

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

**SUTTON FARMS PHASE 2**

**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 March 25, 2019 after due notice by the Mecklenburg Times on February 1<sup>h</sup>, 2019; 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 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 March 25, 2019:

**LEGAL DESCRIPTION**

All that certain parcel of land, situated, lying and being in the Paw Creek Township, Mecklenburg County, State of North Carolina, and more particularly described as follows:

BEGINNING at a Found Rebar (POINT OF BEGINNING), being on the Right of Way of Pleasant Grove Road (Existing 60' Public Right of Way Per DB: 11101 Pg. 890) being a common corner of property owned Now or Formerly by Elenora Abernethy (subject property) as recorded in DB:

1501 PG 185 & MB: 52 PG. 39 recorded in the Mecklenburg County Register of Deeds & Walter C. & Jacqueline M. Abernethy as recorded in DB: 2095 PG. 389 recorded in the Mecklenburg County of Register of Deeds, thence with the common property line S 26-34-24 W 260.71' to the base of a Bent Pipe, thence N 61-27-36 W 150.00' to a Set Rebar, being a common corner of the subject property, Walter C. & Jacqueline M. Abernethy property, and property owned Now or Formerly by W. H. Keistler & Dorothy R. Keistler as recorded in DB: 4222 PG. 746 recorded in the Mecklenburg County Register of Deeds, thence with the common property line of the subject property and the Keistler property for two (2) calls (1) S 26-35-01 W 383.20' to a Found Iron Rod in pile of stones, (2) S 03-24-45 W 1728.01' to a Set Rebar being a common property corner of the subject property, the Keistler property and property owned Now or Formerly by Ronald A. Vargas as recorded in DB: 25068 PG. 829 recorded in the Mecklenburg County Register of Deeds and being the common property line of the subject property and the property line of the Oakdale Forest Subdivision as recorded in MB: 8 PG. 217 recorded in the Mecklenburg County Register of Deeds, thence S 87-58-08 E 818.30' to a Found Rebar being a common corner of the subject property, the Oakdale Forest Subdivision and property owned Now or Formerly by the Glenhaven Owners Association INC. as recorded in DB: 20839 PG. 324 & MB: 40 PG. 335 recorded in the Mecklenburg County of Register of Deeds, thence with the common property line of the subject property and the Glenhaven Subdivision as recorded in MB: 34 PG. 180, MB: 45 PG. 83, MB: 42 PG. 591, & MB: 40 PG. 335 all recorded in the Mecklenburg County Register of Deeds for five (5) calls, (1) N 85-16-19 E 24.99' to a Set Rebar, (2) N 81-00-22 E 734.87' to a Point, (3) N 81-32-28 E 83.34' to a Point, (4) N 81-12-36 E 315.65' to a Found Rebar, (5) N 81-12-40 E 597.30' to a Found iron Pipe being a common corner of the subject property, the Glenhaven Subdivision, and property owned Now or Formerly by John Loyd McCall & Sarah T. McCall as recorded in DB: 3145 PG. 82 recorded in the Mecklenburg County register of Deeds, thence departing the Glenhaven line and following the John Loyd McCall & Sarah T. McCall line N 02-04-09 E 20.58' to a Found Rebar in a 15' CMUD sanitary sewer Right of Way as recorded in DB: 5735 PG. 141 recorded in the Mecklenburg County Register of Deeds also being the common property line of the subject property and property owned Now or Formerly by Pleasant Grove Presbyterian Church as recorded in DB: 8080 PG. 422 & DB: 8744 PG. 515, thence with the common property line of the subject property and the Pleasant Grove Presbyterian Church property for eight (8) calls, (1) N 80-49-50 W 85.97' to a Found Rebar, (2) N 32-41-07 W 403.91 to a Set Rebar, (3) N 69-58-05 W 373.57' to a Set Rebar, (4) S 79-46-30 W 282.06 to a Found Rebar, (5) N 35-53-19 W 725.52' to a Found Rebar, (6) N 31-16-06 E 200.02' to a Found Rebar, (7) N 22-13-13 W 21.98' to a Found Rebar, (8) N 32-32-23 E 329.15' to a Point in the center line of Pleasant Grove Road (Existing 60' Public Right of Way Per DB: 11101 Pg. 890) passing through aa Found Rebar at Station 2+99.29 of this line, thence with the center line of Pleasant Grove Road (Existing 60' Public Right of Way Per DB: 11101 Pg. 890) N 61-25-45 W 455.43' to a Point in the center line of Pleasant Grove Road (Existing 60' Public Right of Way Per DB: 11101 Pg. 890) being a common corner of the subject property and property owned Now or Formerly by Walter C. & Gwendolyn B. Abernethy as recorded in DB: 6720 PG. 798 recorded in the Mecklenburg County Register of Deeds, thence with the Walter C. & Gwendolyn B. Abernethy property line for three (3) calls, (1) S 28-34-15 W 322.67' to a Nail at the base of Found Bent Rebar passing through a Found Rebar at station 0+30.04 of this line, (2) N 61-25-45

W 135.00' to a Found Rebar, (3) N 28-34-15 E 322.67' to a Point in the center line of Pleasant Grove Road (Existing 60' Public Right of Way Per DB: 11101 Pg. 890) passing through a Found Rebar at station 2+92.66' of this line, thence with the center line of Pleasant Grove Road (Existing 60' Public Right of Way Per DB: 11101 Pg. 890) N 61-31-53 W 135.08' to a point in the center line of Pleasant Grove Road (Existing 60' Public Right of Way Per DB: 11101 Pg. 890) being a common property corner of the subject property and property owned Now or Formerly by Derek A. Harkey as recorded in DB: 15867 PG. 378 recorded in the Mecklenburg County Register of Deeds, thence with the Derek A. Harkey property line for three (3) calls, (1) S 28-24-57 W 335.00' to a Found Rebar in a pile of stones passing through a Found Rebar at station 0+29.80 of this line, (2) N 61-57-49 W 130.88' to a Found Rebar, (3) N 28-24-57 E 335.00' to a Point in the center line of Pleasant Grove Road (Existing 60' Public Right of Way Per DB: 11101 Pg. 890) passing through a Rebar Set at station 3+05.87 of this line, thence with the center line of Pleasant Grove Road (Existing 60' Public Right of Way Per DB: 11101 Pg. 890) N 61-07-35 W 206.18' to a point in the center line of Pleasant Grove Road (Existing 60' Public Right of Way Per DB: 11101 Pg. 890), thence S 26-34-24 W 30.29' to a Found Rebar being the POINT AND PLACE OF BEGINNING.

Containing 71.853 Acres.

Section 2. Upon and after \_\_\_\_\_ (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 2.

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 \_\_\_\_\_ day of \_\_\_\_\_.

APPROVED AS TO FORM:

\_\_\_\_\_  
Charlotte City Attorney