

ORDINANCE NO. _____

BEREWICK COMMONS

**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 October 9, 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

BEGINING at an existing #5 rebar located along the northern line of Dixie River Land Company (now or formerly) as described in deed book 12704, page 894 of the Mecklenburg County Registry and the southeastern most corner Mattamy Carolina Corporation (now or formerly) as shown on map book 59, page 984; THENCE with the aforementioned Mattamy Carolina Corporation the following two (2) courses and distances: 1) North 06 degrees 01 minutes 04 seconds East a distance of 615.08 feet to an existing #4 rebar; 2) THENCE North 09 degrees 38 minutes 57 seconds West a distance of 208.50 feet to a new #5 rebar along the southern right of way of Berewick

Commons Parkway, a variable width public right of way as shown in map book 50, page 550 & map book 57, page 298; THENCE with the right of way of Berewick Commons Parkway the following two (2) courses and distances: 1) along a curve to the left having an arc length of 546.95 feet, and a radius of 930.00 feet, being subtended by a chord bearing of North 66 degrees 51 minutes 14 seconds East, a distance of 539.11 feet to a new #5 rebar; 2) THENCE North 50 degrees 00 minutes 20 seconds East a distance of 62.29 feet to a new #5 rebar; THENCE leaving the right of way of Berewick Commons Parkway with a new line the following two (2) courses and distances: 1) South 39 degrees 46 minutes 55 seconds East a distance of 324.52 feet to a new #5 rebar; 2) THENCE South 53 degrees 48 minutes 22 seconds East a distance of 450.40 feet to a point in the centerline of a creek and being along the northerly line of Berewick Apartments, LLC (now or formerly) as described in deed book 30957, page 129; THENCE with the meanders of the creek the following twenty-five (25) courses and distances: 1) THENCE South 30 degrees 22 minutes 14 seconds West a distance of 92.25 feet to a point; 2) THENCE South 49 degrees 14 minutes 29 seconds West a distance of 27.75 feet to a point; 3) THENCE South 36 degrees 11 minutes 16 seconds West a distance of 159.13 feet to a point; 4) THENCE South 56 degrees 49 minutes 25 seconds West a distance of 370.94 feet to a point; 5) THENCE South 51 degrees 18 minutes 26 seconds West a distance of 81.36 feet to a point; 6) THENCE South 71 degrees 17 minutes 17 seconds West a distance of 94.68 feet to a point; 7) THENCE South 24 degrees 21 minutes 32 seconds West a distance of 15.02 feet to a point; 8) THENCE South 71 degrees 34 minutes 33 seconds West a distance of 71.34 feet to a point; 9) THENCE North 59 degrees 00 minutes 51 seconds West a distance of 24.61 feet to a point; 10) THENCE South 88 degrees 06 minutes 47 seconds West a distance of 32.30 feet to a point; 11) THENCE South 07 degrees 20 minutes 18 seconds West a distance of 6.65 feet to a point; 12) THENCE South 86 degrees 32 minutes 23 seconds West a distance of 37.01 feet to a point; 13) THENCE North 39 degrees 18 minutes 49 seconds West a distance of 13.87 feet to a point; 14) THENCE South 63 degrees 47 minutes 50 seconds West a distance of 17.65 feet to a point; 15) THENCE North 78 degrees 32 minutes 05 seconds West a distance of 13.14 feet to a point; 16) THENCE South 63 degrees 14 minutes 32 seconds West a distance of 23.58 feet to a point; 17) THENCE North 82 degrees 18 minutes 19 seconds West a distance of 20.40 feet to a point; 18) THENCE South 84 degrees 20 minutes 58 seconds West a distance of 57.65 feet; to a point; 19) THENCE South 89 degrees 55 minutes 27 seconds West a distance of 48.79 feet to a point; 20) THENCE South 72 degrees 21 minutes 23 seconds West a distance of 18.03 feet to a point; 21) THENCE North 62 degrees 02 minutes 18 seconds West a distance of 13.67 feet to a point; 22) THENCE South 79 degrees 09 minutes 57 seconds West a distance of 22.72 feet to a point; 23) THENCE North 76 degrees 10 minutes 38 seconds West a distance of 34.98 feet to a point; 24) THENCE South 81 degrees 25 minutes 53 seconds West a distance of 61.65 feet to a point; 27) THENCE North 81 degrees 04 minutes 12 seconds West a distance of 20.28 feet to a point; 28) THENCE South 68 degrees 07 minutes 41 seconds West a distance of 2.49 feet to the POINT OF BEGINNING, and having an area of 17.85 acres more or less.

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: 3.

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