

PETITION FOR VOLUNTARY ANNEXATION

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Application #: 720 Submittal Date: 9/30/2021
 Fee Paid \$ 200 Check # CC

TO THE TOWN COUNCIL APEX, NORTH CAROLINA

1. We, the undersigned owners of real property, respectfully request that the area described in Part 4 below be annexed to the Town of Apex, Wake County, North Carolina.
2. The area to be annexed is contiguous, non-contiguous (satellite) to the Town of Apex, North Carolina and the boundaries are as contained in the metes and bounds description attached hereto.
3. If contiguous, this annexation will include all intervening rights-of-way for streets, railroads, and other areas as stated in G.S. 160A-31(f), unless otherwise stated in the annexation amendment.

OWNER INFORMATION

Linderman Properties, LLC	DB 018297 PG 2076, PIN 0712642296
Owner Name (Please Print)	Property PIN or Deed Book & Page #
Phone	E-mail Address
James D. Sink / David B Bell Jr	same as above
Owner Name (Please Print)	Property PIN or Deed Book & Page #
Phone	E-mail Address
Ashworth Family Limited Partnership	same as above
Owner Name (Please Print)	Property PIN or Deed Book & Page #
Phone	E-mail Address

SURVEYOR INFORMATION

Surveyor: Riley Surveying, PA
 Phone: 919-667-0742 Fax: _____
 E-mail Address: phlr@rileysurveyingpa.com

ANNEXATION SUMMARY CHART

Property Information		Reason(s) for annexation (select all that apply)	
Total Acreage to be annexed:	<u>20.083</u>	Need water service due to well failure	<input type="checkbox"/>
Population of acreage to be annexed:	_____	Need sewer service due to septic system failure	<input type="checkbox"/>
Existing # of housing units:	<u>N/A</u>	Water service (new construction)	<input checked="" type="checkbox"/>
Proposed # of housing units:	<u>N/A</u>	Sewer service (new construction)	<input checked="" type="checkbox"/>
Zoning District*:	<u>PUD-CZ</u>	Receive Town Services	<input checked="" type="checkbox"/>

*If the property to be annexed is not within the Town of Apex's Extraterritorial Jurisdiction, the applicant must also submit a rezoning application with the petition for voluntary annexation to establish an Apex zoning designation. Please contact the Planning Department for questions.

PETITION FOR VOLUNTARY ANNEXATION

Application #: 720

Submittal Date: 9/30/2021

COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

James D. Sink

Please Print

James D. Sink

Signature

Please Print

Signature

Please Print

Signature

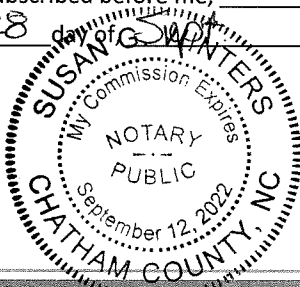
Please Print

Signature

STATE OF NORTH CAROLINA
COUNTY OF ~~WAKE~~ Chatham

Sworn and subscribed before me, Susan G. Winters, a Notary Public for the above State and County,
this the 28 day of SEPT, 2021.

SEAL



Susan G. Winters
Notary Public

My Commission Expires: 9.12.2022

COMPLETE IF A CORPORATION:

In witness whereof, said corporation has caused this instrument to be executed by its President and attested by its Secretary by order of its Board of Directors, this the ___ day of _____, 20__.

Corporate Name _____

SEAL

By: _____

President (Signature)

Attest: _____

Secretary (Signature)

STATE OF NORTH CAROLINA
COUNTY OF WAKE

Sworn and subscribed before me, _____, a Notary Public for the above State and County,
this the _____ day of _____, 20__.

Notary Public

SEAL

My Commission Expires: _____

PETITION FOR VOLUNTARY ANNEXATION

Application #: 720

Submittal Date: 9/30/2021

COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Ralph Gary Schwartz
Please Print

[Signature]
Signature

John Broadus Linderman, Jr
Please Print

[Signature]
Signature

Please Print

Signature

Please Print

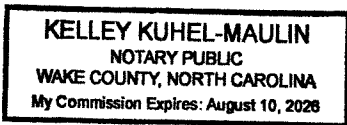
Signature

STATE OF NORTH CAROLINA
COUNTY OF WAKE

Sworn and subscribed before me, Kelley Kuhel-Maulin a Notary Public for the above State and County,
this the 20 day of September, 2021.

[Signature]
Notary Public

SEAL



My Commission Expires: 8/10/2026

COMPLETE IF A CORPORATION:

In witness whereof, said corporation has caused this instrument to be executed by its President and attested by its Secretary by order of its Board of Directors, this the ____ day of _____, 20____.

