



TOWN OF APEX, NORTH CAROLINA
Municipality No. 333

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

ORDINANCE NO. 2021-1123-38
ANNEXATION PETITION NO. #720
Linderman Properties, LLC (Triangle Math & Science Academy)

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-58.1, 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 6:00 p.m. on November 23, 2021, after due notice by posting to the Town of Apex website, <http://www.apexnc.org/news/public-notices-legal-ads>; and

WHEREAS, the Apex Town Council does hereby find as a fact that said petition meets the requirements of G.S. § 160A-58.1, 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-58.1, 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 November 23, 2021. The survey plat that describes the annexed territory is that certain survey plat entitled "Satellite Annexation Map for the Town of Apex, Property Owned by Linderman Properties, LLC, Riley Surveying, P.A., dated October 11, 2021" and recorded in Book of Maps book number 2021 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 23rd day of November 2021.

Jacques K. Gilbert
Mayor

ATTEST:

Donna B. Hosch, MMC, NCCMC
Town Clerk

APPROVED AS TO FORM:

Laurie L. Hohe
Town Attorney

Legal Description

Area 1

Being all of a certain portion of land situated in White Oak Township, Wake County, North Carolina, bounded on the north by two properties of O. Wayne Abbott (PINS 0712642615 and 0712647694), on the east by Heritage Homes of the Carolinas, Inc. (PIN 0712649560), on the south by the northern right-of-way of Dropseed Drive (50' public r/w) and Amberlight Road (variable width public r/w) and on the west by the eastern right-of-way New Hill Olive Chapel Road (variable width public r/w) and being more particularly described as:

Beginning at an existing "Mag" nail on the eastern right-of-way of New Hill Olive Chapel Road, said nail being on the southern property line of O. Wayne Abbott, said nail also being on the existing Town of Apex Limits (Annexation # 616); thence, with said Town of Apex Limits and said New Hill Olive Chapel Road's eastern r/w the following four calls S 16°38'29" W 304.94' to an existing iron pipe, with the arc of a curve to the left having a radius of 1,955.00' (chord of S 16°16'10" W 25.38') for a length of 25.38' to an existing iron pipe, S 15°53'51" W 148.34' to an existing iron pipe and with the arc of a curve to the left having a radius of 20.00' (chord S 30°10'58" E 28.82') for a length of 32.18' to an existing iron pipe on the northern right-of-way of Amberlight Road; thence, with the northern right-of-way of said Amberlight Road and continuing with said Town of Apex Limits the following four calls: S 75°11'40" E 110.04' to an existing iron pipe, with the arc of a curve to the right having a radius of 50.00' (chord S 71°01'24" E 7.27') for a length of 7.28' to an existing iron pipe, S 66°51'08" E 68.52' to an existing iron pipe and with the arc of a curve to the left having a radius of 50.22' (chord S 71°01'24" E 7.27') for a length of 7.28' to an existing iron pipe, said iron pipe being on the Town of Apex Limits (Annexation # 561); thence, with said Town of Apex Annexation Limits and said northern r/w of Amberlight Road the following three calls: S 75°10'35" E 39.67' to an existing iron pipe, with the arc of a curve to the right having a radius of 445.00' (chord S 49°43'12" E 356.83') for a length of 367.16' to a computed point and with the arc of a curve to the left having a radius of 20.00' (chord S 70°56'42" E 28.22') for a length of 31.32' to a computed point on the western right-of-way of Dropseed Drive; thence with said western r/w and continuing with said Town of Apex Limits the following five calls: N 64°11'36" E 62.66' to a computed point, with the arc of a curve to the left having a radius of 374.89' (chord N 40°09'26" E 305.48') for a length of 314.63' to a computed point, N 16°07'16" E 28.73' to a computed point, with the arc of a curve to the right having a radius of 425.00' (chord N 54°24'14" E 526.61') for a length of 567.93' to a computed point and S 87°13'06" E 33.17' to a computed, said point being on the western property line of Meritage Homes of Carolinas, Inc.; thence, with said Meritage Homes' western property line, with said Town of Apex Limits and leaving said Dropseed Drive's r/w N 01°21'13" E 146.09' to an existing rebar, said rebar being on the southern property line of O. Wayne Abbott and being a corner of the Town of Apex Limits; thence, leaving said Town of Apex Limits, with the southern line of said Abbott and with the new Town of Apex Limits N 87°10'57" W 280.05' to an existing iron pipe, the southeast corner of another

