

**Resolution No. 20-0121-01**

**A Resolution to Abandon Existing Greenway Easement**

WHEREAS, the Towns of Apex and Cary presently have greenway easement interests in that certain area of land designated as "HATCHED PORTION OF THE EXISITING 40' TOWN OF CARY/TOWN OF APEX GREENWAY EASEMENT 1 PER BM 2016, PG 751-752 TO BE ABANDONED" (the "Area To Be Abandoned") as shown on the plat recorded at Book of Maps 2019, Page 1661, Wake County Register of Deeds (the "Plat") and attached hereto as Exhibit A;

WHEREAS, the greenway has been relocated and a map easement has been dedicated as depicted on the Plat as "NEW 40' TOWN OF CARY/TOWN OF APEX GREENWAY EASEMENT" and the Town of Apex no longer has any need of the Area To Be Abandoned;

WHEREAS, the Town Council considers it advisable to abandon any interest the Town of Apex has in the Area To Be Abandoned;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Apex that:

- (1) The Town Council hereby abandons any interest the Town of Apex has in the Area To Be Abandoned as shown on Exhibit A; and
- (2) This abandonment does not affect any interest the Town of Cary may have in the Area To Be Abandoned.

Upon motion duly made by Council Member \_\_\_\_\_, and duly seconded by Council Member \_\_\_\_\_, the above Resolution was duly adopted by the Apex Town Council at the meeting held on the 21st day of January 2020, in the Town Hall.

Upon call for a vote the following Council Members voted in the affirmative:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

and the following Council Members voted in the negative:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

This the 21<sup>st</sup> day of January 2020.

TOWN OF APEX

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Jacques K. Gilbert, Mayor

ATTEST:

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Donna B. Hosch, Town Clerk, MMC