

PETITION FOR VOLUNTARY ANNEXATION

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Application #: 686 Submittal Date: 4/9/2020
Fee Paid \$ 200.00 Check # 2261

TO THE TOWN COUNCIL APEX, NORTH CAROLINA

1. We, the undersigned owners of real property, respectfully request that the area described in Part 4 below be annexed to the Town of Apex, Wake County, North Carolina.
2. The area to be annexed is contiguous, non-contiguous (satellite) to the Town of Apex, North Carolina and the boundaries are as contained in the metes and bounds description attached hereto.
3. If contiguous, this annexation will include all intervening rights-of-way for streets, railroads and other areas as stated in G.S. 160A-31(f), unless otherwise stated in the annexation amendment.

Owner Information

JS Development Company, LLC

Owner Name (Please Print)

919-389-7595

Phone

J. Dallas Herndon Heirs - Lou D Herndon, Executrix

Owner Name (Please Print)

Phone

Owner Name (Please Print)

Phone

Charles & Annette Herndon

0733-83-7691

Property PIN or Deed Book & Page #

josh@envisionhomesnc.com

E-mail Address

0733-83-9147

Property PIN or Deed Book & Page #

E-mail Address

Property PIN or Deed Book & Page #

E-mail Address

0733-83-5369

Surveyor Information

Surveyor: Smith & Smith Surveyors

Phone: 919-362-7111

Fax: _____

E-mail Address: staley@smithandsmithsurveyors.net

Annexation Summary Chart

Property Information	Reason(s) for annexation (select all that apply)
Total Acreage to be annexed: <u>10.1869</u>	Need water service due to well failure <input type="checkbox"/>
Population of acreage to be annexed: <u>--</u>	Need sewer service due to septic system failure <input type="checkbox"/>
Existing # of housing units: <u>0</u>	Water service (new construction) <input checked="" type="checkbox"/>
Proposed # of housing units: <u>35</u>	Sewer service (new construction) <input checked="" type="checkbox"/>
Zoning District*: <u>PUD-CZ</u>	Receive Town Services <input checked="" type="checkbox"/>

*If the property to be annexed is not within the Town of Apex's Extraterritorial Jurisdiction, the applicant must also submit a rezoning application with the petition for voluntary annexation to establish an Apex zoning designation. Please contact the Planning Department at 919-249-3426 for questions.

PETITION FOR VOLUNTARY ANNEXATION

Application #: 686

Submittal Date: 4/9/2020

COMPLETE IF IN A LIMITED LIABILITY COMPANY

In witness whereof, JS DEVELOPMENT COMPANY, LLC a limited liability company, caused this instrument to be executed in its name by a member/manager pursuant to authority duly given, this the 31 day of MARCH, 2020.

Name of Limited Liability Company JS Development Company, LLC

By:

[Handwritten Signature]

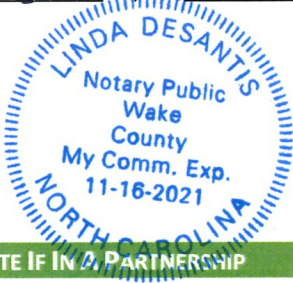
Signature of Member/Manager

STATE OF NORTH CAROLINA
COUNTY OF WAKE

Sworn and subscribed before me, Linda DeSantis a Notary Public for the above State and County, this the 31 day of March, 2020.

[Handwritten Signature]
Notary Public

SEAL



My Commission Expires: _____

COMPLETE IF IN A PARTNERSHIP

In witness whereof, _____ a partnership, caused this instrument to be executed in its name by a member/manager pursuant to authority duly given, this the ____ day of _____, 20____.

Name of Partnership _____

By:

Signature of General Partner

STATE OF NORTH CAROLINA
COUNTY OF WAKE

Sworn and subscribed before me, _____ a Notary Public for the above State and County, this the ____ day of _____, 20____.

