

Revised 4/9/18

TOWN OF CARY
PLANNING DEPARTMENT

Submit to the Development Customer Service Center, P.O. Box 8005, Cary, NC 27512
Phone: (919) 460-4936 or visit our website: www.townofcary.org

ANNEXATION FEES

Petitions totaling less than 3 acres - \$100.00
Petitions totaling 3+ acres - \$300.00

PETITION # 18-A-05
(for official use only)

Payment: CASH ___ CHECK ___ CREDIT CARD ___ Amount: \$ _____ HTE# _____

OWNER-INITIATED ANNEXATION PETITION

(Please print legibly)

TO THE TOWN COUNCIL OF THE Town of Cary, Wake County - North Carolina

WE THE UNDERSIGNED OWNERS of real property described in Part 2 below respectfully request that the area described in part 2 of this petition, including 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 (if this is a contiguous annexation), be annexed and made part of the Town of Cary, North Carolina.

The area to be annexed is

- CONTIGUOUS to the Town's primary corporate limits; or
- NOT CONTIGUOUS to the Town's primary corporate limits (see Part 8 for additional requirements)

Part 1 – Primary Contact Person's Information:			
Name	Charlie Yokley	Address	2905 Meridian Parkway
Title	Principal Planner	City, State, Zip	Durham NC 27713
Firm	McAdams	Phone (area code)	919-287-0761
E-mail	yokley@mcadamsco.com		
Part 2 - Parcel & Owner Information (continue on next page if necessary)			
Property Owner(s)	County Parcel Number(s) (10 digit)	Real Estate ID(s)	Total Deeded Acres
Name Duke University Health Systems Inc Property Address 3224 & 3208 Green Level West Rd Property City, State, Zip Cary NC Mailing Address (if different) 324 Blackwell St Ste 290 Mailing City, State, Zip Durham NC 27701 Email: barry.clyde@duke.edu Phone:	0733290634 0734202324	0100666 0071153	38.016 Area 'A'
Name Duke University Health Systems Inc Property Address 3133, 3113, 3117 Green Level West Rd Property City, State, Zip Cary NC Mailing Address (if different) Mailing City, State, Zip Email: Phone:	0733287626 0733391175 0733391396	0047464 0094241 0007914	31.492 Area 'B'
Total aggregate DEEDED Acres:			69.508

Part 3 – Reason for Request: (Please check ALL that apply and be specific as possible, if applicable) (attach additional pages as necessary)	
<input checked="" type="checkbox"/> Required for Site or Subdivision Plan <input type="checkbox"/> Failed well* – require Town utilities <input type="checkbox"/> Failed septic* – require Town utilities <input type="checkbox"/> Other (explain): _____	
<i>*for requests due to failed well/septic, please include documentation verifying such condition(s)</i>	
Part 4 – Location of Property:	
What is the County where the property is located?	
WAKE: <input checked="" type="checkbox"/> CHATHAM: _____	
Is the property located in Cary's Extra Territorial Jurisdiction (ETJ)? (The ETJ represents the area beyond the Town limits where the Town has zoning and regulatory authority by law.)	
<input checked="" type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
Is the property located within an existing subdivision? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> N/A	
If yes, name of subdivision: _____	
Part 5 – Zoning and Proposed Use:	
Current Zoning (include any PDD or Overlay Districts as necessary):	
R-40, R-40W (Wake County)	
Existing Use: <u>Detached Residential</u> Single-Family	Proposed Use: Destination Center - Mixed Use
Is there a required survey (sealed by a registered surveyor) attached? (required for portion of properties being annexed)	
<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A	
If a metes and bounds description is required, is it attached digitally?	
<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> N/A	
Part 6 – Associated Cases:	
Is there an associated Site or Subdivision Plan?	Is there an associated REZONING? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	<i>18-REZ-04</i>
<i>PLEASE note that applications requesting annexation of property AND located outside Cary's ETJ must also submit a Rezoning Application in order to establish initial Cary zoning designation upon annexation.</i>	

D. PROPERTY OWNED BY CORPORATION - The area to be annexed is owned by a corporation properly registered with the State of North Carolina. **(Must be notarized).**

The President/Vice President is SHAWN SUBASIC of DUKE HEALTH
(Typed or Printed Name) (Typed or Printed Corporation Name)

Signature Shawn Subasic Date 9/22/17

Has a vested right with respect to the properties subject to this annexation petition been established under NC General Statute 160A-385.1 or 153A-344.1? YES NO
If **yes**, please provide proof of such vested right.

