



TOWN OF APEX, NORTH CAROLINA

Municipality No. 333

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

ORDINANCE NO. 2026-_____
SATELLITE ANNEXATION PETITION NO. 829
3501 US Highway 64 West – 14.75 acres

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 May 12, 2026, after due notice by posting to the Town of Apex website, <http://www.apexnc.org/news/public-notices-legal-ads>; and

WHEREAS, the Apex Town Council finds that the area described therein meets the standards of G.S.§160A-58.1(b), to with:

- a) The nearest point on the proposed satellite corporate limits is not more than three (3) miles from the corporate limits of the Town;
- b) No point on the proposed satellite corporate limits is closer to another municipality than to the Town;
- c) The area described is so situated that the Town will be able to provide the same services within the proposed satellite corporate limits that it provides within the primary corporate limits;

- d) No subdivision, as defined in G.S. 160A-376, will be fragmented by this proposed annexation;

WHEREAS, the Apex Town Council further finds that the petition has been signed by all the owners of real property in the area who are required by law to sign; and

WHEREAS, the Apex Town Council further finds that the petition is otherwise valid, and that the public health, safety and welfare of the Town and the area proposed for annexation will be best served by annexing the area described;

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-58.2, as amended, the non-contiguous territory described in the attached property description and also shown on the below identified survey plat entitled "SATELLITE ANNEXATION MAP FOR TOWN OF APEX" is hereby annexed and made part of the Town of Apex, North Carolina, as of the date of adoption of this Ordinance on May 12, 2026. The total area to be annexed is identified on the aforementioned plat map as "N/F SHELTON PROPERTY INVESTMENTS, LLC" also known as PIN No. 0722-04-7650. The survey plat printed date is April 02, 2026, and Land Surveyor dated April 02, 2026, and recorded in Book of Maps book number 2026 and page number _____, 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 12th day of May, 2026.

Jacques K. Gilbert
Mayor

ATTEST:

Allen L. Coleman, CMC
Town Clerk

APPROVED AS TO FORM:

Laurie L. Hohe
Town Attorney

Legal Description

ANNEXED AREA DESCRIPTION

BEGINNING AT AN EXISTING IRON PIPE AT THE SOUTHERN RIGHT OF WAY OF US HWY 64; HAVING STATE PLANE COORDINATES OF N: 725,306.40' E: 2,020,548.52' (NAD83/2011)

THENCE DEPARTING FROM THE RIGHT OF WAY OF US HWY 64 ALONG THE EXISTING APEX TOWN LIMITS S 01°36'36" W A DISTANCE OF 973.81' ;

THENCE CONTINUING ALONG THE EXISTING APEX TOWN LIMITS S 01°57'01" W A DISTANCE OF 417.06' ;

THENCE CONTINUING ALONG THE EXISTING APEX TOWN LIMITS S 88°56'26" E A DISTANCE OF 508.99' ;

THENCE ESTABLISHING THE NEW APEX TOWN LIMITS THE FOLLOWING BEARINGS AND DISTANCES: N 04°55'57" W A DISTANCE OF 403.67' ;

THENCE N 87°00'24" W A DISTANCE OF 0.53' ;

THENCE WITH A CURVE TURNING TO THE RIGHT WITH AN ARC LENGTH OF 603.41', WITH A RADIUS OF 3902.17', WITH A CHORD BEARING OF N 00°31'56" W , WITH A CHORD LENGTH OF 602.81';;

THENCE N 87°08'00" W A DISTANCE OF 20.14' ;

THENCE WITH A CURVE TURNING TO THE RIGHT WITH AN ARC LENGTH OF 455.76', WITH A RADIUS OF 3889.00', WITH A CHORD BEARING OF N 07°17'12" E , WITH A CHORD LENGTH OF 455.50';;

THENCE S 82°51'30" W A DISTANCE OF 467.80' ;

WHICH IS THE POINT OF BEGINNING,

HAVING AN AREA OF 642323.6 SQUARE FEET, 14.746 ACRES

ORDINANCE NO. 2026-_____
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3501 US Highway 64 West – 14.75 acres

STATE OF NORTH CAROLINA

COUNTY OF WAKE

CLERK'S CERTIFICATION

I, Allen L. Coleman, Town Clerk, Town of Apex, North Carolina, do hereby certify the foregoing is a true and correct copy of Satellite Annexation Ordinance No. 2026-_____, adopted at a meeting of the Town Council, on the 12th day of May, 2026, 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 12th day of May, 2026.

Allen L. Coleman, CMC
Town Clerk

(SEAL)