



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. 2021-0810-24
ANNEXATION PETITION NO. #714
Apex Properties & Rentals, LLC and Eura Tunstall (1533 and 1537 Old Ivey 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-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 August 10, 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 August 10, 2021. The survey plat that describes the annexed territory is that certain survey plat entitled "Satellite Annexation Map of the Town of Apex Eura Elizabeth Tunstall and Apex Properties & Rentals LLC, Smith & Smith Surveyors, P.A., dated June 18, 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 10th day of August 2021.

Jacques K. Gilbert
Mayor

ATTEST:

Donna B. Hosch, MMC, NCCMC
Town Clerk

APPROVED AS TO FORM:

Laurie L. Hohe
Town Attorney

Legal Description

Lying and being in White Oak Township, Wake County, North Carolina and described more fully as follows to wit:

BEGINNING at the southeast corner of Lot 23 (B.M. 1973, Pg. 180); thence South 08° 25' 00" West, 410.60 feet to a point; thence South 60° 35' 00" West, 108.50 feet to a point; thence South 55° 34' 25" West, 113.07 feet to a point; thence South 48° 55' 59" West, 83.36 feet to a point; thence North 67° 42' 45" West, 478.14 feet to a point; thence North 31° 09' 25" East, 262.05 feet to a point; thence South 70° 06' 25" East, 20.05 feet to a point; thence South 40° 07' 05" East, 141.48 feet to a point; thence South 55° 17' 10" East, 100.00 feet to a point; thence South 68° 25' 50" East, 261.39 feet to a point; thence North 60° 35' 00" East, 77.59 feet to a point; thence a curve to the right North 42° 24' 56" West, 541.82 feet (chord), 573.00 feet (radius) to a point; thence North 89° 42' 00" East, 480.12 feet to the BEGINNING, containing 5.3821 total acres more or less as shown on a map prepared by Smith & Smith Surveyors, P.A. entitled "Annexation Map for the Town Of Apex, Eura Elizabeth Tunstall, and Apex Properties & Rentals LLC", dated June 18, 2021.

This description prepared for the sole purpose to annex a municipal boundary and for no other use.

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. 2021-0810-24, adopted at a meeting of the Town Council, on the 10th day of August, 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 11th day of August 2021.

Donna B. Hosch, MMC, NCCMC
Town Clerk

(SEAL)