

**APEX TOWN COUNCIL
JANUARY 7, 2020**

**DESIGNATING THE ALSEY THOMAS OLIVE HOUSE
IN THE PLANNING JURISDICTION OF APEX, NORTH CAROLINA
A HISTORIC LANDMARK**

WHEREAS, the General Assembly of the State of North Carolina authorized the creation of a countywide Historic Preservation Commission for Wake County and otherwise provided for the preservation of certain historic sites and buildings by the passage of Part 3C, Chapter 160A, Article 19 of the North Carolina General Statutes; and

WHEREAS, the Wake County Historic Preservation Commission has made an investigation and recommended the following property be designated an historic landmark; and

WHEREAS, the North Carolina Department of Cultural Resources has made an analysis that the following property is eligible to be designated a historic landmark; and

WHEREAS, on the 17th day of December, 2019, a public hearing was held in the Apex Town Hall, 73 Hunter Street, Apex, North Carolina, by the Apex Town Council to determine whether the hereinafter described property should be designated a historic landmark; and

WHEREAS, all requirements of Part 3C, Chapter 160A, Article 19 of the North Carolina General Statutes, preceding the adoption of this ordinance, have been met.

NOW, THEREFORE, BE IT ORDAINED BY THE APEX TOWN COUNCIL THAT:

Section 1. The property designated as the Alsey Thomas Olive House, owned by Michael A. Ingram, be and is declared an Apex Historic Landmark. Said property being more particularly described as follows:

Asley Thomas Olive House located on 0.66 acres at 2708 Olive Chapel Road, Apex, 27502 (Wake County PIN # 0721392386, REID # 0458130).

Section 2. Those elements that are integral to its historical, architectural, archaeological significance or any combination thereof are as follows:

All exterior design elements, form, features, materials of the buildings, the landscape and any archaeological resources within the designated landmark boundary of 0.66 acres.

Section 3. No building, site, structure, or object that is designated in this ordinance located on the hereinbefore described site may be altered, restored, moved, remodeled, or reconstructed so that a change in design, material, or outer appearance occurs unless and until a certificate of appropriateness is obtained from the Wake County Historic Preservation Commission or its successors.

Section 4. No building, site, structure, or object that is designated in this ordinance located on the hereinbefore described site may be demolished unless and until either approval of demolition is obtained from the Wake County Historic Preservation Commission or a period of three hundred sixty-five (365) days has elapsed following final review by the Wake County Historic Preservation Commission of a request for demolition (or any longer period required by N.C.G.S. 1 60A-400.14 as it may be amended hereafter).

Section 5. All owners of the property hereinabove described, whose identity and addresses can be ascertained by the exercise of due diligence, shall be sent by certified mail a copy of this ordinance.

Section 6. This ordinance shall be indexed after the property owner's name in the grantor and grantee indexes in the Office of the Register of Deeds of Wake County.

Section 7. The Town of Apex and the Wake County Historic Preservation Commission are hereby authorized to have erected an appropriate sign on the site herein described setting forth the fact that said site has been designated a historic landmark by action of the Apex Town Council and the Wake County Historic Preservation Commission.

Section 8. In the event any building, site, structure, or object is demolished in accordance with the ordinances of Wake County, this ordinance may be repealed.

Section 9. Any violation of this ordinance shall be unlawful as by law provided.

Motion by Council Member _____

Seconded by Council Member _____

With _____ Council Member(s) voting "aye."

With _____ Council Member(s) voting "no."

This the 7th day of January, 2020

TOWN OF APEX

Mayor

ATTEST:

Town Clerk

This instrument approved as to form by:

Town Attorney

Ordinance No. _____

NORTH CAROLINA
WAKE COUNTY

I hereby certify that the foregoing is a true and accurate copy of an ordinance duly adopted by the Apex Town Council, at a meeting held January 7, 2020 at 6:00 p.m. in the Apex Town Hall, 73 Hunter Street, Apex, North Carolina.

NORTH CAROLINA
WAKE COUNTY

I, the undersigned Notary Public, do hereby certify that Donna Hosch, Town Clerk, personally appeared before me this day and acknowledged the due execution of the foregoing certification for the purposes therein expressed.

WITNESS my hand and seal this ____ day of _____ 2020.

My commission expires _____.