Notary Public

SEAL

My Commission Expires: _____

PETITION FOR VOLUNTARY ANNEXATION

Application #: 686

Submittal Date: 4/9/2020

COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Charles Herndon
Please Print

Charles Herndon
Signature

Annette Herndon
Please Print

Annette Herndon
Signature

J Dallas Herndon Heirs
Please Print

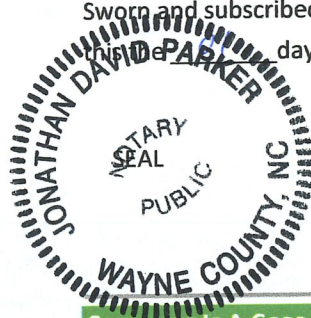
J. Dallas Herndon Heirs
Signature Charles Herndon

Please Print

Signature

STATE OF NORTH CAROLINA
COUNTY OF ~~WAKE~~ Wayne

Sworn and subscribed before me, Jonathan David Parker, a Notary Public for the above State and County,
this April day of 2020.



Jonathan David Parker
Notary Public

My Commission Expires: 01/24/2022

COMPLETE IF A CORPORATION:

In witness whereof, said corporation has caused this instrument to be executed by its President and attested by its Secretary by order of its Board of Directors, this the ____ day of _____, 20____.

Corporate Name _____

SEAL

By: _____
President (Signature)

Attest: _____
Secretary (Signature)

STATE OF NORTH CAROLINA
COUNTY OF WAKE

Sworn and subscribed before me, _____, a Notary Public for the above State and County,
this the ____ day of _____, 20____.

Notary Public

SEAL

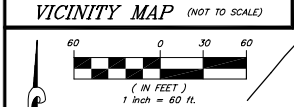
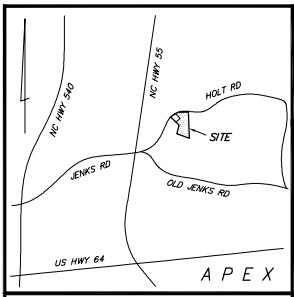
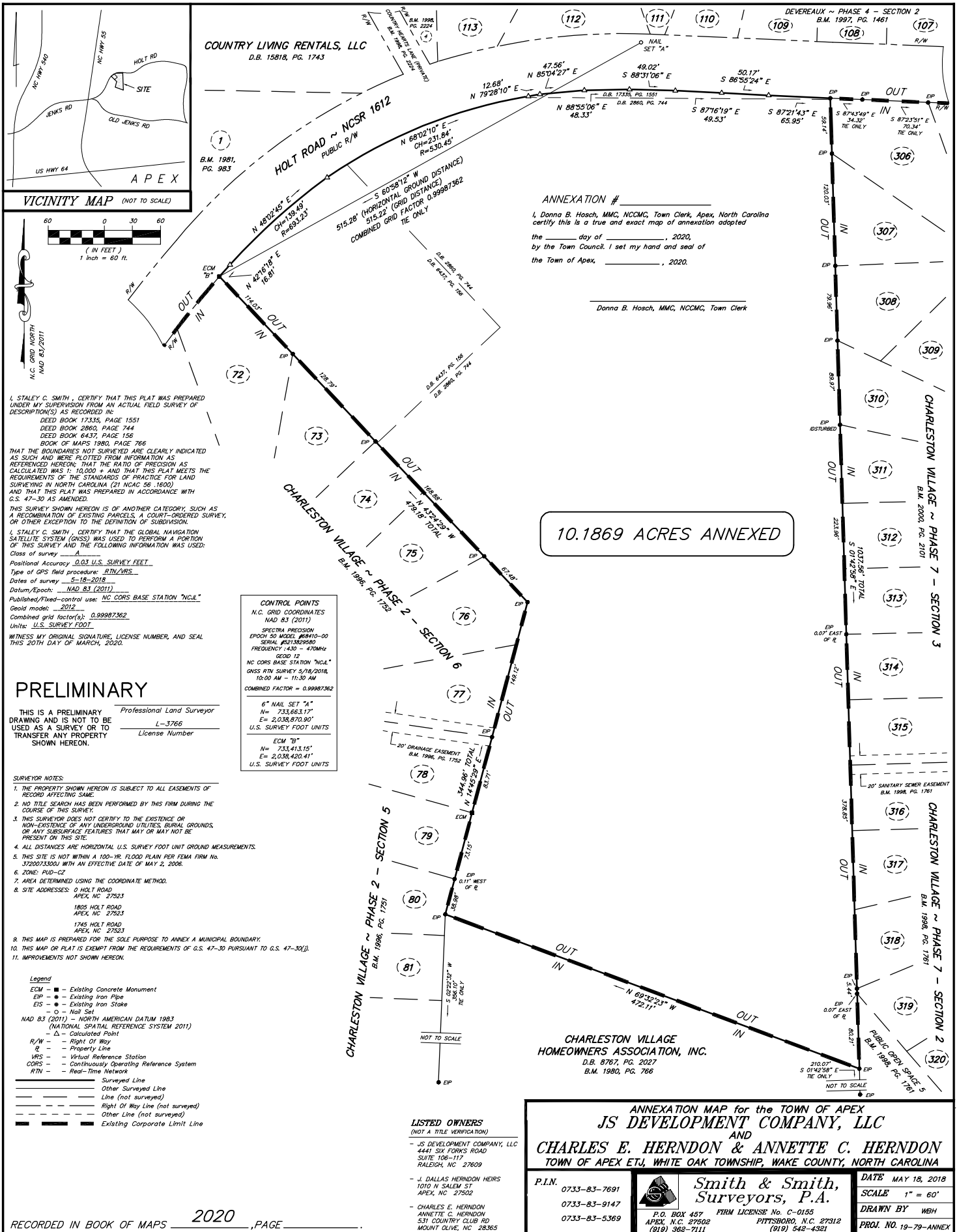
My Commission Expires: _____

