

## PETITION FOR VOLUNTARY ANNEXATION

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Application #: 675 Submittal Date: 10/1/2019  
Fee Paid: \$ 200.00 Check #: 33085622

### 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

DRP NC 4, LLC	073332 -9316,-6797 & 073342 -2608,-4410,-4096,-1758
Owner Name (Please Print)	Property PIN or Deed Book & Page #
<u>212-751-5965</u>	<u>MEAGHAN.MAHONEY@DWPARTNERS.COM</u>
Phone	E-mail Address
Owner Name (Please Print)	Property PIN or Deed Book & Page #
Phone	E-mail Address
Owner Name (Please Print)	Property PIN or Deed Book & Page #
Phone	E-mail Address

### Surveyor Information

Surveyor: MSS Land Land Consultants, PC  
Phone: 919-510-4434 x23 Fax: \_\_\_\_\_  
E-mail Address: gowersw@mssland.com

### Annexation Summary Chart

Total Acreage to be annexed:	<u>24.18</u>	Reason for annexation: (select one)	
Population of acreage to be annexed:	_____	Receive Town Services	<u>X</u>
Existing # of housing units:	<u>3</u>	Other (please specify)	_____
Zoning District*:	<u>PUD-CZ</u>		

\*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 #: 675

Submittal Date: 10/1/2019

**COMPLETE IF IN A LIMITED LIABILITY COMPANY**

In witness whereof, DRP NC 4, LLC, a Delaware limited liability company, caused this instrument to be executed in its name by the Authorized Signatory of DW General Partner, LLC, its Manager pursuant to authority duly given, this the 10th day of January, 2020.

Name of Limited Liability Company DRP NC 4, LLC  
By: DW General Partner, LLC, its Manager

By: [Signature]  
Signature of Member/Manager

STATE OF NEW YORK

COUNTY OF NEW YORK

Sworn and subscribed before me, Meaghan Mahoney, a Notary Public for the above State and County, this the 10th day of January, 2020.

[Signature]  
Notary Public

SEAL

MEAGHAN MAHONEY  
Notary Public, State of New York  
Reg. No. 01MA6346999  
Qualified in Nassau County  
My Commission Expires 8/22/2020

My Commission Expires: 8/22/2020

**COMPLETE IF IN A PARTNERSHIP**

In witness whereof, \_\_\_\_\_, a partnership, caused this instrument to be executed in its name by a member/manager pursuant to authority duly given, this the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Name of Partnership \_\_\_\_\_

By: \_\_\_\_\_  
Signature of General Partner

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: \_\_\_\_\_

**ROBERTS ROAD ASSEMBLAGE**  
**ANNEXATION AREA**

All that tract, piece or parcel of land lying and being situated in the Township of White Oak, Town of Apex, County of Wake, and State of North Carolina; being more particularly bounded and described as follows:

BEGINNING at a point marked by an iron pipe set on the southeastern right-of-way margin of NC 540 (an existing variable-width public right-of-way (NCDOT Project Reference: R-2635C; Deed Book 13838, pg 2632; Deed Book 14286, page 137)); said point also located on a southern line of lands of, now or formerly, NC Department of Transportation (Deed Book 7188, page 214; Book of Maps 1982, page 504); said point also being the **POINT OR PLACE OF BEGINNING** and having an North Carolina state plane coordinate of N 732,865.86'; E 2,033,172.29' (NAD 83 (2011)); thence; from said point of beginning, along said lands of NC Department of Transportation, and along lands of, now or formerly, Melanie J. Yelvington and Brian J.D. Enaman (Deed Book 6446, page 78), and along lands of, now or formerly, Don T. Poitras (Deed Book 8152, page 884), S 89°-46'-16" E 800.40' to an existing iron pipe; thence, continuing along said lands of Poitras, the following two courses: 1) S 89°-46'-16" E 294.29' to an existing concrete marker; 2) N 01°-04'-10" E 92.00' to an existing iron pipe marking a southwestern corner of lands of, now or formerly, Dorothy P. Thorpe and Evelyn P. Moss; thence, along said lands of Thorpe and Moss, S 85°-20'-04" E 101.34' to an existing iron pipe with cap and tack located on the southwestern right-of-way margin of Roberts Road (NCSR 1608) (an existing variable-width public right-of-way (Deed Book 1930, page 234; Deed Book 1930, page 237)); thence, along the southwestern right-of-way margin of Roberts Road, the following seven courses: 1) S 21°-51'-59" E 87.02' to a point; 2) S 20°-02'-54" E 79.67' an existing bent iron pipe; 3) S 19°-06'-54" E 488.97' to a point; 4) S 19°-45'-28" E 116.38' to a point; 5) S 21°-56'-12" E 96.73' to a point marked by an iron pipe set; 6) S 27°-16'-20" E 96.84' to a point; 7) S 33°-46'-22" E 105.74' to a point; said point being a northeastern corner of lands of, now or formerly, Haley S. Hoffler (Deed Book 16229, page 1989; Book of Maps 2002, page 561); thence, along said lands of Hoffler, and along lands of, now or formerly, Jeanne S. Collier and spouse, Matthew G. Collier (Deed Book 9665, page 1585), S 89°-59'-35" W 515.70' to an existing leaning iron pipe located in an eastern line of lands of, now or formerly, Peter Beal and wife, Penny Beal (Deed Book 11882, page 2654; Book of Maps