Corporate Name _____

SEAL

By: _____
President (Signature)

Attest:

Secretary (Signature)

STATE OF NORTH CAROLINA
COUNTY OF WAKE

Sworn and subscribed before me, _____, a Notary Public for the above State and County,
this the ____ day of _____, 20____.

Notary Public

SEAL

My Commission Expires: _____

PETITION FOR VOLUNTARY ANNEXATION

Application #: 720

Submittal Date: 9/30/2021

COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

David B Bell Jr
Please Print

David B Bell Jr
Signature

Please Print

Signature

Please Print

Signature

Please Print

Signature

STATE OF NORTH CAROLINA
COUNTY OF WAKE

Sworn and subscribed before me, Pamela Lane, a Notary Public for the above State and County,
this the 28 day of September, 2021.

Pamela Lane
Notary Public

SEAL

My Commission Expires: 4/23/2025

COMPLETE IF A CORPORATION:

In witness whereof, said corporation has caused this instrument to be executed by its President and attested by its Secretary by order of its Board of Directors, this the ____ day of _____, 20____.

Corporate Name _____

SEAL

By: _____
President (Signature)

Attest:

Secretary (Signature)

STATE OF NORTH CAROLINA
COUNTY OF WAKE

Sworn and subscribed before me, _____, a Notary Public for the above State and County,
this the ____ day of _____, 20____.

Notary Public

SEAL

My Commission Expires: _____

Riley Surveying, P.A.
3326 Durham Chapel Hill Blvd., Ste. B-100
Durham, North Carolina 27707

Town of Apex Satellite Annexation
Area 1

PIN 0712642296 (DB 18297 PG 2076))

Property of

Linderman Properties, LLC, et.al.

September 29, 2021

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

Phone – (919)667-0742 Fax – (919)402-0234

Firm License – C-1281

Riley Surveying, P.A.
3326 Durham Chapel Hill Blvd., Ste. B-100
Durham, North Carolina 27707

Town of Apex Satellite Annexation
Area 2

PIN 0712642296 (DB 18297 PG 2076))

Property of

Linderman Properties, LLC, et.al.

September 29, 2021

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

Phone – (919)667-0742 Fax – (919)402-0234

Firm License – C-1281

SURVEYOR'S CERTIFICATE

I, **JOSE L. TORRES**, certify that this plat was drawn under my supervision from an actual survey made under my supervision (DEED DESCRIPTION RECORDED IN BOOK **AS**, **UNNOTED**) THAT THE RATIO OF PRECISION **1/10,000** (HORIZONTAL) AS CALCULATED IS **1:10,000**; THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED AS DRAWN FROM INFORMATION FOUND IN BOOK **AS**, **UNNOTED**; THAT THIS PLAT WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED; AMENDED.

WITNESS MY ORIGINAL SIGNATURE, LICENSE NUMBER, AND SEAL THIS **11th** DAY OF **October**, 2021

SURVEYOR
L-3771
LICENSE NUMBER



1. **JOSE L. TORRES, P.L.S., L-3771**, FURTHER CERTIFY TO ONE OR MORE OF THE FOLLOWING AS INDICATED BY AN "X":
- A. THIS SURVEY CREATES A SUBDIVISION OF LAND WITHIN THE AREA OF A COUNTY OR MUNICIPALITY THAT HAS AN ORDINANCE THAT REGULATES PARCELS OF LAND.
 - B. THIS SURVEY IS LOCATED IN SUCH PORTION OF A COUNTY OR MUNICIPALITY THAT IS UNREGULATED AS TO AN ORDINANCE THAT REGULATES PARCELS OF LAND.
 - C. ANY ONE OF THE FOLLOWING:
 - 1. THAT THE SURVEY IS OF AN EXISTING PARCEL OR PARCELS OF LAND OR ONE OR MORE EXISTING EASEMENTS AND DOES NOT CREATE A NEW STREET OR CHANGE AN EXISTING STREET.
 - 2. THAT THE SURVEY IS OF AN EXISTING BUILDING OR OTHER STRUCTURE, OR NATURAL FEATURE, SUCH AS A WATERCOURSE.
 - 3. THAT THE SURVEY IS A CONTROL SURVEY.
 - D. THIS SURVEY IS OF A PROPOSED EASEMENT FOR A PUBLIC UTILITY AS DEFINED IN G.S. 62-3.
 - E. THIS SURVEY OF ANOTHER CATEGORY, SUCH AS THE RECONCILIATION OF EXISTING PARCELS, A CONTROL SURVEY, OR OTHER EXCEPTION OR EXEMPTION TO THE DEFINITION OF SUBDIVISION, EXCEPT ON EXCEPTION TO THE DEFINITION OF SUBDIVISION, THE INFORMATION AVAILABLE TO THE SURVEYOR IS SUCH THAT THE SURVEYOR IS UNABLE TO MAKE A DETERMINATION TO THE BEST OF HIS OR HER PROFESSIONAL ABILITY AS TO PROVISIONS CONTAINED IN (A) THROUGH (D) ABOVE.

