



TOWN OF APEX, NORTH CAROLINA
Municipality No. 333

After recording, please return to:
Donna Hosch, MMC, NCCMC, Town Clerk
Town of Apex
P.O. Box 250
Apex, NC 27502

ORDINANCE NO. 2021-0126-04
ANNEXATION PETITION NO. #702
Yumeewarra Farm Assembly

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 January 26, 2021, 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 January 26, 2021. The survey plat that describes the annexed territory is that certain survey plat entitled "Annexation Map for The Town of Apex, CE Group, dated October 23, 2020" and recorded in Book of Maps book number 2021 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 26th day of January 2021.

Jacques K. Gilbert
Mayor

ATTEST:

Donna B. Hosch, MMC, NCCMC
Town Clerk

APPROVED AS TO FORM:

Laurie L. Hohe
Town Attorney

Legal Description

COMMENCING AT A POINT, SAID POINT BEING PUBLISHED IN THE NATIONAL GEODETIC SURVEY AS JORDAN LAKE CORS ARP (PID: DL3891) AND HAVING NC GRID COORDINATES OF NORTHING: 739,273.05' & EASTING: 1,989,789.69'; THENCE S45°13'18"E A GRID DISTANCE OF 41,628.09' TO A 60D "MAG HUB" NAIL KNOWN AS CE GROUP POINT NUMBER 2 HAVING NC GRID COORDINATES OF NORTHING: 709,949.21' AND EASTING: 2,019,341.41'; THENCE N78°49'38"E A DISTANCE OF 537.58' TO AN EXISTING RAILROAD SPIKE FOUND IN THE CENTERLINE OF HUMIE OLIVE ROAD (NCSR 1142) 0.3 FEET BELOW THE EXISTING PAVEMENT WHICH IS HEREBY KNOWN AS THE POINT OF BEGINNING.

BEGINNING AT A RAILROAD SPIKE FOUND IN THE CENTERLINE OF HUMIE OLIVE ROAD (NCSR 1142) 0.3 FEET BELOW THE EXISTING PAVEMENT; THENCE FROM SAID POINT OF BEGINNING A BEARING OF S06°53'52"E FOR A DISTANCE OF 30.02 FEET TO A POINT LYING ON THE SOUTHERN MARGIN OF HUMIE OLIVE ROAD (NCSR 1142) HAVING A 60 FOOT RIGHT OF WAY; THENCE ALONG THE COMMON LINE BETWEEN YUMEEWARRA FARM, LLC AND JERIF AND LISA CICIN A BEARING OF S06°53'52"E FOR A DISTANCE OF 448.68 FEET TO AN IRON PIPE FOUND; THENCE, S06°53'52"E FOR A DISTANCE OF 101.69 FEET TO AN IRON PIPE FOUND, SAID PIPE BEING A COMMON CORNER WITH EDWARD AND DEBORAH PEART; THENCE, N89°49'36"W FOR A DISTANCE OF 617.64 FEET TO AN IRON PIPE FOUND, SAID PIPE BEING THE NORTHEASTERN MOST CORNER OF THE WILLIAM AND JILL GOODMAN PROPERTY; THENCE, N89°46'37"W FOR A DISTANCE OF 532.95 FEET TO A PINCHED TOP IRON FOUND, SAID IRON BEING THE NORTHEASTERN MOST CORNER OF DENNIS AND SELENA RUSH AND BEING A COMMON CORNER WITH GOODMAN; THENCE, N89°47'51"W FOR A DISTANCE OF 280.22 FEET TO AN IRON PIPE FOUND, SAID IRON PIPE BEING THE SOUTHWESTERN COMMON CORNER WITH BRIAN OLIVE; THENCE ALONG THE COMMON LINE WITH OLIVE A BEARING N 00°11' 11"E FOR A DISTANCE OF 272.20 FEET TO AN IRON PIPE FOUND; THENCE N00°11'11"E FOR A DISTANCE OF 484.52 FEET TO A POINT, SAID POINT LYING ON THE SOUTHERN MARGIN OF HUMIE OLIVE ROAD (NCSR 1142); THENCE, N 00°11'11"E FOR A DISTANCE OF 30.45 FEET TO A RAILROAD SPIKE FOUND IN THE CENTERLINE OF HUMIE OLIVE ROAD (NCSR 1142) 0.3 FEET BELOW THE EXISTING PAVEMENT; THENCE FOLLOWING THE CENTERLINE OF HUMIE OLIVE ROAD THE FOLLOWING TWENTY FOUR CALLS: THENCE, S79°56'58"E FOR A DISTANCE OF 15.49 FEET TO A POINT; THENCE, S76°36'37"E FOR A DISTANCE OF 50.00 FEET TO A POINT; THENCE, S71°54'37"E FOR A DISTANCE OF 49.92 FEET TO A POINT; THENCE, S69°08'04"E FOR A DISTANCE OF 21.22 FEET TO A POINT; THENCE, S69°08'04"E FOR A DISTANCE OF 28.73 FEET TO A POINT; THENCE, S67°48'08"E FOR A DISTANCE OF 17.56 FEET TO A RAILROAD SPIKE FOUND IN THE CENTERLINE OF HUMIE OLIVE ROAD (NCSR 1142) 0.3 FEET BELOW THE EXISTING PAVEMENT; THENCE, S67°51'05"E FOR A DISTANCE OF 32.37 FEET TO A POINT; THENCE, S64°43'10"E FOR A DISTANCE OF 99.91 FEET TO A POINT; THENCE, S61°40'23"E FOR A DISTANCE OF 61.40 FEET TO A POINT; THENCE, S62°07'30"E FOR A DISTANCE OF 38.78 FEET TO A POINT; THENCE, S 58°43'01"E FOR A DISTANCE OF 150.03 FEET TO A POINT; THENCE, S61°52'28"E FOR A DISTANCE OF 49.83 FEET TO A POINT; THENCE, S67°24'09"E FOR A DISTANCE OF 50.11 FEET TO A POINT; THENCE, S74°44'11"E FOR A DISTANCE OF 50.55