**ROBERTS ROAD ASSEMBLAGE**  
**ANNEXATION AREA**

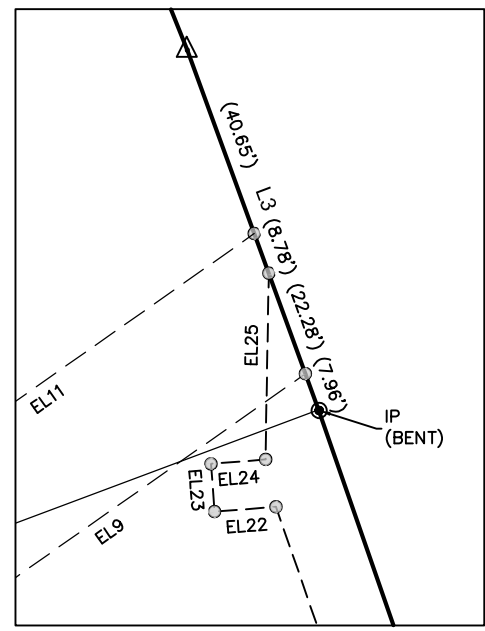
1982, page 595); thence, along said lands of Beal, N 00°-51'-35" E 22.67' to a nail at the base of an existing iron pipe; thence, continuing along said lands of Beal, and along lands of, now or formerly, Joseph Mack Jones and wife, Carrie Anne Morton Jones (Deed Book 13825, page 905; Book of Maps 1988, page 415), and along lands of, now or formerly, Harold W. Meder and wife, N. Janis Meder (Deed Book 4264, page 659), N 86°-26'-25" W 657.48' to an iron pipe set; said point lying on an easterly line of lands of, now or formerly, Francis Fuller Heirs (Deed Book 0167, page 131), thence along said lands of, now or formerly, Francis Fuller Heirs, the following four courses: 1) N00°-13'-34" E 579.91' to an existing iron pipe; 2) N89°-46'-26" W 384.75' to an existing iron pipe; 3) S 00°-13'-34" W 263.99' to an existing bent iron pipe ; 4) N 87°-35'-26" W 69.89' to an existing iron pipe marking the northeastern corner of lands of Pine Top, LLC (Deed Book 13003, page 1155; Book of Maps 2008, page 303); thence, along said lands of Pine Top, S 88°-36'-02" W 174.81' to an existing iron bar marking a southeastern corner of lands of, now or formerly, North Carolina Turnpike Authority (NCTA) & North Carolina Department of Transportation (NCDOT) (Deed Book 13870, page 2185; Book of Maps 1998, page 900); thence along said lands of NCTA and NCDOT, N 02°-03'-56" W 115.65' to an iron pipe set on the southeastern right-of-way margin of NC 540; thence, along the southeastern right-of-way margin of NC 540, the following four courses: 1) N 33°-02'-47" E 91.05' to an existing right-of-way disk; 2) N 27°-11'-44" E 51.94' to an existing right-of-way disk; 3) N 19°-56'-13" E 245.05' to an existing right-of-way disk; 4) N 38°-47'-08" E 81.42' to the point or place of beginning; containing 1,053,445 square feet, or 24.184 acres of land, more or less, as shown on a PRELIMINARY survey titled "SATELLITE ANNEXATION FOR THE TOWN OF APEX of the Lands of DRP NC 4, LLC", dated January 13, 2020, and prepared by MSS Land Consultants, PC.

