



TOWN OF APEX, NORTH CAROLINA
Municipality No. 333

After recording, please return to:
Donna Hosch, MMC, NCCMC, Town Clerk
Town of Apex
P.O. Box 250
Apex, NC 27502

ORDINANCE NO. 2020-0616-14
ANNEXATION PETITION NO. #685
ATM Development, LLC (New Hill Holleman Road)

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS
OF THE TOWN OF APEX, NORTH CAROLINA
P.O. Box 250, Apex, North Carolina 27502

WHEREAS, the Apex Town Council has been petitioned under G.S.§160A-58.1, as amended, to annex the area described herein; and

WHEREAS, the Apex Town Council has by Resolution directed the Town Clerk to investigate the sufficiency of said petition; and

WHEREAS, the Town Clerk has certified the sufficiency of said petition and a public hearing on the question of this annexation was held at Apex Town Hall at 6:00 p.m. on June 16, 2020, after due notice by posting to the Town of Apex website, <http://www.apexnc.org/news/public-notice-legal-ads>; and

WHEREAS, the Apex Town Council does hereby find as a fact that said petition meets the requirements of G.S.§160A-58.1, as amended.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of Apex, North Carolina:

Section 1. By virtue of the authority granted by G.S.§160A-58.1, as amended, the territory described in the attached property description and also shown as "Annexation Area" on the below identified survey plat is hereby annexed and made part of the Town of Apex, North Carolina, as of the date of adoption of this Ordinance on June 16, 2020. The survey plat that describes the annexed territory is that certain survey plat entitled "Satellite Annexation Map for the Town of Apex, 3036 New Hill Holleman Road, Thompson & Associates, PA, dated 2/19/2020" and recorded in Book of Maps book number 2020 and page number [REDACTED], Wake County Registry.

Section 2. Upon and after the adoption of this ordinance, the territory described herein and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the Town of Apex, North Carolina, and shall be entitled to the same privileges and benefits as other parts of the Town of Apex. Said territory shall be subject to municipal taxes according to G.S.§160A-58.10, as amended.

Section 3. The Clerk of the Town of Apex, North Carolina shall cause to be recorded in the Office of the Register of Deeds of Wake County and in the Office of the Secretary of State at Raleigh, North Carolina and in the Office of the Wake County Board of Elections an accurate map of the annexed territory, described in Section 1 hereof, together with a duly certified copy of this Ordinance.

Adopted this the 16th day of June 2020.

Jacques K. Gilbert
Mayor

ATTEST:

Donna B. Hosch, MMC, NCCMC
Town Clerk

APPROVED AS TO FORM:

Laurie L. Hohe
Town Attorney

Legal Description

Located in Buckhorn Township, Wake County, North Carolina and being bounded on the west and north by AMH NC Development, LP as described in Deed Book 17296, Page 355 and Book of Maps 2017, Page 81; on the east by New Hill Holleman Road (SR 1127); and on the south by Mahvash Khorsand as described in Deed Book 8627, Page 2402; and being more particularly described as follows:

BEGINNING at an existing iron pipe w/cap at AMH NC Development, LP's corner and in Khorsand's north line having North Carolina State Plane Coordinates N=699902.54 E=2019865.99 (NAD 83-2011, CGF=0.99988918);

Thence N 01°12'27" E 163.52' along the east line of AMH NC Development, LP to an existing iron pipe w/cap ;

Thence S 88°34'54" E 224.65' along the south line of AMH NC Development, LP and passing an existing iron pipe w/cap at 233.45' to a point with the right of way of New Hill Holleman Road;

Thence S 27°42'08" E 176.86' within the right of way of New Hill Holleman Road to an existing iron pipe w/cap at Khorsand's northeast corner;

Thence S 89°45'12" W 310.25' along Khorsand's north line to the Point of Beginning, containing 0.981 acres, more less.

STATE OF NORTH CAROLINA

COUNTY OF WAKE

CLERK'S CERTIFICATION

I, Donna B. Hosch, MMC, NCCMC, Town Clerk, Town of Apex, North Carolina, do hereby certify the foregoing is a true and correct copy of Annexation Ordinance No. 2020-0616-14, adopted at a meeting of the Town Council, on the 16th day of June 2020, the original of which will be on file in the Office of the Town Clerk of Apex, North Carolina.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official Seal of the Town of Apex, North Carolina, this the 18th day of June 2020.

Donna B. Hosch, MMC, NCCMC
Town Clerk

(SEAL)