limits of Asheville due to Session Law 2012-121;
- WHEREAS, because there is no direct access to the 2.91 acres and County planning staff are not acquainted with nor equipped to apply any applicable Asheville planning and zoning regulations for the planned expansion and the facility , it has been determined that the entirety of the combined parcel should be subject to Asheville planning and zoning regulations;
- WHEREAS, the Parties are authorized to execute and enter into this Interlocal Agreement pursuant to GS. §160D-203 and § 160A-461;
- WHEREAS, Minkles, as landowner, has provided its written consent for the City of Asheville to have exclusive planning and development regulation jurisdiction for the entire parcel; and
- WHEREAS, the Board of Commissioners is of the opinion that it is in the best interest of the parties involved to enter into this Interlocal Agreement with the City of Asheville.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS FOR THE COUNTY OF BUNCOMBE AS FOLLOWS:

1. That the County Manager is hereby authorized to execute the attached Inter-Local Agreement between the City of Asheville and the County of Buncombe.

2. That this Resolution shall be upon its adoption.

Adopted this 6<sup>th</sup> day of June, 2023.

ATTEST:

BOARD OF COMMISSIONERS  
FOR THE COUNTY OF BUNCOMBE

\_\_\_\_\_  
Lamar Joyner, Clerk to the Board

By: \_\_\_\_\_  
Brownie Newman, Chairman

APPROVED AS TO FORM:

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County Attorney