Smith & Smith Surveyors, P.A.
P.O. Box 457
Apex, N.C. 27502
(919) 362-7111
Firm License No. C-0155

Lying and being in Town of Apex ETJ, White Oak Township, Wake County, North Carolina and described more fully as follows to wit:

BEGINNING at an existing concrete control monument being the northernmost corner of Lot 72 as shown in B.M. 1996, PG. 1752 bearing NAD (83/2011) N.C. grid coordinate values of N= 733,413.15 U.S. Survey Feet, E= 2,038,420.41 U.S. Survey Feet; thence with the southern right of way of Holt Road ~ NCSR 1612 North 42° 16' 18" East, 16.81 feet to a calculated point; thence a curve to the right North 48° 02' 45" East, 139.49 feet (chord), 693.23 feet (radius) to a calculated point; thence a curve to the right North 68° 02' 10" East, 231.84 feet (chord), 530.45 feet (radius) to a calculated point; thence North 79° 28' 10" East, 12.68 feet to a calculated point; thence North 85° 04' 27" East, 47.56 feet to a calculated point; thence North 88° 55' 06" East, 48.33 feet to a calculated point; thence South 88° 31' 06" East, 49.02 feet to a calculated point; thence South 87° 16' 19" East, 49.53 feet to a calculated point; thence South 86° 55' 24" East, 50.17 feet to a calculated point; thence South 87° 21' 43" East, 65.95 feet to an existing iron pipe on the southern right of way of Holt Road ~ NCSR 1612; thence South 01° 42' 58" East, 1037.56 feet to an existing iron pipe; thence North 69° 32' 23" West, 472.11 feet to an existing iron pipe; thence North 14° 45' 29" East, 344.96 feet to an existing iron pipe; thence North 43° 24' 29" West, 479.18 feet to the BEGINNING containing 10.1869 total acres more or less.

