



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. 2021-0309-08  
ANNEXATION PETITION NO. #707  
Lufkin Leased Fee, LLC

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-31, 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 March 9, 2021, 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-31, 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-31, 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 March 9, 2021. The survey plat that describes the annexed territory is that certain survey plat entitled "Annexation Map for The Town of Apex, EDR Engineering, dated February 3, 2021" and recorded in Book of Maps book number 2021 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 9<sup>th</sup> day of March 2021.

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Jacques K. Gilbert  
Mayor

ATTEST:

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Donna B. Hosch, MMC, NCCMC  
Town Clerk

APPROVED AS TO FORM:

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Laurie L. Hohe  
Town Attorney

Legal Description

The description hereon is of a tract of land situated in Wake County, North Carolina having Wake County Parcel Identification Numbers (WC PIN) of #0751-27-6575, Book of Maps (B.M.) 2012 Page (PG) 584. Said tract of land is now or formerly owned by Lufkin Lease Fee, LLC. The following description is the exterior boundary of said parcel for Annexation purposes. Lying and being in the County of Wake, State of North Carolina and more particularly described as follows: Beginning at a Point (POB) located on the South Right of Way of Lufkin Road, an existing Right of Way, being a variable width public right of way, said point having the NC Grid (NAD83) coordinate of N=717,853.59 and E=2,052,482.54, said coordinates from above B.M 2012 PG 584,; Thence run with said Right of Way along an arc to the left of said curve, having a Radius of 582.50 feet, a Chord Bearing of S 76°43'54" E and a Chord Length of 377.99 feet, for an Arc Length of 384.96 feet to a point, said point being a common corner with a tract of land having the Wake County PIN #0751-37-1753 now or formerly owned by NGO TU HA, LLC,; Thence run with the HA tract S 04°03'31" W for a distance of 132.59 feet to a point, said point being the common corner with a tract of land having the WC PIN #0751-37-1306, now or formerly owned by 2410 LTD Partners, LLC,; Thence leaving said HA tract run with said Partners tract S 00°39'43" E for a distance of 290.03 feet to a point, said point being the common corner with a tract of land having the WC PIN #0751-27-6002, now or formerly owned by 1701 Pinnacle Center, LLC., Thence leaving said Partners tract run with said Pinnacle Center LLC tract N 87°54'34" W a distance of 435.84 feet to a point, said point being the common corner with a tract of land having the WC PIN #0751-27-1697, now or formerly owned by BCP Lufkin, LLC., Then run with said BCP tract the following three (3) courses: N 36°51'20" E for a distance of 156.98 feet to a point, N 20°07'19" E for a distance of 173.85 feet to a point, N 21°27'11" W for a distance of 219.50 feet to a point, said point being the Point of Beginning. Said annexation area containing 144,952 sq. ft / 3.33 acres ±. Property is subject to any and all easements either recorded or implied.

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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. 2021-0309-08, adopted at a meeting of the Town Council, on 9<sup>th</sup> day of March, 2021 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 10<sup>th</sup> day of March 2021.

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Donna B. Hosch, MMC, NCCMC  
Town Clerk

(SEAL)