

Ordinance No. 20230612-_____

Return to: Hillsborough Planning Department, P.O. Box 429, Hillsborough, NC 27278

The following ordinance was introduced by Commissioner _____, and duly seconded by Commissioner _____.

**AN ORDINANCE ANNEXING
CERTAIN CONTIGUOUS PROPERTY**

WHEREAS, a petition was received requesting the annexation of 16.43 +/- acres by the owner, Gatewood Property LLC, dated March 27, 2023;

WHEREAS, the Parcel Identification Numbers (PIN) for the requesting properties are 9875104533 and 9875009537;

WHEREAS, the petition was signed by the owner of all the real property located within such area; and

WHEREAS, a public hearing on the annexation was held on April 20, 2023 following notice of such hearing published in the News of Orange County on April 5 and 12, 2023.

NOW, THEREFORE, THE BOARD OF COMMISSIONERS FOR THE TOWN OF HILLSBOROUGH ORDAINS:

Section 1. The Board of Commissioners finds that a petition requesting the annexation of the area described in Section 2 was properly signed by the owners of all the real property located within such area and that such area is contiguous to the boundaries of the town of Hillsborough, as the term "contiguous" is defined in G.S. 160A-31(f).

Section 2. The following area is hereby annexed to and made a part of the Town of Hillsborough:

Tract I: PIN 9875-10-4533, Containing 9.07 acres and being described as follows: Beginning at a point in the right- of-way of U.S. Highway 70 By-Pass, the southeast corner of the property of Byrd's Food Stores, Inc. as shown on the survey hereinafter referred to and running thence along the right-of-way of U.S. Highway 70 By-Pass South 77- 28-35 East 175.14 feet; thence South 77-04-45 East 731.91 feet; thence North 11-26-29 East 49.90 feet; thence feet; thence South 01-20-12 West 100.02 feet; thence South 00-18-11 West 591.25 feet to the point and place of beginning, consisting of 16.43 acres, more or less, as shown on the plat of the survey by Alois Callemyn (L-2544), dated October 16, 1987, entitled- property surveyed for Joseph D. Gatewood and M. K. Gatewood." Together with all rights of water and pipeline as shown in Deed Book 132, Page 398 of the Orange County Registry. LESS AND EXCEPT the 7.36 acre tract described in Deed Book 1251, Page 326.

Tract II: PIN 9875-00-9537 Containing 7.36 acres and described as follows: Beginning at a point in the right-of- way of U.S. Highway 70 By-pass, the southeast corner of the property of Byrds Food Stores, Inc. as shown on the survey hereinafter referred to and running thence along the right-of-way of U. S. Highway 70 By-pass South 77'26' 35" East 175.14 feet; thence South 77°04' 45" East 260.00 feet; thence North 00° 37' 05" 754.37feet; thence North 77° 50' 35" West 259.27 feet; thence North 78° 55' 00" West 174.28 feet; thence South 02° 39' 54" West 55.04 feet; thence South 01° 20' 12" West 100.02 feet; thence South 00° 18' 11" West 591.25 feet to the point and place of Beginning and being shown as Lot 1 on the survey entitled "Property Split/Property Survey for Joseph D. Gatewood" by Alois Callemyn, Land Surveyor, dated October 16, 1987. Together with all rights of water and pipeline as shown in Deed Book 132, Page 398, Orange County Registry.

Section 3. This Ordinance shall become effective on adoption.

Section 4. The Town Clerk shall cause to be recorded in the Office of the Register of Deeds of Orange County and in the Office of the Secretary of State an accurate map of the annexed territory described in Sections 2 together with a duly certified copy of this ordinance. Such a map shall also be delivered to the Orange County Board of Elections as required by G.S. 163-288.1.

The foregoing ordinance having been submitted to a vote, received the following vote and was duly adopted this 12th day of June 2023.

Ayes:

Noes:

Absent or Excused:

Town of Hillsborough
Sarah E. Kimrey, Town Clerk

SEAL

STATE OF NORTH CAROLINA
COUNTY OF ORANGE

I, _____, a Notary Public of the County and State aforesaid, certify that Sarah E. Kimrey personally appeared before me this day and acknowledged that she is the Town Clerk for the Town of Hillsborough, a North Carolina municipal corporation, and that she, as Town Clerk, being duly authorized to do so, executed the foregoing instrument to acknowledge that it is an Annexation Ordinance duly adopted by the Town of Hillsborough Board of Commissioners on the date indicated.

Witness my hand and official seal, this the _____ day of _____, ____.

(Official Seal)

Notary Public

My commission expires.