

Ordinance #\_\_\_\_-\_\_\_\_

**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: Peter and Rhonda Summerville  
                  File No. C24-52-ANX

**WHEREAS**, The City of Hendersonville has been petitioned by Peter and Rhonda Summerville, 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 160 6<sup>th</sup> Ave E (City Hall), Hendersonville, NC at 5:45 pm, on the 7<sup>th</sup> day of November 2024, after due notice by publication as provided by law on October 27<sup>th</sup>, 2024; 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 7<sup>th</sup> day of November 2024.

Being all of that real property consisting of PINs 9568-33-5111, and 9568-33-6042 described in the plat recorded in Book 2024- \_\_\_\_ [to be inserted at recording of the plat] of the Henderson County Registry, said PINs 9568-33-5111, and 9568-33-6042 being described by metes and bounds as follows:

Being all those pieces, parcels, or tracts of land situate in Henderson County, North Carolina, and being all of Lots 1R & 2R, "Lot Line Adjustment Peter & Rhonda Summerville" of the plat thereof as recorded as Plat Slide 15681, Register of Deeds of Henderson County (RODHC), North Carolina, and being more particularly described as follows:

Beginning at a new iron pin at the northeast corner of the lands now or formerly of Mary Willson as conveyed in Deed Book 706, Page 307 RODHC and show on aforesaid plat and the western right of way line of Lakeside Drive (SR 1144); thence with the lands of Mary Wilson the following three (3) courses to wit: (1) North 82°44'53" West for 42.04 feet to a found iron pin; (2) North 88°54'11" West for 68.57 feet to a point in a creek, passing a new iron pin at 62.62 feet; (3) South 27°59'10" West for 60.74 feet to a point in a creek on the northeastern line of the lands now or formerly of Meredith & Trevor Calhoun as conveyed in Deed Book 1542, Page 387, RODHC; thence with the lands of Meredith and Trevor Calhoun the following two (2) course to wit: (1) North 54°04'16" West for 69.97 feet to a found iron pin; (2) North 54°54'02" West for 161.25 feet to a found iron pipe at the southwest corner of the land now or formerly of Stephanie Whiteside as conveyed in Deed Book 1337, Page 722, RODHC; thence with the lands of Stephe Whiteside the following two (2) courses to wit: (1) North 17°09'26" East for 191.15 feet to a found iron pin with cap; (2) North 85°19'43" East for 27.74 feet to a point in a creek and southwestern line of the lands now of formerly of Robin Staton as conveying Deed Book 531, Page 411 RODHC; thence with the lands of Robin Staton the following five (5) courses to wit: (1) South 45°46'29" East for 33.32 feet to appoint in the creek; (2) South 25°10'20" East for 42.08 feet to a point in the creek; (3) South 45°16'58" East for 45.16 feet to a point in the creek; (4) South 69°36'16" East for 29.30 feet to a point in the creek; (5) South 67°21'32" East for 18.80 feet to a point in the creek and on the southwestern line of the lands now or formerly of Francis & Reid as conveyed in Book of Record 3254, Page 378, RODHC; thence with the lands of Francis & Reid the following four (4) course to wit: (1) South 38°18'11" East for 11.12 feet to a point in the creek; (2) South 18°11'22" West for 11.31 feet to a point in the creek; (3) leaving the creek South 10°22'13" West for 22.20 feet to a found iron pin; (4) South 86°29'46" East for 128.17 feet to a found iron pipe on the western right of way line of Lakeside Drive; thence with the western right of way line of Lakeside Drive the following two (2) course to wit: (1) South 06°06'38" West for 20.04 feet to a set iron pin; (2) South 05°43'52" West for 94.69 feet to a the Point of Beginning, containing 1.24 acres, more or less.

- 2: Upon and after the 7<sup>th</sup> day of November 2024, 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 \_\_\_\_\_, 2024.

My commission expires: \_\_\_\_\_