

ORDINANCE NO. \_\_\_\_\_

WINGET PARK/NATURE PRESERVE

**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**

**Area A:**

BEGINNING at a point on the EXISTING CHARLOTTE CITY LIMITS LINE, said point being the Northerly most corner of Mecklenburg County Tax Parcel 199-151-08 a common corner with Mecklenburg County Tax Parcel 199-151-07 also being a common corner with a 5.05 acre Common Open Space as shown on Map Book 56 Page 495 have a Mecklenburg County Tax Parcel number of 199-154-53 and the Southerly most corner of a Mecklenburg

County Tax Parcel 199-151-06 being 11.399 acres recorded in Deed Book 24112 Page 315 all being located in the centerline of an unnamed branch; thence leaving the Existing Charlotte City Limits Line and the centerline of said unnamed branch line in a Northwesterly direction following along and with the Southwesterly boundary line of said 11.399 acre parcel of land owned by Mecklenburg County recorded in Deed Book 28112 Page 315 also being a common boundary line with the Final Map of Chapel Cove Phase 3A Map 2 recorded in Map Book 56 page 495 with the following bearing and distance North 40-06-15 East 621.16 feet crossing over the terminus of Horned Lark Drive having a 56 foot right-of-way to a point said point being the Westerly most corner of said Mecklenburg County Tax Parcel 199-151-06 being located on the Southeasterly boundary line of a 3.212 acre Common Open Space as shown on the Final Map For Chapel Cove Phase 3A Map 1 recorded in Map Book 55 Page 846; thence in a Northeasterly direction following along and with the Northwesterly boundary line of the said Mecklenburg County Parcel of land recorded in Deed Book 24112 Page 315 having a Tax Parcel number of 199-151-06 and being a common boundary line with the said 3.212 acre Common Open Space as shown in said Map Book 55 page 846 with a bearing and distance of North 50-55-49 East 608.40 feet to a point said point being located on the Southwesterly margin of Winget Road as shown on said Map Book 55 Page 846; thence in a Northwesterly direction following along and with the Southwesterly margin of Winget Road with a bearing and distance of North 40-03-08 West 90.20 feet as shown on said Map Book 55 page 846; thence in a Northeasterly direction leaving the Southwesterly margin of Winget Road and crossing over said Winget Road with a bearing and distance of North 49-38-50 East 100.00 feet to a point said point being located on the Northeasterly margin of said Winget Road as shown on a Recombination Survey for Winget Park recorded in Map Book 59 Page 603 and also being located on a common line with a 10.277 acre Common Open Space as shown on recorded Map Book 54 page 374; thence in a Southeasterly direction following along and with the Northeasterly margin of Winget Road as shown on said Map Book 59 Page 603 with the following bearing and distance South 40-03-08 East 414.79 feet to a point; thence leaving the Northeasterly margin of Winget Road in a Northerly direction with the Westerly boundary line of a Mecklenburg County Parcel of land having a Mecklenburg County Tax Parcel Number of 199-151-03 said boundary line being a common line with Map Book 54 Page 74 , Map Book 49 Page 399 and Map Book 40 Page 319 with the following (25) bearings and distances as shown on said Map Book 59 Page 603; 1)with a curve to the left having a radius of 32.22 feet an arc length of 58.58 feet subtended with a chord bearing and distance of South 86-05-23 East 50.84 feet to a point, 2)with a curve to the left having a radius of 225.00 feet an arc length of 127.12 feet subtended with a chord bearing and distance of North 27-51-42 East 125.44 feet to a point, 3)North 11-40-32 East 549.02 feet to a point, 4)with a curve to the right having a radius of 875.00 feet an arc

