



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. 2025-
SATELLITE ANNEXATION PETITION NO. 792
JAINIX SOUTH – JENKS ROAD – 7.243 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 April 08, 2025, 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 described non-contiguous territory is hereby annexed and described in the attached property description and also shown as "NEW TOWN OF APEX CORPORATE LIMITS", 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 April 08, 2025. The survey plat that describes the annexed territory is that certain survey plat entitled "JAINIX SOUTH SATELLITE ANNEXATION PLAT". The survey plat printed date is October 18, 2024, and Land Surveyor dated March 10, 2025, PIN No. 0733-10-8632, 0733-10-8321, 0733-10-8018, and 0732-19-8808, and recorded in Book of Maps book number 2025 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 08th day of April, 2025.

Jacques K. Gilbert
Mayor

ATTEST:

Allen L. Coleman, CMC, NCCCC
Town Clerk

APPROVED AS TO FORM:

Laurie L. Hohe
Town Attorney

Legal Description

Jainix South Annexation

Being a parcel of land located in White Oak Township, Town of Apex, Wake County, North Carolina, Being Lots 1-3 of the Jainix South Phase 1 as recorded in BM2023 PG 409 and the Jainix, LLC property as recorded in DB 17239 PG 1509 in the Wake County Register of Deeds and being more specifically described as follows:

Beginning at a found iron pipe at the common corner with the Jainix Green Subdivision as recorded in DB 2022 PG 1032-1033 and marking the westerly right-of-way margin of NC Highway 540 being the northeast corner of this property and having NC State Plane Coordinates of North 730,846.99 and East 2,032,014.85.

Thence along the westerly right-of-way of NC Highway 540 the following six (6) calls:
South 11 deg. 57 min. 17 sec. West, 96.01 feet to a found aluminum disk.

Thence, South 06 deg. 05 min. 06 sec. West, 358.64 feet to a set 1/2" iron rod capped ELI-LLC.

Thence, South 06 deg. 05 min. 06 sec. West, 155.72 feet to a found aluminum disk.

Thence, South 03 deg. 05 min. 34 sec. West, 17.81 feet to a found iron pipe.

Thence, South 03 deg. 05 min. 34 sec. West, 288.57 feet to a found aluminum disk.

Thence, South 04 deg. 49 min. 59 sec. East, 53.68 feet to a found aluminum disk.

Thence, leaving said right-of-way, South 02 deg. 42 min. 52 sec. East, 278.56 feet to a point at the northwest corner of Carillon Assisted Living of Apex, LLC a Delaware limited liability company as recorded in DB 19442 PG 778-783; said point located on the southerly right-of-way margin of Jenks Road, NCSR 1601.

Thence, along said right-of-way of Jenks Road, NCSR 1601 the following two (2) calls:
North 81 deg. 56 min. 11 sec. West, 131.39 feet to a point.

Thence, along a curve to the right having a radius of 2080.00 feet, an arc length 106.41 feet, a chord bearing of South 87 deg. 01 min. 42 sec. West, and a chord length of 106.40 feet.

Thence leaving said right-of-way, North 00 deg. 59 min. 54 sec. West, 159.84 feet to an iron pipe found on the northerly right-of-way margin of Jenks Road, NCSR 1601; said

pipe marking the southwest corner of Lot 4 of Jainix South Subdivision and being a common corner with Reams Grove Homeowners Association, Inc as recorded in DB 19476 PG 1494. PG 2 of 2

Thence along the common line with Reams Grove Homeowners Association, Inc, the following for (4) calls: North 00 deg. 50 min. 02 sec. West, 161.59 feet to a found iron pipe

Thence, North 00 deg. 50 min. 02 sec. West, 285.60 feet to a set 1/2" iron rod capped ELI-LLC.

Thence, North 00 deg. 50 min. 02 sec. West, 172.63 feet to a set 1/2" iron rod capped ELI-LLC.

Thence, North 00 deg. 50 min. 02 sec. West, 81.25 feet to a found iron pipe at the common corner of John & Kristel Weldon as recorded in DB 16653 PG 1598.

Thence, North 00 deg. 50 min. 02 sec. West, 365.09 feet along the common line of John & Kristel Weldon to a found iron pipe at the common corner of Jainix Green Subdivision as recorded in DB 2022 PG 1032-1033.

Thence, North 89 deg. 15 min. 22 sec. East, 327.90 feet along the common line of Jainix Green Subdivision to the point of Beginning.

Containing 315,515 square feet or 7.241 acres (42,402 square feet or 0.973 acres for right-of-way of Jenks Road, NCSR 1601 & 27,623 square feet or 0.634 acres for Jainix Drive-Private right-of-way) The bearings for this description are based on North Carolina State Plane (2011). Distances are Ground units in U.S. Survey feet with a combination factor of 0.99989624 ground to grid.

Subject to all easements and rights-of-way of record.

Basis of bearing: NC State Plane Coordinate System (NAD 83/2011.)

Reference is hereby made to the attached Satellite Annexation Plat prepared by Energy Land & Infrastructure, PLLC dated February 20, 2025.

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. 2025-_____, adopted at a meeting of the Town Council, on the 08th day of April, 2025, 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 08th day of April, 2025.

Allen L. Coleman, CMC, NCCCC
Town Clerk

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