

ORDINANCE NO. _____

CHEYNEY PHASE 5

**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 November 25, 2019 after due notice by the Mecklenburg Times on November 12, 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 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 November 25, 2019:

LEGAL DESCRIPTION

COMMENCING AT NORTH CAROLINA GEODETIC MONUMENT "FINLEY" HAVING NORTH CAROLINA NAD 83/2011 GRID COORDINATES, NORTHING: 586,349.34, EASTING: 1,450,978.55 AND A COMBINED SCALE FACTOR OF 0.99984022 PROCEED N 59-17-08 E 7,360.59 FEET (GROUND DISTANCE), 7,359.41 FEET (GRID DISTANCE) TO THE POINT OF BEGINNING SAID POINT BEING IN THE CENTER OF NORFOLK-SOUTHERN RAILROAD HAVING A CLAIMED 100' RIGHT OF WAY THENCE WITH THE CENTER OF NORFOLK-

SOUTHERN RAILROAD THE FOLLOWING FIVE (5) COURSES AND DISTANCES: (1) N 18-23-22 E 456.92 FEET TO A POINT, (2) WITH A CURVE TO THE LEFT HAVING A RADIUS OF 5378.77 FEET AN ARC LENGTH OF 313.37 FEET AND A CHORD BEARING AND DISTANCE OF N 16-43-13 E 313.33 FEET TO A POINT, (3) N 14-22-11 E 120.63 FEET TO A POINT, (4) N 13-17-42 E 95.31 FEET TO A POINT, (5) N 12-38-36 E 26.01 FEET TO A POINT A COMMON CORNER WITH MATTAMY CAROLINA CORPORATION AS RECORDED IN BOOK 33241 PAGE 693 OF THE MECKLENBURG COUNTY REGISTRY, THENCE WITH THE COMMON LINE OF MATTAMY CAROLINA CORPORATION THE FOLLOWING ELEVEN (11) COURSES AND DISTANCES: (1) S 77-23-33 E 101.98 FEET TO A FOUND IRON, (2) S 71-47-16 E 22.00 FEET TO A FOUND IRON, (3) WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 29.00 FEET AN ARC LENGTH OF 45.61 FEET AND A CHORD BEARING AND DISTANCE OF N 63-16-20 E 41.06 FEET TO A FOUND IRON, (4) S 71-40-04 E 71.17 FEET TO A FOUND IRON, (5) WITH A CURVE TO THE RIGHT HAVING A RADIUS OF 17.00 FEET AN ARC LENGTH OF 26.70 FEET AND A CHORD BEARING AND DISTANCE OF S 26-40-04 E 24.04 FEET TO A FOUND IRON, (6) S 71-40-04 E 49.00 FEET TO A FOUND IRON, (7) N 18-19-56 E 39.00 FEET TO A FOUND IRON, (8) S 71-40-04 E 105.13 FEET TO A FOUND IRON, (9) S 53-43-44 E 637.31 FEET TO A FOUND IRON, (10) S 50-13-52 E 294.78 FEET TO A FOUND IRON, (11) S 73-55-37 E 208.26 FEET TO A FOUND IRON, A COMMON CORNER WITH SPRING PARK PHASE 2, MAP 4 AS RECORDED IN MAP BOOK 37 PAGE 887 OF THE MECKLENBURG COUNTY REGISTRY, THENCE WITH THE COMMON LINE OF SPRING PARK PHASE 2, MAP 4 THE FOLLOWING THREE (3) COURSES AND DISTANCES: (1) S 29-52-03 W 475.21 FEET TO A FOUND IRON, (2) S 49-18-23 W 217.77 FEET TO A FOUND IRON, (3) S 16-17-35 W 51.39 FEET TO A FOUND IRON A COMMON CORNER WITH COMMUNITY REAL PROPERTY HOLDINGS, INC AS RECORDED IN BOOK 33664 PAGE 181 OF THE MECKLENBURG COUNTY REGISTRY, THENCE WITH THE COMMON LINE OF COMMUNITY REAL PROPERTY HOLDINGS, INC THE FOLLOWING SIX (6) COURSES AND DISTANCES: (1) N 72-23-41 W 61.07 FEET TO A FOUND IRON, (2) N 18-27-24 E 413.31 FEET TO A FOUND IRON, (3) N 72-23-41 W 365.52 FEET TO A FOUND IRON, (4) S 18-16-04 W 465.75 FEET TO A FOUND IRON, (5) N 75-35-16 W 232.28 FEET TO A FOUND IRON, (6) N 71-36-15 W 593.79 FEET TO THE POINT OF BEGINNING CONTAINING 24.433 ACRES \pm .

Section 2. Upon and after November 25, 2019 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 _____ day of _____.

APPROVED AS TO FORM:

Charlotte City Attorney