Together With that part of NC 540 Variable Width Public Right of Way more particularly described as follows:

BEGINNING at a point marked by an iron pipe set on the southeastern right-of-way margin of NC 540 (an existing variable-width public right-of-way (NCDOT Project Reference: R-2635C; Deed Book 13838, pg 2632; Deed Book 14286, page 137)); said point

**ROBERTS ROAD ASSEMBLAGE**  
**ANNEXATION AREA**

also located on a southern line of lands of, now or formerly, NC Department of Transportation (Deed Book 7188, page 214; Book of Maps 1982, page 504); said point also being the **POINT OR PLACE OF BEGINNING** and having an North Carolina state plane coordinate of N 732,865.86'; E 2,033,172.29' (NAD 83 (2011)); thence; from said point of beginning, along said southeastern right-of-way margin of NC 540 the following four (4) courses; 1) S 38°-47'-08" W 81.42' to an existing right-of-way disk; 2) S 19°-56'-13" W 245.05' to an existing right-of-way disk; 3) S 27°-11'-44" W 51.94' to an existing right-of-way disk; 4) S 33°-02'-47" W 91.05' to an iron pipe set marking the northernmost corner of lands of, now or formerly, North Carolina Turnpike Authority (NCTA) & North Carolina Department of Transportation (NCDOT) (Deed Book 13870, page 2185; Book of Maps 1998, page 900); thence departing said southeastern margin of NC 540 N 65°-42'51" W 325.39' to a point on the northwestern right-of-way margin of said NC 540; thence along said northwestern margin N 24°17'09" E 465.04'; thence S 65°42'51" E 343.70' to the point or place of beginning. Containing 155,135 square feet, or 3.56 acres of land, more or less, as shown on a PRELIMINARY survey titled "SATELLITE ANNEXATION FOR THE TOWN OF APEX of the Lands of DRP NC 4, LLC", dated January 13, 2020, and prepared by MSS Land Consultants, PC.



DETAIL A  
1" = 40'

LINE #	DIRECTION	LENGTH
EL9	S54°55'03"W	112.88'
EL10	N35°04'57"W	30.00'
EL11	N54°55'03"E	120.93'
EL12	S67°19'13"W	203.14'
EL13	N22°40'47"W	30.00'
EL14	N67°19'13"E	205.01'
EL15	N54°42'12"W	29.24'
EL16	N00°24'04"W	51.30'
EL17	N48°01'31"W	56.93'
EL18	S56°35'56"W	11.80'
EL19	N33°24'04"W	10.00'
EL20	N56°35'39"E	12.85'
EL21	N19°07'07"W	678.57'
EL22	N85°37'04"E	12.84'
EL23	N04°22'56"W	10.00'
EL24	N85°37'04"E	11.42'
EL25	N00°59'03"E	32.57'
EL26	S12°10'31"E	35.20'
EL27	S64°34'31"W	15.34'

LINE #	DIRECTION	LENGTH
L1	S85°20'04"E	101.34'
L2	S21°51'59"E	87.02'
L3	S20°02'54"E	79.67'
L4	S19°06'54"E	488.97'
L5	S19°45'28"E	116.38'
L6	S21°56'12"E	96.73'
L7	S27°16'20"E	96.84'
L8	S33°46'22"E	105.74'