length of 518.60 feet subtended with a chord bearing and distance of North 28-39-17 East 511.04 feet to a point, 5)North 44-21-59 West 125.72 feet to a point, 6)North 23-18-08 East 166.37 feet to a point, 7) North 33-31-06 East 214.37 feet to a point, 8)North 55-34-31 East 514.86 feet to a point, 9)North 01-08-18 West 125.68 feet to a point, 10)North 36-07-36 East 120.15 feet to a point, 11)North 57-16-44 East 73.48 feet to a point, 12)North 40-54-20 East 113.66 feet to a point, 13)North 56-59-15 East 128.93 feet to a point, 14)South 72-03-34 East 36.03 feet to a point, 15)South 30-53-26 East 56.09 feet to a point, 16) South 10-56-14 East 80.34 feet to a point, 17 South 54-32-30 East 62.48 feet to a point, 18)North 20-02-58 East 50.27 feet to a point, 19)North 23-38-17 East 65.17 feet to a point, 20)North 03-48-49 East 40.11 feet to a point, 21) North 40-27-43 East 39.15 feet to a point, 22)North 87-00-53 East 42.94 feet to a point ,23)South 77-54-25 East 15.74 feet to a point, 24) South 35-37-40 East 4.74 feet to a point, 25)South 35-37-40 East 1300.84 feet to a point said point being the Northwesternly corner of Mecklenburg County Deed Book 7944 Page 333 as shown on said Map Book 47 Page 29 and also being the Northeastly corner of Deed Book 16493 Page 360 as shown on Map Book 40 Page 319 said point also being located on the Westerly property line of Deed Book 9880 Page 604 all being located on the Existing City of Charlotte City Limits Line, thence in a Southwesterly direction following along the Existing City of Charlotte City Limits Line and a portion of the property line as described in Deed Book 16493 Page 360 as shown on Map Book 40 Page 319, and also being a common line with said Deed Book 7944 Page 333 and as shown on said Map Book 47 Page 29 South 57-01-02 West 511.24 feet to a point said point being on the Westerly property line of said Deed Book 7944 Page 333 and also being located on the Easterly property line of Deed Book 16493 Page 360 as shown on Map Book 40 Page 319; thence in a Southerly direction following along the Existing City of Charlotte City Limits Line being the Westerly property line of Deed Book 19916 Page 142 as shown on Map Book 47 Page 29,with the following (4) bearings and distances: 1)South 65-01-00 East 731.91 feet to a point, 2)South 57-10-04 West 650.96 feet to a point, 3)South 25-41-44 West 849.34 feet to a point, 4)South 46-28-23 West 359.06 feet to a point said point being located on the Northeastly margin of Winget Road, thence in a Southwesterly direction following along and with Existing City of Charlotte City Limits Line crossing said Winget Road with a bearing and distance of South 46-28-23 West 63.16 feet to a point said point being located at the intersection of a line 30 feet West of and parallel with the approximate centerline of Winget Road and the Westerly property line of Deed Book 19916 Page 142 (extended)as shown on Map Book 47 Page 29, thence in a Southerly direction following along and with the Existing City of Charlotte City Limits Line also being the Westerly margin of Winget Road approximately 351 feet to a point said point being located on the Westerly margin of Winget Road a common corner with Deed Book 26750 Page 523 and Deed Book 24228 Page

500, thence in a Southwesterly direction along and with the Existing City of Charlotte City Limits Line also being the Southeasterly boundary line of said Deed Book 26750 Page 523 a common line with said Deed Book 24228 Page 500 with a bearing and distance of South 55-55-39 West 594.00 feet to a point being located on the Existing City of Charlotte City Limits Line said point being a common corner with Said Deed Book 26750 Page 523, Deed Book 24228 Page 500, Deed Book 24228 Page 496 and Deed Book 23071 Page 661 all being located in the centerline of an unnamed branch and also being the Point and Place of Beginning.

**Area B:**

BEGINNING at a point on the EXISTING CHARLOTTE CITY LIMITS LINE, said point being the Southwesterly margin of Winget Road being a common corner with Mecklenburg Tax parcel 199-121-06 a Mecklenburg County parcel as described in Deed Book 30863 Page 542 and Mecklenburg Tax parcel 199-121-15 the property of Gale and Eugenia Davis as described in Deed Book 17742 Page 361, thence leaving the Existing City Of Charlotte City Limits line and the Southwesterly margin of Winget in a Southwesterly direction following along and with the common line with said Deed Books with the following (2) bearings and distances: 1) South 50-21-53 west 259.99 feet to a point, 2) South 39-43-46 East 369.18 feet to a point said point being in the Northwesterly line of Heart Homes Inc. as described in Deed Book 17487 Page 467 and shown in Map Book 41 Page 355; thence continuing in a Southwesterly direction following along Northwesterly line of said Heart Homes Inc. South 26-16-46 West 30.63 feet to a point said point being in the Northerly corner of lands of Winget Pond Homeowners Association Inc. as described in Deed Book 25313 Page 448 and shown in Map Book 44 Page 49 & 51; thence continuing in a Southwesterly direction following along Northwesterly line of said lands of Winget Pond Homeowners Association Inc. South 24-39-28 West 1,560.67 feet to a point said point being in the Easterly line of Lot 5 of Hartwell Subdivision as shown on Map Book 45 page 285; thence in a Northwesterly direction following along and with the rear lines of said Lot 5 and Lots 6,7,8,9,10 and 11 of Hartwell Subdivision Map Book 45 Page 285 with the following bearing and distance of North 35-12-43 West 474.85 feet to a point; thence continuing in a Northwesterly direction with a small portion of the rear of said Lot 11, the Easterly terminus of Luscombe Farm Road, and the rear lines of Lots 12,13 and 14 of Hartwell Subdivision as shown on Map Book 43 Page 891 with the following bearing and distance of North 51-34-20 West 231.36 feet to a point said point being the common Easterly corner of said Lot 14 and Lot 15 of Hartwell Subdivision Map Book 43 Page 891; thence in a Northwesterly direction following along and with the rear lines of said Lot 15 and Lots 16,17 and 18 of Hartwell Subdivision Map Book 43 Page 891, the terminus of Hartwell Farm Drive and the Easterly line of Hartwell Homeowners Association,