The above-described area is recorded in:
D.B. 17335, PG. 1551 ~ PIN 0733-83-7691
D.B. 2860, PG. 744 ~ PIN 0733-83-9147
D.B. 6437, PG. 156 ~ PIN 0733-83-5369



1. STALEY C. SMITH, CERTIFY THAT THIS PLAT WAS PREPARED UNDER MY SUPERVISION FROM AN ACTUAL FIELD SURVEY OF DESCRIPTION(S) AS RECORDED IN:
 DEED BOOK 17335, PAGE 1551
 DEED BOOK 2860, PAGE 744
 DEED BOOK 6437, PAGE 156
 BOOK OF MAPS 1980, PAGE 766

2. THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED AS SUCH AND WERE PLOTTED FROM INFORMATION AS REFERENCED HEREON. THAT THE RATIO OF PRECISION AS CALCULATED WAS 1:10,000+ AND THAT THIS PLAT MEETS THE REQUIREMENTS OF THE STANDARDS OF PRACTICE FOR LAND SURVEYING IN NORTH CAROLINA (21 NCAC 56.1600) AND THAT THIS PLAT WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED.

3. THIS SURVEY SHOWN HEREON IS OF ANOTHER CATEGORY, SUCH AS A RECOMBINATION OF EXISTING PARCELS, A COURT-ORDERED SURVEY, OR OTHER EXCEPTION TO THE DEFINITION OF SUBDIVISION.

4. STALEY C. SMITH, CERTIFY THAT THE GLOBAL NAVIGATION SATELLITE SYSTEM (GNSS) WAS USED TO PERFORM A PORTION OF THIS SURVEY AND THE FOLLOWING INFORMATION WAS USED:
 Class of survey: A
 Positional Accuracy: 0.03 U.S. SURVEY FEET
 Type of GPS field procedure: RTN/VRS
 Dates of survey: 5-18-2018
 Datum/Epoch: NAD 83 (2011)
 Published/Fixed-control use: NC CORS BASE STATION "NICA"
 Geoid model: 2012
 Combined grid factor(s): 0.99987362
 Units: U.S. SURVEY FOOT

WITNESS MY ORIGINAL SIGNATURE, LICENSE NUMBER, AND SEAL THIS 20TH DAY OF MARCH, 2020.

PRELIMINARY
 THIS IS A PRELIMINARY DRAWING AND IS NOT TO BE USED AS A SURVEY OR TO TRANSFER ANY PROPERTY SHOWN HEREON.

Professional Land Surveyor
 L-3766
 License Number

CONTROL POINTS	
N.C. GRID COORDINATES NAD 83 (2011)	
SPECTRA PRECISION EPOCH 50 MODEL: 86810-00 SERIAL: 621300000 FREQUENCY: 430 - 470MHz GC030.12 NC CORS BASE STATION "NICA" GNSS RTN SURVEY 5/18/2018, 10:00 AM - 11:30 AM COMBINED FACTOR = 0.99987362	
6" NAIL SET "A" N= 733,663.17' E= 2,038,870.90' U.S. SURVEY FOOT UNITS	
ECM "B" N= 733,413.15' E= 2,038,420.41' U.S. SURVEY FOOT UNITS	