FILED FOR REGISTRATION

CHARLES P. GILLIAM  
REGISTER OF DEEDS  
WAKE COUNTY

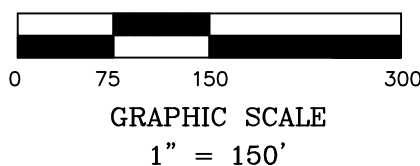
BY: \_\_\_\_\_  
ASST./DEPUTY

TIME: \_\_\_\_\_

Annexation # \_\_\_\_\_

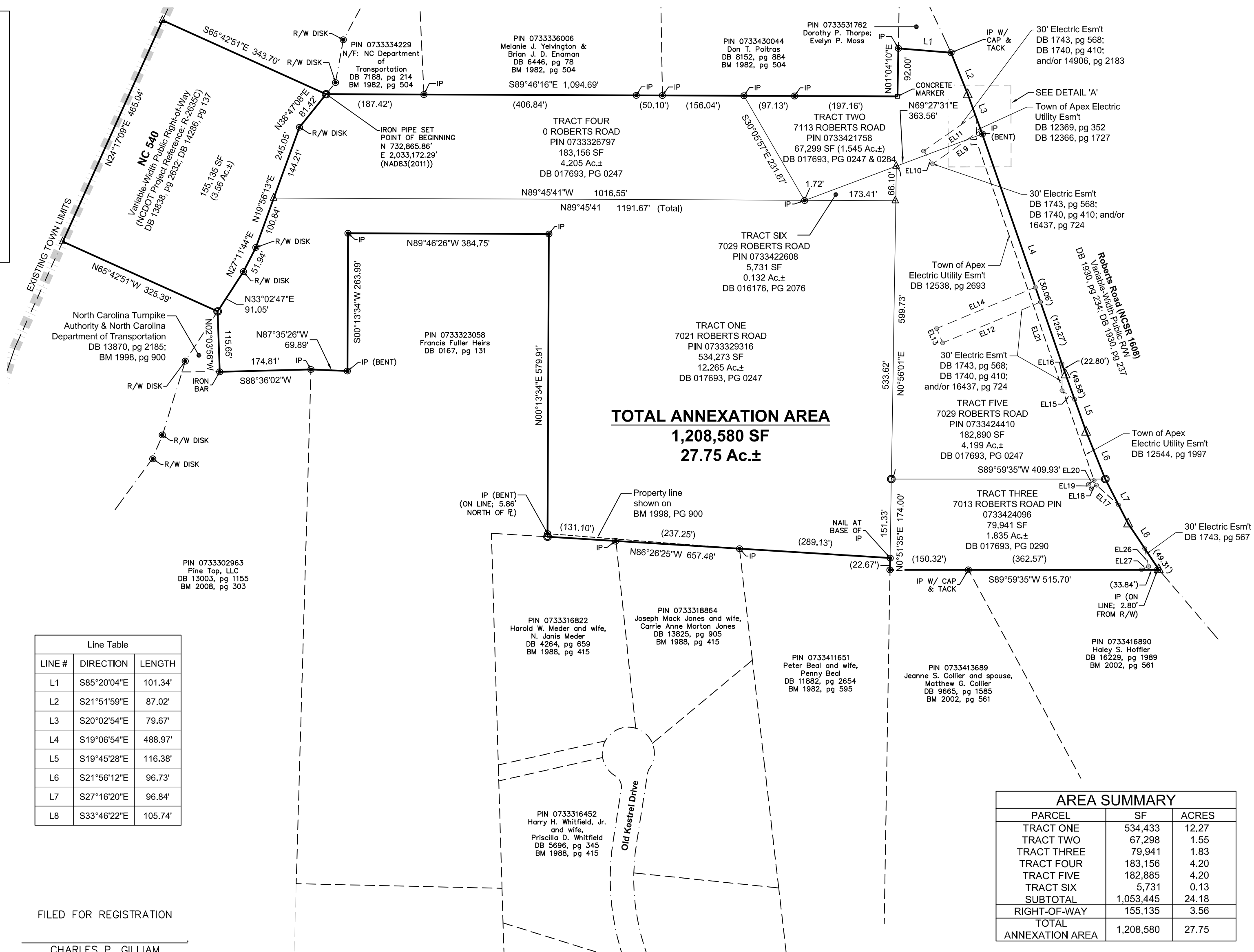
I, Donna B. Hosch, MMC, NCCMC, Town Clerk, Apex, North Carolina certify this a true and exact map of annexation adopted the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ by the Town Council. I set my hand and seal of the Town of Apex, \_\_\_\_\_ Day/Month/Year

Donna B. Hosch, MMC, NCCMC, Town Clerk



GRAPHIC SCALE  
1" = 150'

BOOK \_\_\_\_\_, PAGE \_\_\_\_\_



**TOTAL ANNEXATION AREA**  
**1,208,580 SF**  
**27.75 Ac.±**

PARCEL	SF	ACRES
TRACT ONE	534,433	12.27
TRACT TWO	67,298	1.55
TRACT THREE	79,941	1.83
TRACT FOUR	183,156	4.20
TRACT FIVE	182,885	4.20
TRACT SIX	5,731	0.13
SUBTOTAL	1,053,445	24.18
RIGHT-OF-WAY	155,135	3.56
TOTAL ANNEXATION AREA	1,208,580	27.75

