

**APEX TOWN COUNCIL
APRIL 9, 2024**

**DESIGNATING CARL G. AND NELLIE O. GOODWIN 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 Chapter 160D, Article 9, Part 4 of the North Carolina General Statutes; and

WHEREAS the Town of Apex agreed to participate in the countywide Historic Preservation Commission through an inter-local agreement with Wake County; 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 ninth day of April 2024, 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 Chapter 160D, Article 9, Part 4 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 Carl G. and Nellie O. Goodwin House be and is declared an Apex Historic Landmark. Said property being more particularly described as follows:

Carl G. and Nellie O. Goodwin House located on 0.98 acres at 3417 Olive Chapel Road, Apex, 27502 (Wake County PIN # 0712508900, REID # 0494094).

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 house, the landscape and any archaeological resources within the designated landmark boundary of 0.98 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. 160D-949 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 9th day of April, 2024

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 April 9, 2024 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 Allen Coleman, 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 _____ 2024.

My commission expires _____.