



TOWN OF APEX, NORTH CAROLINA

Municipality No. 333

After recording, please return to: Town Clerk, Town of Apex, P.O. Box 250, Apex, NC 27502

ORDINANCE NO. 2023-
ANNEXATION PETITION NO. 781
0 DEZOLA STREET - HORTON ROAD AMENITY PARCEL - 3.95 ACRES

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS
OF THE TOWN OF APEX, NORTH CAROLINA
P.O. Box 250, Apex, North Carolina 27502

WHEREAS, the Apex Town Council has been petitioned under G.S.§160A-31, as amended, to annex the area described herein; and

WHEREAS, the Apex Town Council has by Resolution directed the Town Clerk to investigate the sufficiency of said petition; and

WHEREAS, the Town Clerk has certified the sufficiency of said petition and a public hearing on the question of this annexation was held at Apex Town Hall at 4:30 p.m. on June 27, 2024, after due notice by posting to the Town of Apex website, <http://www.apexnc.org/news/public-notice-legal-ads>; and

WHEREAS, the Apex Town Council does hereby find as a fact that said petition meets the requirements of G.S.§160A-31, as amended.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of Apex, North Carolina:

Section 1. By virtue of the authority granted by G.S.§160A-31, as amended, the territory described in the attached property description and also shown as "Annexation Area" on the below identified survey plat is hereby annexed and made part of the Town of Apex, North Carolina, as of the date of adoption of this Ordinance on June 27, 2024. The survey plat that describes the annexed territory is that certain survey plat entitled "Annexation Map for the Town of Apex, White Oak Township, PIN(S): 0750299045, 0 Dezola Street". Plat map print date March 21, 2024 and Land Surveyor dated April 18, 2024 and recorded in Book of Maps book number 2024 and page number [REDACTED], Wake County Registry.

Section 2. Upon and after the adoption of this ordinance, the territory described herein and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the Town of Apex, North Carolina, and shall be entitled to the same privileges and benefits as other parts of the Town of Apex. Said territory shall be subject to municipal taxes according to G.S.§160A-58.10, as amended.

Section 3. The Clerk of the Town of Apex, North Carolina shall cause to be recorded in the Office of the Register of Deeds of Wake County and in the Office of the Secretary of State at Raleigh, North Carolina and in the Office of the Wake County Board of Elections an accurate map of the annexed territory, described in Section 1 hereof, together with a duly certified copy of this Ordinance.

Adopted this the 27th day of June, 2024.

Jacques K. Gilbert
Mayor

ATTEST:

Allen L. Coleman, CMC, NCCCC
Town Clerk

APPROVED AS TO FORM:

Laurie L. Hohe
Town Attorney

Legal Description

BEING ALL OF THAT PARCEL NOW OR FORMERLY OF HORTON PARK INVESTMENTS, LLC AS DESCRIBED IN DEED BOOK 19103 AT PAGE 782 OF THE WAKE COUNTY REGISTER OF DEEDS (PIN: 0750299045), SAID PARCEL BEING LOCATED IN THE TOWN OF APEX, WHITE OAK TOWNSHIP, WAKE COUNTY, NORTH CAROLINA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A ¾" IRON PIPE FOUND ON THE SOUTHWESTERN CORNER OF THE HEREIN DESCRIBED PARCEL, SAID IRON BEING THE TRUE POINT OF BEGINNING AND HAVING NORTH CAROLINA STATE PLAIN COORDINATES OF N: 709,039.59' AND E: 2,052,582.26'; THENCE, FROM THE POINT OF BEGINNING, N03°36'08"E A DISTANCE OF 247.41 FEET TO A ¾" IRON PIPE FOUND; THENCE, S70°02'13"E A DISTANCE OF 585.53 FEET TO A ¾" IRON PIPE FOUND; THENCE, S70°05'11"E A DISTANCE OF 174.98 FEET TO A ¾" IRON PIPE FOUND; THENCE, S19°54'51"W A DISTANCE OF 49.65 FEET TO A ¾" IRON PIPE FOUND; THENCE, S19°54'51"W A DISTANCE OF 187.19 FEET

Page 3 of 3

TO A ¾" IRON PIPE FOUND; THENCE, N70°05'44"W A DISTANCE OF 691.03 FEET TO THE POINT OF BEGINNING.

THE DESCRIBED PARCEL CONTAINS 172,059 SQUARE FEET OR 3.95 ACRES, MORE OR LESS.

STATE OF NORTH CAROLINA

COUNTY OF WAKE

CLERK'S CERTIFICATION

I, Allen L. Coleman, Town Clerk, Town of Apex, North Carolina, do hereby certify the foregoing is a true and correct copy of Annexation Ordinance No. 2024-_____, adopted at a meeting of the Town Council, on the 27th day of June, 2024, the original of which will be on file in the Office of the Town Clerk of Apex, North Carolina.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official Seal of the Town of Apex, North Carolina, this the 27th day of June, 2024.

Allen L. Coleman, CMC, NCCCC
Town Clerk

(SEAL)