**GENERAL NOTES:**

- All distances are horizontal ground distances and areas were computed using the coordinate method, unless otherwise noted hereon.
- The subject property is not located within a Special Flood Hazard Area as scaled from NFIP FIRM Number 3720073300J; Effective Date: May 2, 2006.
- Wetlands and stream buffers are not addressed by this survey.
- This survey was prepared for the parties and purpose indicated hereon. Any extension of the use beyond the purpose agreed to between the client and surveyor exceeds the scope of the engagement. Only copies of this survey with the Land Surveyor's original signature & an original embossed, ink or scanned seal are the product of the Land Surveyor.
- Property identification numbers taken from the official tax records of Wake County.
- All underground utilities shown hereon are based solely on visible ground surface evidence. Prior to any construction and/or excavation, the exact vertical & horizontal locations must be determined.
- Zoning: PUD-CZ
- References: DB 167, pg 130 & 131; DB 1705, pg 67; DB 1787, pg 170; DB 8068, pg 1768; DB 16176, pg 2073 & 2080; DB 17693, pg 247; DB 17693, pg 284; DB 17693, pg 290; BM 1998, pg 900; BM 1998, pg 415; BM 1982, pg 815.

I, Matthew A. Hayes, PLS (L-4516), certify that this survey is of an existing parcel or parcels of land and does not create a street or change an existing street; I also certify that this plat was drawn under my supervision from an actual survey performed under my supervision (deed description(s) shown hereon under "References"); that the boundaries not surveyed are clearly indicated as drawn from information shown hereon; that the ratio of precision or positional accuracy is 1:10,000+; that the Global Positioning System (GPS) survey and the following information was used to perform the GPS survey:

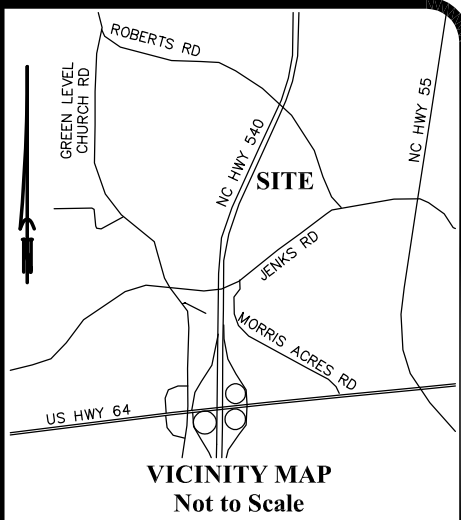
Class of survey: Class A  
Positional accuracy: 0.02' H; 0.02' V  
Type of GPS field procedure: OPUS  
Date(s) of Survey: March 20, 2013  
Datum/Epoch: NAD 83(2011) (EPOCH:2010.0000)  
Published/Fixed-control use: OPUS used  
Geoid model: NAVD88 (GEOID12A)  
Combined grid factor: 0.99990063  
Units: US Survey Feet

Witness my original signature, registration and seal.

Matthew A. Hayes, PLS



L-4516



**LEGEND**

- Existing Monumentation
- Iron Pipe Set
- Mathematical Points
- IP Iron Pipe
- IR Iron Rebar
- CM Concrete Marker
- SFHA Special Flood Hazard Area
- N/F Now or Formerly
- DB / BM Deed Book / Book of Maps
- R/W Right-of-Way
- Esmt. Easement
- (0.00') Tie Distance (Chord Distance)
- Town Limits

**SATELLITE ANNEXATION MAP**  
for the  
**TOWN OF APEX**  
of the Lands of  
**DRP NC 4, LLC**

Checked by:	MAH
Drawn by:	BAO
Date:	Jan. 13, 2020
North Carolina	
Wake County	
White Oak Township	
Town of Apex ETJ	

SURVEYED by

**MSS LAND CONSULTANTS**  
6118 Saint Giles St.  
Suite E  
Raleigh, NC 27612  
Phone (919) 510-4464  
Fax (919) 510-9102  
Email: govorsw@mssland.com

**MSS**  
Lead Surveyor  
Firm License #: C-2070

"Committed to Total Quality Service"

