



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. 2020-0304-11
ANNEXATION PETITION NO. #684
7101 Beaver Trail (Padgett Property)

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 4, 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-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 4, 2020. The survey plat that describes the annexed territory is that certain survey plat entitled "Annexation Map for the Town of Apex, Property owned by Ronald S. Padget and Linda W. Padget, Smith and Smith, Surveyors, P.A., dated December 18, 2019" 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 4th day of March 2020.

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 Buckhorn Township, Wake County, North Carolina and described more fully as follows to wit:

BEGINNING at a calculated point being the westernmost corner of Tanya L. Adderson-Davidson in the northern property line of Robert Alan Rossi; thence with the aforesaid northern property line of Rossi, North 52°15'04" West, 159.02 feet to a calculated point on the eastern right-of-way of Beaver Trail (N.C.S.R. No. 1193); thence the following two (2) courses and distances with the aforesaid right-of-way North 31°21'05" East, 63.04 feet to a calculated point, and a curve in a clockwise direction having a radius of 470.86 feet, a length of 133.77 feet and a chord of North 39°29'25" East, 133.32 feet to a calculated point; thence a line crossing Beaver Trail (N.C.S.R. No. 1193), North 50°14'26" West, 60.50 feet to a calculated point, on the western right-of-way of Beaver Trail (N.C.S.R. No. 1193) and being the northeastern corner of David Graham Ball; thence the following two (2) courses and distances with the western right-of-way of Beaver Trail (N.C.S.R. No. 1163), a curve in a clockwise direction having a radius of 530.86 feet, a length of 66.70 feet and a chord of North 50°20'02" East, 66.66 feet to a calculated point and North 53°56'00" East, 230.00 feet to a calculated point in the centerline of Kelly Road (N.C.S.R. No. 1163); thence the following two (2) courses and distances with the centerline of Kelly Road (N.C.S.R. No. 1163), South 36°04'00" East, 199.78 feet to a calculated point and South 35°12'31" East, 114.64 feet to a calculated point in the aforesaid road centerline; thence to and with the northern property line of Tanya L. Anderson-Davidson, South 59°31'16" West, 425.00 feet to the point and place of BEGINNING, containing 2.70 acres more or less. The above described tract of land being all of Wake County PIN 0731.01-19-7617 and portions of Kelly Road (N.C.S.R. No. 1163) right-of-way and Beaver Trail (N.C.S.R. No. 1193) right-of-way.

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. 2020-0304-11, adopted at a meeting of the Town Council, on the 4th day of March 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 5th day of March 2020.

Donna B. Hosch, MMC, NCCMC
Town Clerk

(SEAL)