- SURVEYOR NOTES:**
1. THE PROPERTY SHOWN HEREON IS SUBJECT TO ALL EASEMENTS OF RECORD AFFECTING SAME.
 2. NO TITLE SEARCH HAS BEEN PERFORMED BY THIS FIRM DURING THE COURSE OF THIS SURVEY.
 3. THIS SURVEYOR DOES NOT CERTIFY TO THE EXISTENCE OR NON-EXISTENCE OF ANY UNDERGROUND UTILITIES, BURIAL GROUNDS, OR ANY SUBSURFACE FEATURES THAT MAY OR MAY NOT BE PRESENT ON THIS SITE.
 4. ALL DISTANCES ARE HORIZONTAL U.S. SURVEY FOOT UNIT GROUND MEASUREMENTS.
 5. THIS SITE IS NOT WITHIN A 100-YR. FLOOD PLAIN PER FEMA FIRM NO. 3720013300 WITH AN EFFECTIVE DATE OF MAY 2, 2006.
 6. ZONE: PLD-C2
 7. AREA DETERMINED USING THE COORDINATE METHOD.
 8. SITE ADDRESSES: 0 HOLT ROAD APEX, NC 27523
1805 HOLT ROAD APEX, NC 27523
1745 HOLT ROAD APEX, NC 27523
 9. THIS MAP IS PREPARED FOR THE SOLE PURPOSE TO ANNEX A MUNICIPAL BOUNDARY.
 10. THIS MAP OR PLAT IS EXEMPT FROM THE REQUIREMENTS OF G.S. 47-30 PURSUANT TO G.S. 47-30(d).
 11. IMPROVEMENTS NOT SHOWN HEREON.

- Legend**
- ECM - Existing Concrete Monument
 - EP - Existing Iron Pipe
 - EIS - Existing Iron Stake
 - o - Nail Set
 - NAD 83 (2011) - NORTH AMERICAN DATUM 1983 (NATIONAL SPATIAL REFERENCE SYSTEM 2011)
 - Δ - Calculated Point
 - R/W - Right Of Way
 - - Property Line
 - VRS - Virtual Reference Station
 - CORS - Continuously Operating Reference System
 - RTN - Real-Time Network
 - - Surveyed Line
 - - Other Surveyed Line
 - - Line (not surveyed)
 - - Right Of Way Line (not surveyed)
 - - Other Line (not surveyed)
 - - Existing Corporate Limit Line

ANNEXATION # _____
 I, Donna B. Hosch, MMC, NCCMC, Town Clerk, Apex, North Carolina certify this is a true and exact map of annexation adopted the _____ day of _____, 2020, by the Town Council. I set my hand and seal of the Town of Apex, _____, 2020.

Donna B. Hosch, MMC, NCCMC, Town Clerk

10.1869 ACRES ANNEXED

CHARLESTON VILLAGE HOMEOWNERS ASSOCIATION, INC.
 D.B. 8787, PG. 2027
 B.M. 1980, PG. 766

- LISTED OWNERS (NOT A TITLE VERIFICATION)**
- JS DEVELOPMENT COMPANY, LLC
4441 SIX FORKS ROAD
SUITE 106-117
RALEIGH, NC 27609
 - J. DALLAS HERNDON HEIRS
1010 N SALEM ST
APEX, NC 27502
 - CHARLES E. HERNDON
ANNETTE C. HERNDON
531 COUNTRY CLUB RD
MOUNT OLIVE, NC 28365

ANNEXATION MAP for the TOWN OF APEX
JS DEVELOPMENT COMPANY, LLC
 AND
CHARLES E. HERNDON & ANNETTE C. HERNDON
 TOWN OF APEX ETJ, WHITE OAK TOWNSHIP, WAKE COUNTY, NORTH CAROLINA

