

Ordinance #____-____

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**AN ORDINANCE OF THE CITY OF HENDERSONVILLE CITY COUNCIL TO EXTEND
THE CORPORATE LIMITS OF THE CITY AS A CONTIGUOUS ANNEXATION**

IN RE: Petition for Contiguous Annexation
 Petitioner: Wanda Ponder, Eugene Holbert, Edgar Holbert, and John Holbert
 File No. 25-46-ANX

WHEREAS, The City of Hendersonville has been petitioned by Wanda Ponder, Eugene Holbert, Edgar Holbert, and John Holbert, pursuant to North Carolina General Statutes (NCGS) 160A-31, as amended, to annex the area described herein below; and

WHEREAS, the City Clerk has investigated and certified the sufficiency of said petition; and,

WHEREAS, a public hearing on the question of this annexation was held at 305 Williams Street (City Operations Center), Hendersonville, NC at 5:45 pm, on the 4th day of September 2025, after due notice by publication as provided by law on August 24th, 2025; and

WHEREAS, the City Council further finds the areas described therein meets the standards of N.C. G.S. 160A-31.

WHEREAS, the City further finds that the petition has been signed by all the owners of real property in the area who are required by law to sign; and

WHEREAS, the City further finds that the petition is otherwise valid, and that the public health, safety and welfare of the City and of the area proposed for annexation will be best served by annexing the area described;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Hendersonville, North Carolina that:

- 1: By virtue of the authority granted by N.C.G.S. 160A-31, as amended, the following described contiguous area is hereby annexed and made part of the City of Hendersonville as of the 4th day of September 2025.

Being all of that real property consisting of PINs 9578-43-7077, 9578-53-0013, and 9578-43-9238 described in the plat recorded in Book 2025- _____ [to be inserted at recording of the plat] of the Henderson County Registry, said PINs 9578-43-7077, 9578-53-0013, and 9578-43-9238 being described by metes and bounds as follows:

Being three existing tracts of land described in Deed Book 3270, Pages 287, 291, and 295, being PIN 9578-43-7077, PIN 9578-53-0013, and PIN 9578-43-9238, located on Brooklyn Avenue, S.R. 1775, in Hendersonville Township, Henderson County, North Carolina, surveyed by C. Neil Shepherd, PLS of Survey Pros PLLC, Project #22-163. A metes and bounds description taken from said survey is as follows:

BEGINNING on a 1/2 inch iron found at the northeast corner of BK 1540 PG 404, said iron having NC Grid coordinates of N=583,016.10' and E=974,552.98'; thence from the POINT OF BEGINNING, with the existing city limits of the City of Hendersonville, N 37° 23' 15" E for a distance of 640.64 feet to a 1/2 inch iron found with yellow cap; thence with the proposed city limit line the following eight courses: (1) S 35° 11' 06" E for a distance of 548.83 feet to a point in the center of Brooklyn Avenue; (2) thence with the center line of Brooklyn Avenue, S 57° 53' 13" W for a distance of 471.24 feet to a point; (3) thence continuing S 57° 32' 24" W a distance of 400.18 feet to an iron found under the asphalt; (4) thence with the eastern margin of the right-of-way of Old Spartanburg Road, SR 1722, N 37° 29' 08" W for a distance of 82.50 feet to a 1/2 inch rebar set; (5) thence leaving the road, N 41° 13' 06" E for a distance of 207.27 feet to a 1-1/2 inch iron pipe found; (6) thence N 37° 27' 56" W for a distance of 69.55 feet to a 1 inch iron pipe found; (7) thence N 41° 01' 23" E for a distance of 70.05 feet to a 3/8 inch iron pipe found; (8) thence N 37° 48' 07" W for a distance of 95.42 feet to the point of beginning, having an area of 6.94 acres, more or less.

- 2: Upon and after the 4th day of September 2025, the above-described territory, and its citizens and property shall be subject to all debts, laws, ordinances, and regulations in force in the City of Hendersonville and shall be entitled to the same privileges and benefits as other parts of the City of Hendersonville. Said territory shall be subject to municipal taxes according to NCGS 160A-58.10, as amended.
3. The Mayor of the City of Hendersonville shall cause to be recorded in the office of the Register of Deeds of Henderson County and at the Office of the Secretary of State in Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1, above, together with a duly certified copy of this ordinance. Such a map shall also be delivered to the Henderson County Board of Elections, as required by G. S. 163-288.1.

Adopted by the City Council of the City of Hendersonville, North Carolina on this ____ day of _____ 20_____.

Attest:

Barbara G. Volk, Mayor, City of Hendersonville

Jill Murray, City Clerk

Approved as to form:

Angela S. Beeker, City Attorney

STATE OF NORTH CAROLINA, COUNTY OF HENDERSON

I, _____, a Notary Public in Henderson County, State of North Carolina, do hereby certify that Barbara G. Volk in her capacity of Mayor of the City of Hendersonville, and Jill Murray, in her capacity of City Clerk personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and notarial seal, this _____ day of _____, 2025.

My commission expires: _____