



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. 2021-0427-10
ANNEXATION PETITION NO. #701
Edwin A. Goodwin Testamentary Trust and Judy G. Hackney, Trustee (Hackney
Tracts)

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 23, 2021 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 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 April 27, 2021. The survey plat that describes the annexed territory is that certain survey plat entitled Insert "Annexation Map for the Town of Apex., WithersRavenel Engineers, Planners, Surveyors dated November 2, 2020" 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 27th day of April 2021.

Jacques K. Gilbert
Mayor

ATTEST:

Donna B. Hosch, MMC, NCCMC
Town Clerk

APPROVED AS TO FORM:

Laurie L. Hohe
Town Attorney

Legal Description

Beginning at an Existing Iron Pipe Located on the Northern Right of Way of Olive Chapel Road (SR#1160) and having North Carolina Grid Coordinates (NAD83, 2011), N: 719,361.07', E: 2,023,999.59'; said Iron Pipe also being the Southeast corner of Common Area 2, "Haley at Smith Farms", Book of Maps 2018, Page 934, Wake County Registry. Thence leaving said Right of Way, North 02°31'13" East, 385.44' to a point, Thence South 62°35'47" East, 49.52' to a point, Thence South 64°57'29" East, 454.32' to a point, Thence South 44°47'18" East, 40.09' feet to a point located in the centerline of Olive Chapel Road,

Thence South 70°19'56" West, 26.36' feet to a point in the centerline of the road, Thence South 01°02'11" West, 37.60' feet to a point located on the Southern Right of Way of Olive Chapel Road, Thence continuing along the Right of Way of Olive Chapel Road, South 70°23'37" West, 98.86' feet to a point, Thence South 70°22'07" West, 100.00' feet to a point, Thence South 70°21'56" West, 214.57' feet to a point, Thence North 03°31'36" West, 5.21' feet to a point, Thence South 70°19'30" West, 94.12' feet to a point, Thence Leaving the Southern Right of Way of Olive Chapel Road North 02°31'13" East, 32.27' feet to a point, Thence North 02°31'13" East, 32.69' feet to a point, Thence North 02°31'13" East, 5.41' feet to an Existing Iron Pipe, the point and place of Beginning and containing an area of 2.867 Acres, (124,897 sf), more or less.

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. 2021-0427-10, adopted at a meeting of the Town Council, on the 27th day of April, 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 28th day of April 2021.

Donna B. Hosch, MMC, NCCMC
Town Clerk

(SEAL)