ANNEXATION #

TOWN CLERK CERTIFICATE

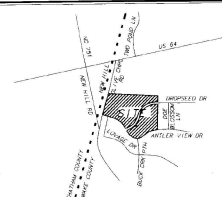
I, **DONNA B. HOSCH, M.M.C., M.C.M.C.**, TOWN CLERK, APEX, NORTH CAROLINA CERTIFY THIS IS A TRUE AND EXACT MAP OF ANNEXATION ADOPTED BY THE **11th** DAY OF **OCTOBER**, 2021 BY THE TOWN COUNCIL. I SET MY HAND AND SEAL OF THE TOWN OF APEX.

DONNA B. HOSCH, M.M.C., M.C.M.C., TOWN CLERK

TOTAL ANNEXATION AREA

874,816 SF
20.083 AC.

VICINITY MAP NTS



LINDERMAN PROPERTIES, LLC, et al.
DB 18297 PG 2076
PB 2016 PG 180
PIN 0712642086
ZONED PUD-C2
ANNEXATION AREA 1+12.916 ACRES (862,621 SF)

LINDERMAN PROPERTIES, LLC, et al.
DB 18297 PG 2076
PB 2016 PG 180
PIN 0712642086
ZONED PUD-C2
ANNEXATION AREA 2+7.162 ACRES (312,195 SF)

EXISTING TOWN OF APEX LIMITS (ANNX. #816)

EXISTING TOWN OF APEX LIMITS (ANNX. #561)

EXISTING TOWN OF APEX LIMITS (ANNX. #561)

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EXISTING TOWN OF APEX LIMITS (ANNX. #561)

EXISTING TOWN OF APEX LIMITS (ANNX. #561)

LINE	BEARING	DISTANCE
L1	S 75°16'51"E	39.82'
L2	N 46°10'10"E	28.75'
L3	S 59°17'10"W	28.75'
L4	S 67°13'00"E	33.17'
L5	N 67°13'00"W	34.42'

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING
C1	200.00'	455.86'	282.01'	S 49°10'24"E
C2	30.00'	57.98'	28.92'	S 39°10'24"E
C3	445.00'	367.50'	366.83'	S 49°43'17"E
C4	50.22'	7.38'	7.27'	S 71°01'04"E
C5	50.05'	7.28'	7.27'	S 71°01'04"E
C6	492.13'	349.87'	342.49'	N 67°13'34"E
C7	174.89'	114.63'	105.46'	S 49°10'24"E
C8	424.94'	356.57'	348.20'	S 49°10'24"W
C9	429.07'	367.33'	355.61'	N 49°43'17"E
C10	175.00'	101.03'	84.84'	S 49°10'24"W
C11	1855.00'	65.39'	65.38'	S 18°16'10"W
C12	34.00'	6.50'	6.48'	S 49°10'24"E
C13	256.79'	79.05'	78.37'	S 49°10'24"E
C14	244.00'	148.50'	138.69'	N 67°13'34"E
C15	30.00'	31.87'	28.92'	S 39°10'24"E
C16	16.00'	13.65'	12.15'	S 17°38'24"W
C17	16.00'	13.65'	12.15'	N 68°13'34"E
C18	165.00'	21.87'	21.87'	N 27°20'34"W

LEGEND

- EXISTING IRON PIPE
- EXISTING REBAR
- EXISTING "HAND" NAIL
- COMPUTED POINT
- EXISTING TOWN OF APEX LIMITS
- PUBLIC RIGHT-OF-WAY (NOT SURVEYED)

- NOTES**
- AREAS BY THE CO-ORDINATE METHOD.
 - HORIZONTAL GROUND DISTANCES SHOWN HEREON.
 - THE SURVEY CO-ORDINATES NOTED WERE DERIVED FROM GPS OBSERVATIONS BASED ON THE FOLLOWING:
 - 1) CLASS OF SURVEY: CLASS C
 - 2) POSITIONAL ACCURACY: MAXIMUM RESIDUAL (0.008 FT/IN)
 - 3) TYPE OF GPS: FIXED SURVEY; REAL TIME KINEMATIC (RTK) MODE
 - 4) DATE OF SURVEY: MARCH 10-11, 2021
 - 5) DEMONSTRATED: HORIZONTAL CONTROL: NONE
 - 6) FUNDAMENTAL: FUND. CONTROL: NONE
 - 7) GROUND MEAS.: 5.12M
 - 8) COMBINED GPS FACTORS: 0.88898943
 - 9) GROUND: 0.02 SURVEY FOOT
 - 10) GPS: INSTRUMENTATION: TRIMBLE R8

