



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. 2021-1123-37  
ANNEXATION PETITION NO. #719  
Mian Lin (5921 Farmpond Road)

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, Smith and Smith Surveyors, P.A., dated October 5, 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 23<sup>rd</sup> day of November 2021.

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Jacques K. Gilbert  
Mayor

ATTEST:

\_\_\_\_\_  
Donna B. Hosch, MMC, NCCMC  
Town Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Laurie L. Hohe  
Town Attorney

Legal Description

Lying and being in White Oak Township, Wake County, North Carolina and being described more fully as follows to wit:

BEGINNING at a point in the southern right-of-way of Farmpond Road and being the northeastern corner of Sidney S. Smith; thence with the southern right-of-way of Farmpond Road, North 89°11'36" East, 240.63 feet to a calculated point on the aforesaid southern right-of-way, being the northwestern corner of Karen Burnette Gaster; thence with the western property line of aforesaid Gaster and beyond with the western property line of GLS Contracting Custom Homes, Inc., South 12°53'25" West, 258.32 feet to a calculated point in the northern property line of Allen Ray Kirk; thence with the northern property line of aforesaid Kirk, North 87°16'20" West, 163.00 feet to a calculated point in an eastern property line of Sidney S. Smith; thence with an eastern property line of aforesaid Smith, North 04°47'20" West, 241.51 feet to the point and place of BEGINNING, containing 1.14 Acres more or less.

This legal description was prepared without the benefit of an actual survey for the sole purpose of municipal boundary annexation.

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. 2021-1123-37, adopted at a meeting of the Town Council, on the 23<sup>rd</sup> 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 24th day of November 2021.

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Donna B. Hosch, MMC, NCCMC  
Town Clerk

(SEAL)