STATE OF NC
COUNTY OF Durham

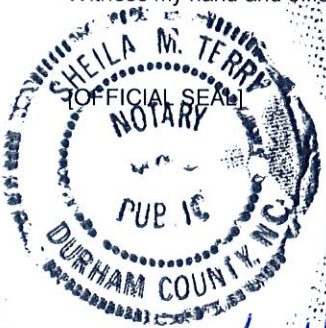
I, Sheila M. Terry, a Notary Public, do hereby certify that Shawn Subasic
(Name of Notary) (Name of President/Vice President)

personally came before me this day and acknowledged that he/she is AVP
(Title of Corporate Officer)

of Duke Health and that he/she as AVP
(Corporation Name) (Title of Corporate Officer)

being authorized to do so, voluntarily executed the foregoing on behalf of said corporation for the purposes stated therein.

Witness my hand and official seal, this the 22 day of September, 2017



Sheila M. Terry
Notary Public
Sheila M. Terry
Printed Name of Notary Public

My Commission expires 6-11-2018

If member/manager is a corporation:

STATE OF NC
COUNTY OF Durham

I, Sheila M. Terry, a Notary Public, certify that SHAWN SUBASIC
(Name of Notary) (Name)

personally came before me this day and acknowledged that he/she is DUKE HEALTH ASSOC. VICE PRESIDENT
(Title of Corporate Officer)

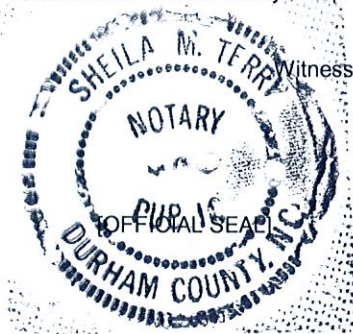
of DUKE HEALTH, which is a, (Member / Manager) of
(Name of Corporation) (Circle One)

_____, and that he/she, as
(Name of LLC)

ASSOC. VICE PRESIDENT of DUKE UNIV. HEALTH SYSTEM (Member / Manager) of
(Title of Corporate Officer) (Name of Corporation) (Circle One)

_____, being authorized to do so, voluntarily executed the foregoing on
(Name of LLC)

behalf of said limited liability company for the purposes stated therein.



Witness my hand and official seal, this the 22 day of September, 2017.

Sheila M. Terry
Notary Public
Sheila M. Terry
Printed Name of Notary Public

My Commission expires: 6-11-2018

Annexation Area "A"

Beginning at an existing iron pipe in the northern right of way of Green Level West Road (Variable Width Public R/W); thence leaving said right of way N01°14'23"W a distance of 806.40 feet to an existing iron pipe; thence N 71°15'13" W a distance of 172.10 feet to an existing iron pipe; thence N 01°45'33" E a distance of 126.62 feet to an existing iron pipe; thence N 01°46'45" E a distance of 1061.48 feet to an existing iron pipe; thence S 89°37'26" E a distance of 827.82 feet to an existing iron pipe; thence S 01°05'16" W a distance of 957.21 feet to an existing iron pipe; thence S 79°36'48" E a distance of 140.89 feet to a NCDOT RW Disc; thence S 01°46'54" W a distance of 50.99 feet to a NCOT RW Disc; thence S 39°03'38" E a distance of 45.72 feet to a NCDOT RW Disc; thence S 01°47'32" W a distance of 635.23 feet to a NCDOT RW Disc; thence S13°17'48"W a distance of 104.27 feet to a NCDOT RW Disc, said Disc being located in the northern right of way of Green Level West Road; thence with the northern right of way of Green Level West Road the following seven (7) calls thence S 70°41'53" W a distance of 481.00 feet to a NCDOT RW Disc; thence S 00°51'35" E a distance of 32.99 feet to a NCDOT RW Disc ; thence S 72°53'57" W a distance of 62.99 feet to an existing iron pipe; thence S 75°28'14" W a distance of 67.45 feet to a point; thence S 80°47'38" W a distance of 50.93 feet to a point; thence S 88°13'08" W a distance of 58.42 feet to a point; thence S 89°28'01" W a distance of 100.40 feet to the point of beginning containing 1,655,961 square feet or 38.016 acres more or less.