Q:\\_BEAZER HOMES\BZH-19-01\dwg\Roberts\_Tracts\_AnnexationMap\_Rev.dwg



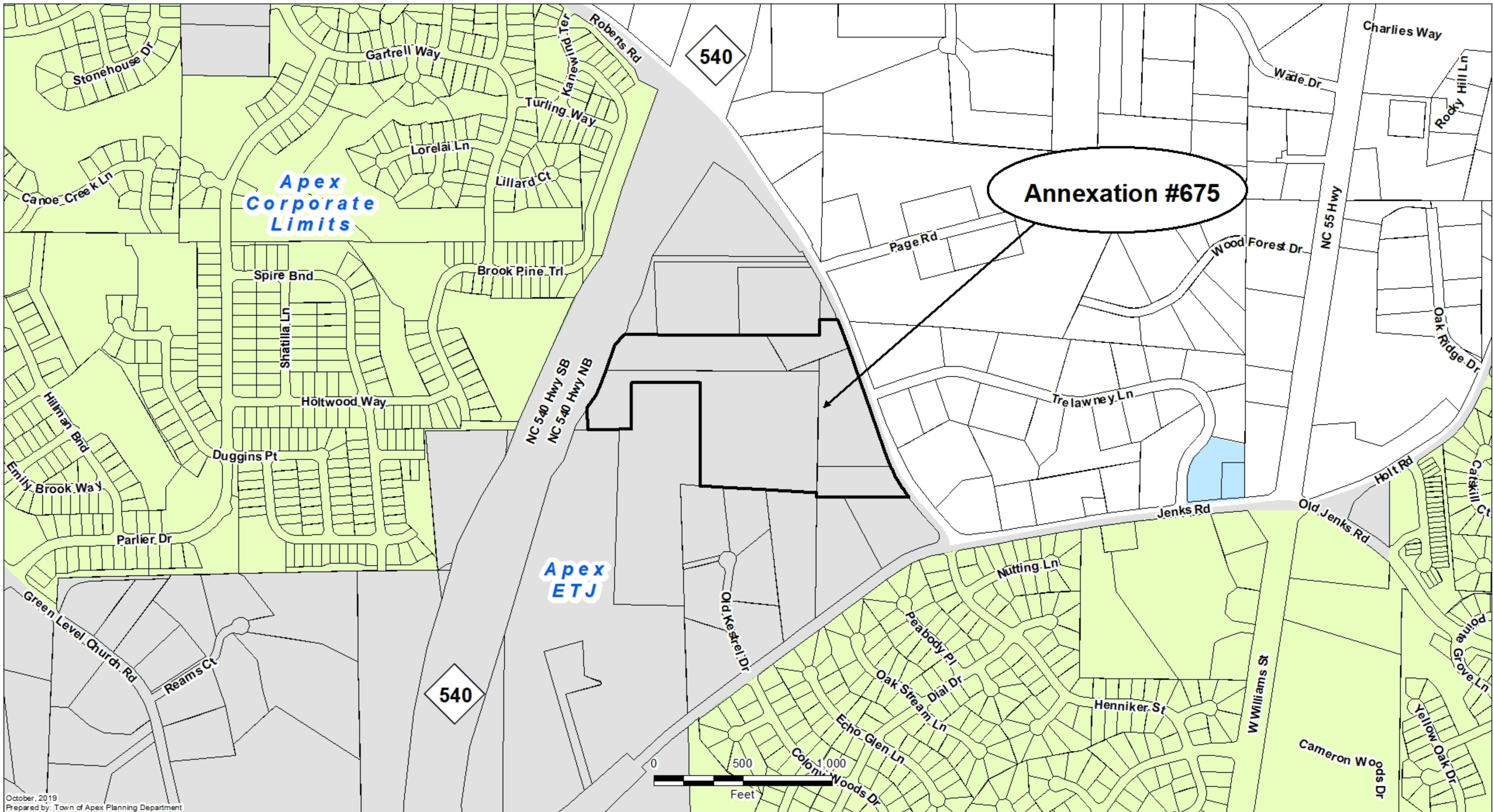
**Annexation #675**

**Greenmoor**

**540**

**Falcons Reach**

**Meadows  
at Walden  
Creek**





# Zoning Districts

Annexation #675

