



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. 2022-083
ANNEXATION PETITION NO. #737
905 Wimberly Road – 7.21 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 Annexation Map for the Town of Apex (PIN#0723-22-9734), dated July 6, 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 that certain parcel of land located in White Oak Township, Wake County, North Carolina, and being more particularly described as follows:

BEGINNING at an existing ½" iron pipe with a cap and tack, said iron pipe having North Carolina state plane coordinates of North: 732,331.74 and East 2,023,012.20; thence from said beginning point, S 88°36'55" W a distance of 42.21' to a point in the approximate center of Wimberly Road; thence with said center of Wimberly Road, the following five (5) calls:

- 1) N 41°30'42" W a distance of 34.32' to a point;
- 2) N 39°48'36" W a distance of 128.73' to a point;
- 3) A curve turning to the right with an arc length of 285.97', with a radius of 2181.41', with a chord bearing of N 31°28'26" W, with a chord length of 285.76', to a point;
- 4) N 27°43'06" W a distance of 253.03' to a point;

- 5) A curve turning to the right with an arc length of 136.86', with a radius of 2433.91', with a chord bearing of N 26°06'26" W, with a chord length of 136.84', to a point;

Thence leaving said approximate center of Wimberly Road, S 88°39'20" E a distance of 577.73' to an existing 1/2" iron pipe (passing through a disturbed 3/4" iron pipe at a distance of 86.69'); thence S 09°38'01" E a distance of 488.36' to an existing 1/2" iron pipe; thence N 80°12'30" E a distance of 10.12' to an existing 1/2" iron pipe; thence S 09°49'00" E a distance of 218.44' to a new 3/4" iron pipe; thence S 88°36'55" W a distance of 232.13' to the original point of BEGINNING.

Said parcel containing an area of 7.21 acres (314,206 square feet).

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. 2022-083, 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)