Annexation Area "B"

Beginning at an existing iron pipe in the southern right of way of Green Level West Road (Variable Width Public R/W), thence with the southern right of way of Green Level West Road the following six (6) calls thence N 65°37'26" E a distance of 9.67 feet to a NCDOT RW Disc; thence N 65°37'26" E a distance of 63.13 feet to a NCDOT RW Disc; thence N 77°50'28" E a distance of 319.23 feet to a NCDOT RW Disc; thence N 68°55'27" E a distance of 244.59 feet to a NCDOT RW Disc; thence N 84°05'25" E a distance of 263.31 feet to a NCDOT RW Disc; thence N 83°38'11" E a distance of 111.79 feet to a NCDOT RW Disc; thence leaving said right of way S01°43'45"W a distance of 199.74 feet to a point; thence S01°43'48"W a distance of 217.85 feet to a point; thence S89°15'28"E a distance of 7.43 feet an existing iron pipe; thence S00°44'30"W a distance of 1033.94 feet to a point in the creek; thence with the creek the following forty-five (45) calls S88°45'40"W a distance of 25.88 feet; thence S85°13'37"W a distance of 73.17 feet to a point; thence S39°35'18"W a distance of 31.68 feet to a point; thence S13°00'26"W a distance of 20.43 feet to a point; thence N77°08'25"W a distance of 30.10 feet to a point; thence N02°08'34"W a distance of 21.05 feet to a point; thence N47°17'25"W a distance of 7.39 feet to a point; thence N83°41'48"W a distance of 47.21 feet to a point; thence S68°44'55"W a distance of 10.96 feet to a point; thence S34°37'45"W a distance of 33.60 feet to a point; thence S14°19'14"W a distance of 57.88 feet to a point; thence S44°32'17"W a distance of 42.91 feet to a point; thence S78°58'26"W a distance of 30.51 feet to a point; thence N84°26'21"W a distance of 21.02 feet to a point; thence N48°58'00"W a distance of 56.87

feet to a point; thence N89°22'36"W a distance of 10.52 feet to a point; thence S38°54'08"W a distance of 17.03 feet to a point; thence S66°37'34"W a distance of 36.06 feet to a point; thence N76°05'10"W a distance of 23.47 feet to a point; thence N41°03'31"W a distance of 42.76 feet to a point; thence N56°45'35"W a distance of 64.50 feet to a point; thence S86°15'04"W a distance of 31.19 feet to a point; thence S48°47'31"W a distance of 28.40 feet to a point; thence S28°30'12"W a distance of 18.97 feet to a point; thence S69°49'02"W a distance of 44.12 feet to a point; thence S47°31'42"W a distance of 14.88 feet to a point; thence N89°48'20"W a distance of 35.20 feet to a point; thence N61°13'21"W a distance of 76.48 feet to a point; thence N46°06'47"W a distance of 31.01 feet to a point; thence N60°10'03"W a distance of 34.29 feet to a point; thence N22°15'58"W a distance of 13.45 feet to a point; thence N07°36'57"W a distance of 17.60 feet to a point; thence N32°42'33"W a distance of 31.10 feet to a point; thence N17°05'46"W a distance of 22.86 feet to a point; thence N23°59'43"W a distance of 19.59 feet to a point; thence N07°52'58"E a distance of 26.65 feet to a point; thence N73°09'23"W a distance of 9.91 feet to a point; thence S35°12'12"W a distance of 5.29 feet to a point; thence S84°54'48"W a distance of 10.68 feet to a point; thence N69°33'29"W a distance of 29.46 feet to a point; thence N79°13'03"W a distance of 29.23 feet to a point; thence N61°00'07"W a distance of 38.24 feet to a point; thence N00°09'34"W a distance of 65.66 feet to a point; thence N36°16'15"W a distance of 22.49 feet to a point; thence S76°12'04"W a distance of 19.32 feet to a point; thence leaving the creek N01°07'41"E a distance of 1032.71 feet to the point of beginning containing 1,371,804 square feet or 31.492 acres more or less.