FEET TO A POINT; THENCE, S81°32'42"E FOR A DISTANCE OF 49.41 FEET TO A POINT; THENCE, S85°55'20"E FOR A DISTANCE OF 49.79 FEET TO A POINT; THENCE, N89°18'11"E FOR A DISTANCE OF 49.93 FEET TO A POINT; THENCE, N84°27'44"E FOR A DISTANCE OF 47.90 FEET TO A POINT; THENCE, N82°55'35"E FOR A DISTANCE OF 63.56 FEET TO A POINT; THENCE, N80°49'28"E FOR A DISTANCE OF 99.97 FEET TO A POINT; THENCE, N80° 40'19"E FOR A DISTANCE OF 115.15 FEET TO A POINT; THENCE, N81°08'07"E FOR A DISTANCE OF 121.56 FEET TO A POINT; THENCE, N80°48'24"E FOR A DISTANCE OF 98.53 FEET TO A POINT; THENCE, N81°04'38"E FOR A DISTANCE OF 19.75 FEET TO A POINT, SAID POINT BEING KNOWN AS THE POINT AND PLACE OF BEGINNING, HAVING AN AREA OF 816,193 SQUARE FEET, OR 18.737 ACRES OF WHICH 42,998 SQUARE FEET OR 0.987 ACRES ARE WITHIN THE 60 FOOT RIGHT OF WAY FOR HUMIE OLIVE ROAD (NCSR 1142).

STATE OF NORTH CAROLINA

COUNTY OF WAKE

CLERK'S CERTIFICATION

I, Donna B. Hosch, MMC, NCCMC, Town Clerk, Town of Apex, North Carolina, do hereby certify the foregoing is a true and correct copy of Annexation Ordinance No. 2021-0126-04, adopted at a meeting of the Town Council, on the 26th day of January, 2021, 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 January 2021.

(SEAL)

Donna B. Hosch, MMC, NCCMC
Town Clerk