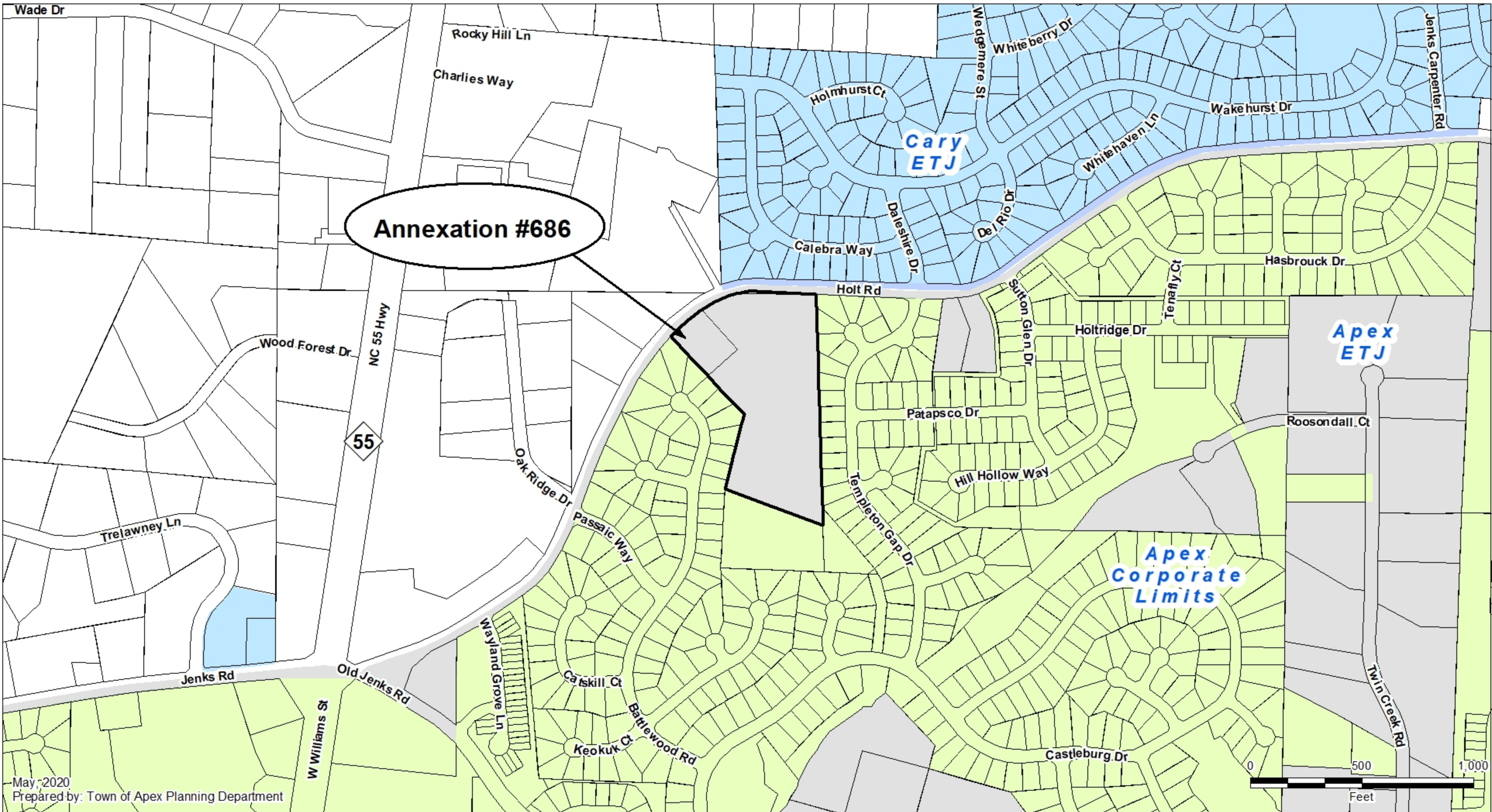
P.I.N. 0733-83-7691 0733-83-9147 0733-83-5369		DATE MAY 18, 2018 SCALE 1" = 60' DRAWN BY WBH PROJ. NO. 19-79-ANNEX
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P.O. BOX 457
APEX, N.C. 27502
(919) 382-7111

FIRM LICENSE No. C-0155
PITTSBORO, N.C. 27312
(919) 542-4321

Annexation #686



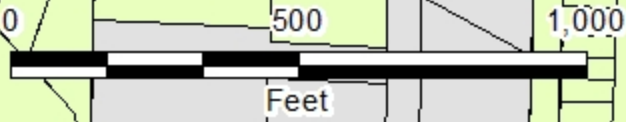


Annexation #686

**Cary
ETJ**

**Apex
ETJ**

**Apex
Corporate
Limits**



Zoning Districts