SATELLITE ANNEXATION MAP
FOR THE TOWN OF APEX
PROPERTY OF
LINDERMAN PROPERTIES, LLC et al.
WHITE OAK TOWNSHIP, WAKE COUNTY
NORTH CAROLINA



OCTOBER 11, 2021

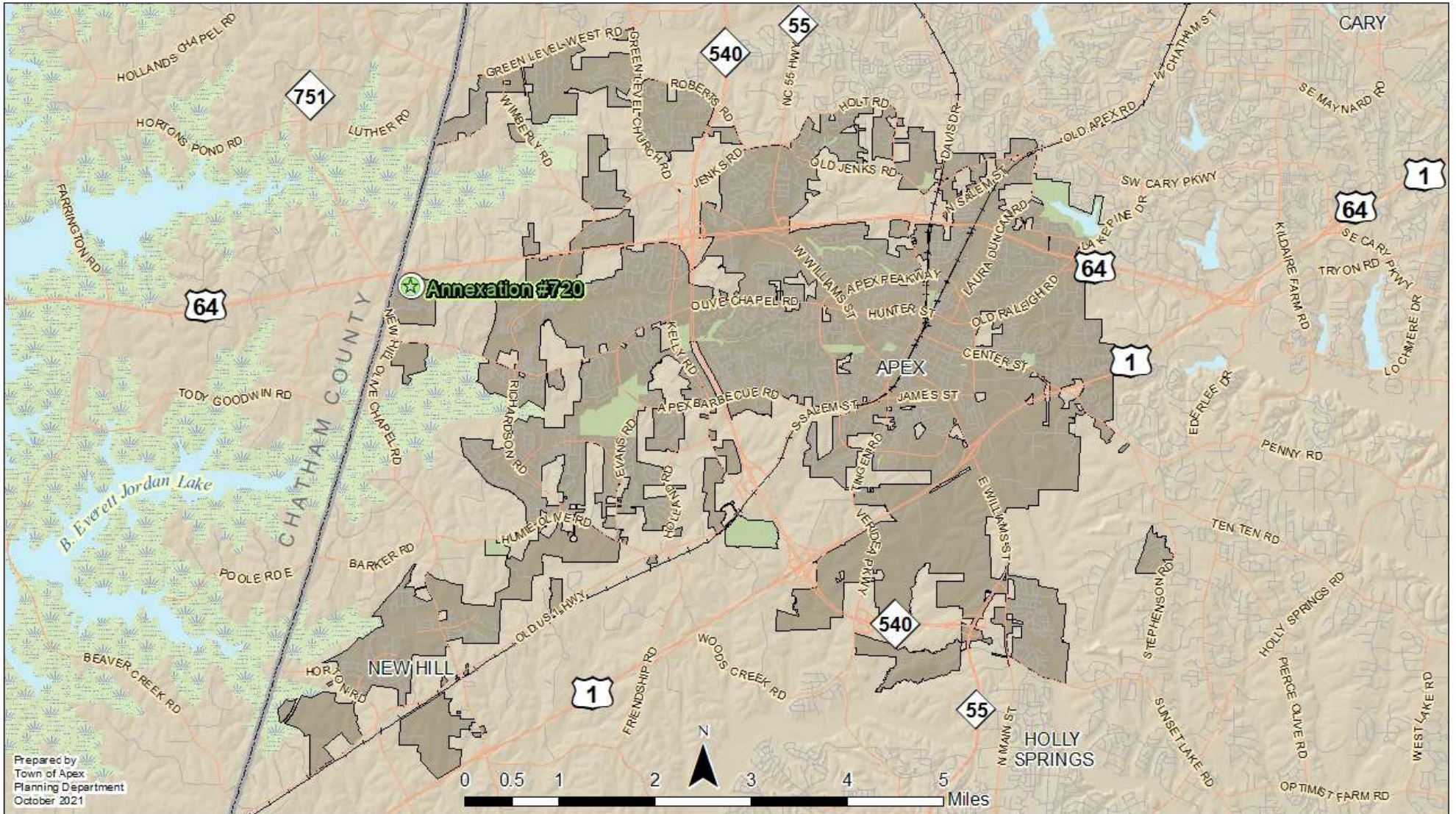
RILEY SURVEYING, P.A.
3326 DURHAM CHAPEL HILL BLVD. STE B-100
DURHAM, N.C. 27707
919-667-0742 C-1281 Email: j.torres@rileysurveyingpa.com



Annexation #720

October, 2021
May 2021 Aerial Photography
Prepared by: Town of Apex Planning Department

0 250 500
Feet



Prepared by
 Town of Apex
 Planning Department
 October 2021



Zoning Districts

