



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. 2024-
ANNEXATION PETITION NO. 767
APEX COMMERCE CENTER LOT E | 5125 JESSIE DRIVE - 27.5221 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-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 May 28th, 2024, 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 November 28, 2023. The survey plat that describes the annexed territory is that certain survey plat entitled "Annexation Map for the Town of Apex, White Oak Township", PIN: 0751-32-2322, Land Surveyor dated April 16, 2024 and map print dated July 26, 2023" and recorded in Book of Maps book number 2024 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 28th day of May, 2024.

Jacques K. Gilbert
Mayor

ATTEST:

Allen L. Coleman, CMC, NCCCC
Town Clerk

APPROVED AS TO FORM:

Laurie L. Hohe
Town Attorney

Legal Description

BEGINNING AT AN EXISTING CONCRETE MONUMENT, SAID MONUMENT BEING THE SOUTHEASTERN PROPERTY CORNER OF TRACT D AS SHOWN IN BOOK OF MAPS 2021, PAGE 2111, WAKE COUNTY REGISTRY AND ALSO BEING THE SOUTHWESTERN PROPERTY CORNER OF LANDS NOW OR FORMERLY OWNED BY CAREY C. JONES MEMORIAL PARK INC. AS RECORDED IN WILL BOOK 3, PAGE 41, WAKE COUNTY REGISTRY AND HAVING NC GRID (NAD '83/2011) COORDINATES OF N: 712,817.717 FEET AND E: 2,053,329.758 FEET; THENCE ALONG SAID SOUTHERN LINE S 87°14'05" E A DISTANCE OF 659.90 FEET TO AN EXISTING CONCRETE MONUMENT, SAID MONUMENT BEING A WESTERN PROPERTY CORNER OF LOT 1A AS SHOWN IN BOOK OF MAPS 1987, PAGE 1199, WAKE COUNTY REGISTRY; THENCE ALONG SAID WESTERN LINE S 01°34'58" W A DISTANCE OF 267.75 FEET TO AN EXISTING IRON

PIPE, SAID PIPE BEING THE NORTHEASTERN PROPERTY CORNER OF LANDS NOW OR FORMERLY OWNED BY MFW INVESTMENTS LLC AS RECORDED IN DEED BOOK
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17311, PAGE 557, WAKE COUNTY REGISTRY; THENCE ALONG SAID NORTHERN LINE N 88°25'33" W 250.01 FEET TO AN EXISTING IRON PIPE; THENCE S 01°35'32" W A DISTANCE OF 522.77 FEET TO AN EXISTING IRON PIPE; THENCE S 88°25'34" E A DISTANCE OF 188.07 FEET TO A POINT ON THE NORTHERN RIGHT-OF-WAY OF JESSIE DRIVE; THENCE S 88°25'34" E A DISTANCE OF 61.92 FEET TO A POINT; THENCE S 01°35'40" W A DISTANCE OF 36.49 FEET TO A POINT ON THE SOUTHERN RIGHT-OF-WAY OF JESSIE DRIVE, SAID POINT BEING A NORTHERN PROPERTY CORNER OF LANDS NOW OR FORMERLY OWNED BY HORTON PARK MF LLC AS SHOWN IN BOOK OF MAPS 2023, PAGE 366, WAKE COUNTY REGISTRY; THENCE ALONG AND WITH SAID RIGHT-OF-WAY S 65°28'34" W A DISTANCE OF 373.08 FEET TO A POINT; THENCE LEAVING SAID SOUTHERN RIGHT-OF-WAY N 24°30'10" W A DISTANCE OF 60.00 FEET CROSSING TO A POINT ON THE NORTHERN RIGHT-OF-WAY OF JESSIE DRIVE; THENCE LEAVING SAID RIGHT-OF-WAY N 24°30'10" W A DISTANCE OF 8.98 FEET TO A POINT, SAID POINT BEING THE NORTHEASTERN PROPERTY CORNER OF LANDS NOW OR FORMERLY OWNED BY HORTON PARK INVESTMENTS LLC AS SHOWN IN BOOK OF MAPS 2022, PAGE 1378, WAKE COUNTY REGISTRY; THENCE S 66°43'02" W A DISTANCE OF 199.17 FEET TO A POINT; THENCE N 87°52'55" W A DISTANCE OF 25.01 FEET TO A POINT; THENCE ALONG AND WITH A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 880.00 FEET, A CHORD BEARING OF S 73°52'27" W AND A CHORD DISTANCE OF 159.71 FEET TO A POINT, SAID POINT BEING THE SOUTHEASTERN PROPERTY CORNER OF LANDS NOW OR FORMERLY OWNED BY STEPHENS ENTERPRISES LLC AS SHOWN IN BOOK OF MAPS 2023, PAGE 366, WAKE COUNTY REGISTRY; THENCE N 87°53'11" W A DISTANCE OF 469.75 FEET TO A POINT; THENCE N 87°55'17" W A DISTANCE OF 112.19 FEET TO A POINT ON THE EASTERN RIGHT-OF-WAY OF PRODUCTION DRIVE; THENCE ALONG AND WITH SAID RIGHT-OF-WAY N 01°22'28" E A DISTANCE OF 1,086.32 FEET TO AN EXISTING IRON PIPE; THENCE S 86°56'41" E A DISTANCE OF 10.00 FEET TO AN EXISTING IRON PIPE, SAID PIPE BEING THE SOUTHEASTERN PROPERTY CORNER OF TRACT C AS SHOWN IN BOOK OF MAPS 2021, PAGE 2111, WAKE COUNTY REGISTRY; THENCE S 86°56'41" E A DISTANCE OF 639.65 FEET TO THE POINT OF BEGINNING, CONTAINING 27.5221 ACRES.

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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 Annexation Ordinance No. 2024-_____, adopted at a meeting of the Town Council, on the 28th day of May, 2024, 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 May, 2024.

Allen L. Coleman, CMC, NCCCC
Town Clerk

(SEAL)