



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. 2023-
SATELLITE ANNEXATION PETITION NO. 743
7624 Reams Ct. – 5.45 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 February 14, 2023, 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 wit:

- 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 described non-contiguous territory is hereby annexed and 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 February 14, 2023. The survey plat that describes the annexed territory is that certain survey plat entitled Satellite Annexation Map for the Town of Apex (PIN#0733-11-4344), dated October 21, 2022 and revised November 15, 2022" and recorded in Book of Maps book number 2023 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 14th day of February, 2023.

Jacques K. Gilbert
Mayor

ATTEST:

Allen L. Coleman, CMC, NCCCC
Town Clerk

APPROVED AS TO FORM:

Laurie L. Hohe
Town Attorney

Legal Description

Being 5.450 acres known as Lot 10 Castlereagh North - Section III, having Wake County Pin #0733114344, located in Wake County, North Carolina, having a physical address of 7624 Reams Court, Apex, NC 27523, and being more particularly described as follows:

Beginning at an Existing Iron Pipe located in the centerline of Hickory Mountain Road, an existing private road, also being on the current Town of Apex corporate limits, and having NC grid coordinates N - 731527.62' E - 2031023.04', being the point and place of beginning.

THENCE North 88 degrees 41 minutes 31 seconds East for a distance of 653.89 feet along the centerline of Hickory Mountain Road to an EIP;

THENCE South 00 degrees 51 minutes 32 seconds West for a distance of 508.13 feet to an EIP;;

THENCE North 69 degrees 14 minutes 35 seconds West for a distance of 216.37 feet to an EIP;;

THENCE North 80 degrees 04 minutes 38 seconds West for a distance of 428.62 feet to an EIP on the right of way of Reams Court;

THENCE along a curve to the left having a radius of 50.00 feet and an arc length of 67.50 feet, being subtended by a chord of North 06 degrees 08 minutes 21 seconds East for a distance of

62.49 feet to an EIP W/CAP on the right of way of Reams Court;

THENCE North 79 degrees 07 minutes 10 seconds East for a distance of 151.32 feet to an EIP;;

THENCE North 37 degrees 19 minutes 32 seconds West for a distance of 316.77 feet to an EIP being the Point and Place of Beginning.

Together with and subject to covenants, easements, and restrictions of record.

Said property contains 5.45 acres more or less.

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. 2023-_____, adopted at a meeting of the Town Council, on the 14th day of February, 2023, 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 14th day of February, 2023.

Allen L. Coleman, CMC, NCCCC
Town Clerk

(SEAL)