property of O. Wayne Abbott; thence, with the southern line of said Abbott and with said new Town of Apex Limits N 87°14'05" W 847.26' to the point or place of beginning containing 12.916 acres more or less as shown on a Map by Riley Surveying, PA titled "Contiguous Satellite Annexation Map for the Town of Apex property of Linderman Properties, LLC et.al." dated _____, 2021

Area 2

Being all of a certain portion of land situated in White Oak Township, Wake County, North Carolina, bounded on the north and west by Dropseed Drive (50' public r/w), on the east by two properties of Meritage Homes of the Carolinas, Inc. (PINS 0712648264 and 0712638956) and on the south by Antler View Drive (variable width public r/w) and Amberlight Road (variable width public r/w) and being more particularly described as:

Beginning at a computed point on the southern right-of-way of Dropseed Drive, said point being on the western property line of Meritage Homes of the Carolinas, Inc. and also being a corner of the existing Town of Apex Limits (Annexation # 561); thence, with said southern r/w and with said Town of Apex Limits the following six calls: N 87°13'06" W 34.42' to a computed point, with the arc of a curve to the left having a radius of 375.00' (chord S 54°23'53" W 464.59') for a length of 501.03' to a computed point, S 16°07'16" W 28.73' to a computed point, with the arc of a curve the right having a radius of 424.94' (chord S 40°09'29" W 346.20') for a length of 356.57' to a computed point, S 64°11'36" W 61.42' to a computed point and with the arc of a curve to left having a radius of 20.02' (chord S 17°28'32" W 29.15') for a length of 32.65' to a computed point on the northern r/w of Amberlight Road; thence, with said northern r/w, with the northern right-of-way of Antler View Drive and continuing with said Town of Apex Limits the following six calls: with the arc of a curve to the left having a radius of 355.00' (chord S 45°51'24" E 203.01') for a length of 205.88' to an existing iron pipe, with the arc of a curve to the left having a radius of 94.00' (chord S 67°20'32" E 16.60') for a length of 16.62' to an existing iron pipe, with the arc of a curve to the left having a radius of 254.76' (chord S 81°09'06" E 75.37') for a length of 75.65' to an existing iron pipe, with the arc of a curve to the left having a radius of 96.62' (chord N 85°15'09" E 16.63') for a length of 16.65' to an existing iron pipe, with the arc of a curve to the left having a radius of 244.00' (chord N 65°25'53" E 138.69') for a length of 140.62' to an existing iron pipe and with the arc of a curve to the right having a radius of 492.13' (chord N 67°05'34" E 342.49') for a length of 349.81' to an existing iron pipe, said pipe being the southwest corner of the property of Meritage Homes of the Carolinas, Inc.; thence, leaving said r/w and with the western line of two properties of said Meritage and continuing with said Town of Apex Limits N 01°21'13" E 582.71' to the point or place of beginning containing 7.167 acres more or less as shown on a Map by Riley Surveying, PA titled "Contiguous Satellite Annexation Map for the Town of Apex property of Linderman Properties, LLC et.al." dated _____, 2021

STATE OF NORTH CAROLINA

COUNTY OF WAKE

CLERK'S CERTIFICATION

I, Donna B. Hosch, MMC, NCCMC, Town Clerk, Town of Apex, North Carolina, do hereby certify the foregoing is a true and correct copy of Annexation Ordinance No. 2021-1123-38, adopted at a meeting of the Town Council, on the 23rd day of November 2021, 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 23rd day of November 2021.

Donna B. Hosch, MMC, NCCMC
Town Clerk

(SEAL)