Inc. as described in Deed Book 20118 Page 265 and shown on Map Book 45 Page 291 with the following bearing and distance of North 34-14-46 West 736.43 feet to a point said point being the Easterly corner of said Lands of Hartwell Homeowners Association, Inc.; thence in a Northeasterly direction following along and with the Easterly line of said lands of Hartwell Homeowners Association, Inc. with the following bearing and distance of North 42-41-21 East 203.06 feet to a point said point being the Southernmost corner of the lands of Mecklenburg County as described in Deed Book 30863 Page 539 having a tax parcel number of 199-121-19 also being a common corner with the lands of Mecklenburg County as described in Deed Book 30863 Page 542 having a tax parcel number of 199-121-06; thence in a Northwesterly direction with the Northeasterly line of said lands of Hartwell Homeowners, Inc. as described in said Deed Book 20118 Page 265 as shown on Map Book 45 page 291 with a bearing and distance of North 32-23-15 West 172.72 feet to a point said point being in an Easterly corner of Lot 38 of Hartwell Subdivision as shown on Map Book 46 Page 423; thence continuing in a Northwesterly direction with the Easterly line of said Lot 38 and Lots 39 and 40 of Hartwell Subdivision Map Book 46 Page 423 with a bearing and distance of North 31-54-40 West 222.69 feet to a point said point the Westerly most corner of the land of Mecklenburg County described in said Deed Book 30863 Page 539 being a common corner with said tax parcels 199-121-19 and 199-121-06 and being located on the Easterly line of said Lot 40 as shown on Map Book 46 Page 423; thence continuing in a Northwesterly direction with a small portion of the said Northeasterly line of Lot 40 the Southeasterly terminus of Lawrence Farm Lane the Northeasterly line of Lot 41 and the Northeasterly line of a 4.837 acre Common Open Space as shown on said Map Book 46 page 423 with the following bearing and distance of North 31-54-40 West 564.96 feet to a point said point being located on the Existing City of Charlotte City Limits Line and also being the Northerly most corner of said Map Book 46 Page 423 a common corner with the land of Mecklenburg County as described in said Deed Book 30863 Page 542 being said Tax Parcel 199-121-06 and Tax Parcel 199-151-08 being land of Mecklenburg County as described in Deed Book 24228 Page 496 and Tax parcel 199-156-32 being the Easterly corner of a 11.668 acre Common Open Space as shown on Map Book 58 Page 396; thence in a Northeasterly direction following along and with the Existing City of Charlotte City Limits Line being a common line with land of Mecklenburg County as described in said Deed Book 24228 Page 496 with a bearing and distance of North 63-54-33 East 764.57 feet to a point said point being located on the Northerly boundary line of Deed Book 22392 Page 318 also being the Southwesterly corner of Deed Book 24228 Page 500 and the Southeasterly corner of Deed Book 24228 Page 496; thence continuing in a Northeasterly direction with the Existing City of Charlotte City Limits Line being the Northerly boundary line of said Deed Book 22392 Page 318 also being a common line with Deed Book 24228 Page 500 with a bearing

and distance of North 63-54-33 East 594.00 feet to a point said point being located on the westerly margin of Winget Road; thence in a Southeasterly direction following along and with the Existing City of Charlotte City Limits Line approximately 1250 feet to the Point and Place of Beginning.

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:

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Charlotte City Attorney