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# AFFIDAVIT OF PUBLICATION

Account #	Order Number	Identification	Order PO	Amount	Cols	Depth
19949	421535	Print Legal Ad-IPL01228970 - IPL0122897		\$4,151.80	2	56 L

**Attention: Town Clerk, Allen Coleman**

TOWN OF APEX  
 PO BOX 250  
 APEX, NC 275022312

Allen.Coleman@apexnc.org

**RESOLUTION NO. 2023-030 PUBLIC NOTICE A RESOLUTION OF INTENT OF THE TOWN COUNCIL TO CONSIDER THE CLOSING OF A PORTION OF BURMA DRIVE LOCATED SOUTH OF GOODWORTH DRIVE AND NORTH OF PRISTINE WATER DRIVE AND BETWEEN TWO TRACTS OWNED BY APEX INDUSTRIAL OWNER 3 LLC.**

WHEREAS, G.S. 160A-299 authorizes the Town Council to close public streets and alleys; and

WHEREAS, the Town Council considers it advisable to conduct a public hearing for the purpose of giving consideration to the closing of a portion of Burma Drive; NOW, THEREFORE, BE IT RESOLVED by the Town Council that:

(1) A Public Hearing will held be at 6:00 p.m. on the 13th day of June, 2023, in the Town of Apex Town Council Chambers at the Apex Town Hall to consider a resolution closing of that portion of Burma Drive located south of Goodworth Drive and north of Pristine Water Drive and between two tracts owned by Apex Industrial Owner 3, LLC, designated as PIN # 0751-04-3020 and PIN # 0751-13-2324 by the Wake County Revenue Department, and as shown on Book of Maps 2021, Pages 0492-0493, Wake County Registry.

(2) The Town Clerk is hereby directed to publish this Resolution of Intent once a week for four consecutive weeks in a newspaper of general circulation in the area. (3) The Town Clerk is further directed to transmit by registered or certified mail to each owner of property abutting upon that portion of said street a copy of this Resolution of Intent.

(4) The Planning Director is directed to prominently post notices of this Resolution of Intent and the scheduled public hearing in at least two locations along Burma Drive in the area of the portions to be abandoned.

This the 9th day of May, 2023.

Introduced by Mayor Pro-Tempore: Audra Killingsworth; Seconded by Councilmember: Brett Gantt, and passed unanimously (5-0) with the following members voting in the affirmative: Mayor Pro-Tempore, Audra Killingsworth, Councilmember Arno Zegerman, Councilmember Brett Gantt, Councilmember Terry Mahaffey, and Councilmember Ed Gray. All Councilmembers were present and Mayor Jacques K. Gilbert presided over the meeting.

A copy of the resolution is on file in the Town Clerk's Office and is available for public inspection Monday through Friday between the hours of 8:00 a.m. and 5:00 p.m. The Office of the Town Clerk is located on the 2nd Floor of the Apex Town Hall, 73 Hunter Street, Apex, North Carolina

Residents may submit written comments in advance of the public hearing to the Town Council with attention marked to the Town Clerk Allen Coleman; P.O. Box 250; Apex, NC 27502 or by 2 email at townclerk@apexnc.org. Please use subject line "Road Closure - Burma Drive" and include your first and last name, your address, and your phone number in your written statements. Written comments will be accepted until 3:00 PM on Tuesday, June 13, 2023.

Members of the public can access and view the meeting on the Town's YouTube Channel <https://www.youtube.com/c/TownofApexGov> or attend in-person.

Anyone needing special accommodations to attend this meeting and/or if this information is needed in an alternative format, please contact the Town Clerk's Office. The Town Clerk is located at 73 Hunter Street in Apex Town Hall on the 2nd Floor, (email) allen.coleman@apexnc.org or (phone) 919-249-1260. We request at least 48 hours' notice prior to the meeting to make the appropriate arrangements.

Allen Coleman, CMC, NCCCC  
 Town Clerk  
 Town of Apex, North Carolina  
 IPL0122897  
 May 19,26,Jun 2,9 2023

**STATE OF NORTH CAROLINA  
 COUNTY OF WAKE, COUNTY OF DURHAM**

Before the undersigned, a Notary Public of Dallas County, Texas, duly commissioned and authorized to administer oaths, affirmations, etc., personally appeared Tara Pennington, who being duly sworn or affirmed, according to law, doth depose and say that he or she is Accounts Receivable Specialist of the News & Observer Publishing Company, a corporation organized and doing business under the Laws of the State of North Carolina, and publishing a newspaper known as The News & Observer, Wake and State aforesaid, the said newspaper in which such notice, paper, document, or legal advertisement was published was, at the time of each and every such publication, a newspaper meeting all of the requirements and qualifications of Section 1-597 of the General Statutes of North Carolina and was a qualified newspaper within the meaning of Section 1-597 of the General Statutes of North Carolina, and that as such he or she makes this affidavit; and is familiar with the books, files and business of said corporation and by reference to the files of said publication the attached advertisement for TOWN OF APEX was inserted in the aforesaid newspaper on dates as follows:

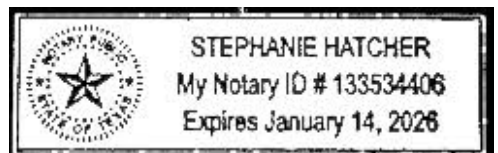
4 insertion(s) published on:  
 05/19/23, 05/26/23, 06/02/23, 06/09/23

*Tara Pennington*

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

*Stephanie Hatcher*

Notary Public in and for the state of Texas, residing in Dallas County



Extra charge for lost or duplicate affidavits.  
 Legal document please do not destroy!