



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. 773

CHICK-FIL-A
1075 SOUTH HUGHES STREET - 3.431 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 February 27, 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 February 27, 2024. 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(S): 0741665093 Land Surveyor dated August 9, 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 27th day of February, 2024.

Jacques K. Gilbert
Mayor

ATTEST:

Allen L. Coleman, CMC, NCCCC
Town Clerk

APPROVED AS TO FORM:

Laurie L. Hohe
Town Attorney

Legal Description

1075 South Hughes Street

3.431 ACRE ANNEXATION TRACT

Beginning at a concrete monument being located at the right of way intersection of the north right of way of South Hughes St. and the east right or way of Apex Peakway having NC. Grid coordinates of N: 715,811.3829 and E: 2,046,204.7261; thence along Apex Peakway N 22°16'40" W for 98.98 feet to a concrete monument; thence along

curve concave to the east having a radius of 918.64 feet, an arc of 460.89 feet and a chord of N 26°08'51" E for 456.07 feet to an iron pin; thence leaving said right of way and following the common line of Hack (TMS. 0741667003) the following: S 48°37'44" E for 155.15 feet; S 48°37'44" E for 16.52 feet; S 20°56'20" W for 74.11 feet; S 00°51'32" E for 44.60 feet; S 44°40'45" E for 51.58 feet; S 56°34'25" E for 27.28 feet; S 54°45'40" E for 28.16 feet; S 49°43'03" E for 105.93 feet; S 48°11'50" W for 159.84 feet; S 14°42'36" W for 78.39 feet; S 30°17'24" E for 42.43 feet to an iron pin located on the north right of way of South Hughes St.; thence along Hughes St. N 75°18'24" W for 322.21 feet to the Point of Beginning. Said tract contains 3.431 or 149,467 square feet more or less

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 27th day of February 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 27th day of February 2024.

Allen L. Coleman, CMC, NCCCC
Town Clerk

(SEAL)