

ORDINANCE NO. _____

ROCKY RIVER MPV

**AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE
CITY OF CHARLOTTE, NORTH CAROLINA**

WHEREAS, the City Council has been petitioned under G.S. 160A-31(a) to annex the area described below; and

WHEREAS, the City Council has by Resolution directed the City Clerk to investigate the sufficiency of the petition; and

WHEREAS, the City Clerk has certified the sufficiency of the petition and a public hearing on the question of this annexation was held in the Meeting Chamber of the Charlotte - Mecklenburg Government Center, 600 E. Fourth Street, Charlotte, N.C. at 7:00 p.m. on September 11, 2017 after due notice by the Mecklenburg Times on September 19th, 2017; and

WHEREAS, the City Council finds that the petition meets the requirements of G.S. 160A-31;

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

Section 1. By virtue of the authority granted by G.S. 160A-31, the following described territory is hereby annexed and made part of the City of Charlotte as of October 9, 2017 (effective date):

LEGAL DESCRIPTION

BEING THAT PROPERTY LYING AND BEING IN CRAB ORCHARD TOWNSHIP, MECKLENBURG COUNTY, NORTH CAROLINA, DESCRIBED IN BOOK 24792-354, AND 30348-426 MECKLENBURG COUNTY PUBLIC REGISTRY; DESCRIBED AS FOLLOWS:

COMMENCING AT "GPS STATION #1348", SAID POINT HAVING NORTH CAROLINA STATE PLANE GRID COORDINATES OF NORTHING: 560,977.096 FEET AND EASTING: 1,501,819.102 FEET (NAD 83; NAVD 88:723.578); THENCE N 08-02-30 E 3370.86 FEET TO AT "GPS STATION

#1082", SAID POINT HAVING NORTH CAROLINA STATE PLANE GRID COORDINATES OF NORTHING: 564,314.281 FEET AND EASTING: 1,502,290.594 FEET (NAD 83; NAVD 88:710.723), THENCE S 64-22-55 E TO AN IRON, THENCE WITH THE LINE OF THE PROPERTY OF EUGENE W. COCHRANE, JR. (NOW OR FORMERLY) AS SHOWN IN BOOK 1948, PAGE 133, CABARRUS COUNTY PUBLIC REGISTRY, THE FOLLOWING FIVE (5) CALLS AND DISTANCES: (1) S 54-09-52 W 280.61 FEET TO A PIPE FOUND; S 00-56-33 E 437.85 FEET TO A PIPE FOUND; (3) S 12-41-55 E 591.72 FEET TO A PIPE FOUND; (4) N 79-37-04 E 313.98 FEET TO A 1" PIPE FOUND; (5) S 14-14-31 E 259.36 FEET TO A #4 REBAR FOUND; THENCE LEAVING SAID PROPERTY LINE OF EUGENE W. COCHRANE, JR. (NOW OR FORMERLY) AND WITH THE NORTHERN RIGHT-OF-WAY LIMIT OF ROCKY RIVER ROAD (S.R. #1139) THE FOLLOWING TWO (2) CALLS AND DISTANCES: (1) N 87-34-17 W 864.65 FEET TO A POINT; (2) N 87-20-17 W 99.88 FEET TO A #5 REBAR FOUND; THENCE WITH THE EASTERN RIGHT-OF-WAY LIMIT OF I-485 THE FOLLOWING THREE (3) CALLS AND DISTANCES: (1) N 46-01-59 W 165.47 FEET TO A R/W DISK FOUND; (2) ALONG THE ARC OF A CIRCULAR CURVE TO THE LEFT WITH A RADIUS OF 180.00 FEET, ARC LENGTH OF 138.76 FEET, CHORD BEARING OF N 65-14-12 W, AND A CHORD DISTANCE OF 135.35 FEET TO A R/W DISK FOUND; THENCE (3) N 87-16-34 W 5.82 FEET TO POINT ON THE MECKLENBURG/CABARRUS COUNTY LINE, **THE POINT OF BEGINNING**;

THENCE WITH THE MECKLENBURG/CABARRUS COUNTY LINE S 14-33-06 E 133.18' TO A POINT ON THE NORTHERN RIGHT-OF-WAY OF ROCKY RIVER ROAD; THENCE WITH THE NORTHERN RIGHT-OF-WAY OF ROCKY RIVER ROAD TWO (2) CALLS 1) WITH THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 1204.56' AN ARC LENGTH OF 195.90'(SUBTENDED BY CHORD N88-17-14W 195.68') TO A POINT; 2) S87-20-45W 100.64' TO A POINT, THE INTERSECTION OF THE NORTHERLY RIGHT-OF-WAY OF ROCKY RIVER ROAD AND THE EASTERLY RIGHT-OF-WAY OF I-485; THENCE THIRTY THREE (33) CALLS WITH THE EASERLY RIGHT-OF-WAY OF I-485;

