AN ORDINANCE ANNEXING LANDS CONTIGUOUS TO THE MUNICIPAL BOUNDARIES
OF THE TOWN OF CARY

WHEREAS, the Town Council has been petitioned under G.S. 160A-31 to annex the
area described below in Section 1 (the “Annexation Area”); and

WHEREAS, the Annexation Area is contiguous to existing Town limits; and

WHEREAS, the Town Clerk of the Town of Cary certified the sufficiency of said Petition,
the same being duly made after investigation; and

WHEREAS, on June 27, 2019, the Town Council of the Town of Cary ordered a public
hearing on the question of said annexation and Notice of a Public Hearing was published as
required by law, which publication may have been on the Town of Cary website; and

WHEREAS, the matter came for public hearing before the Town Council of the Town of
Cary on July 18, 2019, at which time the owner of the Annexation Area and all Town
residents were allowed to be heard; and

WHEREAS, the Town Council finds that the Petition above mentioned meets all the
requirements of G.S. 160A-31.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Cary, North
Carolina that:
Section 1. The Annexation Area described below is hereby annexed to and made a part of the Town of Cary, effective on the date written below with a condition that the property owner connect to Town of Cary utilities based upon the Town’s policy(ies) in place on the effective date of this ordinance.

**ANNEXATION AREA:**
Wake County Parcel Identification #0735544285; 0735546744 (portion)

**LEGAL DESCRIPTION:**

South Parcel:
BEGINNING AT AN EXISTING IRON PIPE, SAID PIPE BEING SOUTH 37°30’14” WEST 2,670.36 FEET FROM NCGS SURVEY MONUMENT “TANGENT”, SAID MONUMENT HAVING NC GRID COORDINATES (NAD 83 – 1986) OF N=755,947.730, E=2,036,930.742, THENCE FROM SAID BEGINNING POINT NORTH 05°02’18” EAST 112.77 FEET TO AN EXISTING IRON PIPE; THENCE NORTH 74°36’10” EAST 102.78 FEET TO AN EXISTING IRON PIPE; THENCE NORTH 50°02’18” EAST 112.77 FEET TO AN EXISTING IRON PIPE; THENCE NORTH 09°05’43” EAST 75.89 FEET TO AN EXISTING IRON PIPE; THENCE SOUTH 86°01’02” EAST 143.98 FEET TO AN EXISTING IRON PIPE; THENCE SOUTH 16°15’39” WEST 783.71 FEET TO AN EXISTING IRON PIPE; THENCE SOUTH 74°37’19” WEST 155.72 FEET TO AN EXISTING IRON PIPE; THENCE SOUTH 64°15’39” WEST 38.09 FEET TO THE POINT AND PLACE OF BEGINNING CONTAINING 172208 SQ. FT., 3.953 ACRES MORE OR LESS.

North Parcel:
Beginning at an existing iron pipe, said pipe being the following five calls from NCGS Survey Monument “TANGENT”, said monument having NC grid coordinates (NAD 83 – 1986) of N=755,947.730, E=2,036,930.742, said calls are South 37°30’14” West 2,670.36 feet to an existing iron pipe, North 05°33’30” East 648.57 feet to an existing iron pipe, North 74°36’10” East 102.78 feet to an existing iron pipe, North 50°02’18” East 112.77 feet to an existing iron pipe, and North 09°05’43” East 75.89 feet to the point of beginning, thence from said beginning point North 09°05’43” East 22.15 feet to an existing iron pipe, thence North 02°38’33” West 228.86 feet to an existing iron pipe on the southern right of way of Carpenter Fire Station Road (SR 1624), thence with said right of way North 88°28’00” East 45.27 feet to a point, thence leaving said right of way South 02°31’30” East 225.06 feet to a point, thence South 73°44’02” East 99.09 feet to a point, thence South 02°26’11” East 9.11 feet to an existing iron pipe, thence North 86°01’02” West 143.98 feet to the point and place of beginning, containing 0.305 acres (13,297 sq. ft.) more or less.

The Annexation Area also includes all intervening streets, street rights-of-way, creeks, rivers, rights-of-way of any railroad or other public service corporation, or lands owned by the State of North Carolina or any of its political subdivisions. The annexation includes 0.0 acres of adjacent right-of-way.
Section 2. That from and after the effective date of this ordinance, the Annexation Area and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the Town of Cary, and shall be entitled to the same privileges and benefits as other parts of the Town. The Annexation Area shall be subjected to municipal taxes according to G.S. 160A-58.10.

Section 3. The Mayor of the Town of Cary shall cause an accurate map of the newly annexed territory together with a copy of this ordinance, duly certified, to be recorded in the Office of the Register of Deeds of Wake County or Chatham County, whichever is applicable to the annexed property, and in the Office of the Secretary of State of North Carolina.

Section 4. Pursuant to G.S. 160A-22, the Town Clerk is directed to update the Official Town Map ("Map") by drawing in the territory annexed, or setting out the boundaries in a written description, or showing the current Town boundaries by a combination of these techniques.

Section 5. Pursuant to G.S. 160A-23, the boundaries of Electoral District A are hereby revised to account for and include the territory annexed, and the Official Town Map of Electoral Wards is hereby amended to include the annexed territory in the said Electoral District. A copy of the Map shall be delivered to the Wake County Board of Elections or Chatham County Board of Elections, whichever is applicable to the annexed property, as required by G.S. 163-288.1.

Adopted this the ___ day of _____, 2019.

__________________________________
Harold Weinbrecht, Jr., Mayor

CERTIFICATION

I, Brittany L. Strickland, Deputy Town Clerk of the Town of Cary, North Carolina, do hereby certify the foregoing to be a true copy of an ordinance duly adopted at the meeting of the Town Council held on _________________________.

IN WITNESS WHEREOF, I have hereunto set my hand and have caused the seal of the Town of Cary to be affixed this the ___ day of _____, 2019.

(Seal)

ATTEST:

___________________________
Brittany L. Strickland, Deputy Town Clerk