



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. 2022-084
ANNEXATION PETITION NO. #739
Triad Education Services (TMSA) – 6.524 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 August 23, 2022, 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 August 23, 2022. The survey plat that describes the annexed territory is that certain survey plat entitled Satellite Annexation Map for the Town of Apex (PIN#0712642615 and 0712647694), dated July 28, 2022" and recorded in Book of Maps book number 2022 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 23rd day of August, 2022.

Jacques K. Gilbert
Mayor

ATTEST:

Allen L. Coleman, CMC, NCCCC
Town Clerk

APPROVED AS TO FORM:

Laurie L. Hohe
Town Attorney

Legal Description

Being all of a certain portion of land situated in White Oak Township, Wake County, North Carolina, bounded on the north by US 64 (200' public r/w), on the east by Mabopane Foundation (PIN 0712742710) on the south by Triad Educational Services, Inc.(PIN 0712642296) and Meritage Homes of the Carolinas, Inc.(PIN 0712649560) and on the west by New Hill Olive Chapel Road(variable width public r/w) and being more particularly described as:

Beginning at a "Mag" nail on the eastern right-of-way of New Hill Olive Chapel Road, said nail being on the northern property line of Triad Educational Services, Inc. and also being a corner of the existing Town of Apex Limits (Annexation # 720) and having NC Grid Values of N=724,571.97 E=2,015,730.76; thence, with said eastern r/w and with new Town of Apex Limits the following three calls: N 87°14'05" W 14.66' to an existing iron stake(eis),

N 16°35'54" E 85.55' to an eis, N 52°02'22" E 105.77' to an existing iron pipe(eip) on the southern r/w of US 64; thence, with said southern r/w and continuing with said New Town of Apex Limits, N 82°54'58" E 783.20' to an eis; thence, with said southern r/w and continuing with said New Town of Apex Limits, N 82°50'56" E 350.95' to an eis at Mabopane Foundation's northwest corner; thence leaving said southern r/w, continuing with said New Town of Apex Limits and with Mabopane Foundation's western line, S 07°03'36" W 347.66' to an eis in the northern line of Meritage Homes of the Carolinas, Inc.; thence, continuing with said New Town of Apex Limits and said northern line,

N 87°18'12" W 49.97' to an eis at the northeast corner of Triad Educational Services, Inc., a corner of the existing Town of Apex Limits (Annexation #720); thence, with Triad Educational Services, Inc.'s northern line and the existing Town of Apex Limits the following two calls: N 87°10'57" W 280.05' to an eip and N 87°14'05" W 847.25' to the point or place of beginning containing 6.524 acres more or less as shown on a Map Riley Surveying, PA titled "Satellite Annexation Map for the Town of Apex property of Triad Educational Services, Inc." dated June 29, 2021.

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. 2022-084, adopted at a meeting of the Town Council, on the 23rd day of August, 2022, 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 23rd day of August, 2022.

Allen L. Coleman, CMC, NCCCC
Town Clerk

(SEAL)