1)N44-29-00W 36.74' TO A POINT; 2)N44-15-29W 34.28' TO A POINT;

3) N44-34-58W 33.37' TO A POINT; 4)N43-40-46W 27.21' TO A POINT;
5)N44-01-43W 41.27' TO A POINT; 6)N44-25-02W 41.95' TO A POINT;
7)N44-21-47W 21.56' TO A POINT; 8) N23-49-36W 5.49' TO A POINT;
9) N27-44-23W 60.49' TO A POINT; 10) N31-14-31W 58.23' TO A POINT;
11) N33-45-57W 61.67' TO A POINT; 12) N37-05-12W 61.71' TO A POINT;
13) N39-59-08W 64.74' TO A POINT; 14) N41-27-06W 49.14' TO A POINT;
15) N42-13-02W 46.88' TO A POINT; 16) N42-52-43W 51.86' TO A POINT;
17) N42-53-13W 48.58' TO A POINT; 18) N42-38-49W 47.78' TO A POINT;
19) N42-58-02W 95.88' TO A POINT; 20) N43-18-42W 75.82' TO A POINT;
21) N42-57-05W 73.69' TO A POINT; 22) N43-21-03W 48.67' TO A POINT;
23) N43-27-39W 50.31' TO A POINT; 24) N43-56-12W 50.34' TO A POINT;
25) N43-40-03W 51.47' TO A POINT; 26) N43-51-41W 38.32' TO A POINT;
27) N61-20-46W 24.03' TO A R/W DISK FOUND; (28) N 40-02-18 W 178.36 FEET TO A R/W DISK FOUND; (29) ALONG THE ARC OF A CIRCULAR CURVE TO THE RIGHT WITH A RADIUS OF 1312.39 FEET, AN ARC LENGTH OF 147.29 FEET, (SUBTENDED BY CHORD N 33-49-52 W 147.21 FEET) TO A R/W DISK FOUND; (30) N 24-47-53 W 286.95 FEET TO A R/W DISK FOUND;

(31) N 24-37-17 W 401.58 FEET TO A POINT; (32) S 65-22-43 W 365.07 FEET TO A POINT; (33) N 24-28-51 W 270.86 FEET TO A POINT (35) N 23-06-23 W 1051.13 FEET TO A POINT; (36) N 58-20-42 E 313.80 FEET TO A R/W DISK FOUND IN THE SOUTHERN TERMINUS OF OLIVIA CATHERINE WAY; THENCE WITH THE SOUTHERN TERMINUS OF OLIVIA CATHERINE WAY AND THE RIGHT-OF-WAY LINE OF HAWKINS MEADOWS CT AND THE SOUTHERN BOUNDARY LINE OF THE PROPERTY OF STAFFORD CALDWELL, LLC (NOW OR FORMERLY) AS SHOWN IN BOOK 18756, PAGE 690, MECKLENBURG COUNTY PUBLIC REGISTRY, THE FOLLOWING TWO (2) CALLS AND DISTANCES: (1) N 80-11-36 E 743.62 FEET TO AN IRON SET;
(2) N 51-18-28 E 701.23 FEET TO A POINT ON THE MECKLENBURG/CABARRUS COUNTY LINE; THENCE WITH THE MECKLEBURG/CABARRUS COUNTY LINE S 14-33-06E 3636.05' TO A POINT, **THE POINT OF BEGINNING**

SAID PROPERTY CONTAINING 87.555 ACRES AS SHOWN ON THAT ANNEXATION EXHIBIT BY YARBROUGH-WILIAMS & HOULE, INC. DATED JANUARY 16, 2017, SIGNED AND SEALED BY JOSEPH E. WHALEY, JR. NCPLS.

Section 2. Upon and after October 9, 2017 (effective date) 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 Charlotte and shall be entitled to the same privileges and benefits as other parts of the City of Charlotte. Said territory shall be subject to municipal taxes according to G.S.160A-58.10.

Section 3. Subject to change in accordance with applicable law, the annexed territory described above shall be included in the following Council electoral district: 4 .

Section 4. The Mayor of the City of Charlotte shall cause to be recorded in the office of the Register of Deeds of Mecklenburg County, and in the office of the Secretary of State at 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 Mecklenburg County Board of Elections, as required by G.S. 163-288.1.

Adopted this 9th day of October, 2017.

APPROVED AS TO FORM:

Charlotte City Attorney