

**RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION
OF ANNEXATION PURSUANT TO G.S. 160A-31
WATERMARK AT MALLARD CREEK AREA ANNEXATION**

WHEREAS, a petition requesting annexation of the area described herein has been received; and

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

WHEREAS, certification by the City Clerk as to the sufficiency of the petition has been made;

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

Section 1. A public hearing on the question of annexation of the area described herein will be held during a virtual meeting that was accessible via the Government Channel, the City's Facebook page, or the City's YouTube page at 5:00 p.m. on January 25, 2020.

Section 2. The area proposed for annexation is described as follows:

LEGAL DESCRIPTION

BEGINNING AT AN EXISTING NCDOT RIGHT-OF-WAY DISK AT THE INTERSECTION OF THE SOUTHERN MARGIN OF THE VARIABLE WIDTH PUBLIC RIGHT-OF-WAY OF MALLARD CREEK ROAD AND THE EASTERN MARGIN OF THE VARIABLE WIDTH PUBLIC RIGHT-OF-WAY OF AMANDA ELLEN ROAD, BEING THE NORTHWESTERLY MOST CORNER OF MALLARD CREEK CHARLOTTE NC, LLC AS RECORDED IN THE MECKLENBURG COUNTY PUBLIC REGISTRY IN DEED BOOK 35191, PAGE 806, SAID DISK LYING N 66°25'51" E, 182.52' FROM AN EXISTING NCDOT RIGHT-OF-WAY DISK ON THE LANDS OWNED BY THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION; THENCE, FROM SAID POINT OF BEGINNING, ALONG AND WITH THE RIGHT-OF-WAY OF MALLARD CREEK ROAD N 67°58'12" E, 158.68' TO A NEW#5 REBAR SET, A COMMON CORNER WITH JANET ELAINE BLANCHARD & CHARLES MICHAEL BLANCHARD AS RECORDED IN THE MECKLENBURG COUNTY PUBLIC REGISTRY IN DEED BOOK 19999, PAGE 942; THENCE, DEPARTING THE RIGHT-OF-WAY OF MALLARD CREEK ROAD AND ALONG AND WITH THE WESTERN BOUNDARIES OF BLANCHARD, S 02°09'26" W, 446.61' TO AN EXISTING BENT AXLE, A COMMON CORNER WITH MALLARD CREEK CHARLOTTE NC, LLC AS RECORDED IN THE MECKLENBURG COUNTY PUBLIC REGISTRY IN DEED BOOK 35191, PAGE 806; THENCE, ALONG AND WITH THE NORTHERN BOUNDARIES OF MALLARD CREEK CHARLOTTE NC, LLC 64°03'48" E, 495.34' TO A NEW#5 REBAR SET ALONG THE WESTERN MARGIN OF THE VARIABLE WIDTH PUBLIC RIGHT-OF-WAY OF ODELL SCHOOL ROAD; THENCE, ALONG AND WITH THE RIGHT-OF-WAY OF ODELL SCHOOL ROAD, WITH A CIRCULAR CURVE TO THE RIGHT HAVING A RADIUS OF 950.00', AN ARC LENGTH OF 166.73' AND HAVING A CHORD BEARING AND DISTANCE OF S 07°07'42" W, 166.51' TO AN EXISTING NCDOT RIGHT-OF-WAY DISK; THENCE, S 80°51'05" E, 29.84' TO AN EXISTING NCDOT RIGHT-OF-WAY DISK; THENCE, WITH A CIRCULAR CURVE TO THE RIGHT HAVING A RADIUS OF 488.51', AN ARC LENGTH OF 219.41' AND HAVING A CHORD BEARING AND DISTANCE OF S 21°52'49" W, 217.57' TO A NEW#5

REBAR SET; THENCE, S 34°44'50" W, 135.63' TO A NEW#5 REBAR SET, A COMMON CORNER WITH MALLARD CREEK CHARLOTTE NC, LLC AS RECORDED IN THE MECKLENBURG COUNTY PUBLIC REGISTRY IN DEED BOOK 35191, PAGE 806; THENCE, TURNING AND CROSSING ODELL SCHOOL ROAD, S 19°48'54" E, 49.19' TO A NEW#5 REBAR SET ALONG THE EASTERN MARGIN OF THE RIGHT-OF-WAY OF ODELL SCHOOL ROAD, A COMMON CORNER OF HICKORY GROVE BAPTIST CHURCH AS RECORDED IN DEED BOOK 8023, PAGE 218; THENCE, DEPARTING THE RIGHT-OF-WAY OF ODELL SCHOOL ROAD AND ALONG AND WITH THE WESTERN BOUNDARIES OF HICKORY GROVE BAPTIST CHURCH S 19° 48'56" E, 272.45' TO A NEW#5 REBAR SET IN AN OLD STUMP; THENCE S 04°58'50" W, 320.32' TO A FOUND CONCRETE MONUMENT. A COMMON CORNER WITH ISSV REALTY HOLDINGS OF NORTH CAROLINA LLC AS RECORDED IN DEED BOOK 30834, PAGE 281; THENCE, ALONG AND WITH THE WESTERN BOUNDARIES OF ISSV REALTY HOLDINGS OF NORTH CAROLINA LLC S 04°58'09" W, 420.44' TO A FOUND #4 REBAR ALONG THE NORTHERN MARGIN OF THE VARIABLE WIDTH PUBLIC RIGHT-OF-WAY OF RIDGE ROAD; THENCE, ALONG AND WITH THE RIGHT-OF-WAY OF RIDGE ROAD N 42°48'43"W, 440.28' TO AN EXISTING NCDOT RIGHT-OF-WAY DISK AT THE INTERSECTION WITH THE EASTERN MARGIN OF THE RIGHT-OF-WAY OF ODELL SCHOOL ROAD; THENCE, CROSSING THE INTERSECTION OF RIDGE ROAD AND ODELL SCHOOL ROAD, N 42° 48'15" W, 168.76' TO AN EXISTING NCDOT RIGHT-OF-WAY DISK, THE SOUTHERN MOST CORNER OF MALLARD CREEK CHARLOTTE NC, LLC AS RECORDED IN THE MECKLENBURG COUNTY PUBLIC REGISTRY IN DEED BOOK 35191, PAGE 817; THENCE, ALONG AND WITH THE SOUTHERN BOUNDARY OF MALLARD CREEK CHARLOTTE NC, LLC AND THE RIGHT-OF-WAY OF RIDGE ROAD N 42°49'46" W, 500.00' TO AN EXISTING NCDOT RIGHT-OF-WAY DISK AT THE INTERSECTION OF THE EASTERN MARGIN OF THE RIGHT-OF-WAY OF AMANDA ELLEN ROAD; THENCE, ALONG AND WITH THE RIGHT-OF-WAY OF AMANDA ELLEN ROAD THE FOLLOWING FIVE (5) COURSES AND DISTANCES (1) N 06°11'48" E, 39.67' TO A NEW #5 REBAR SET; THENCE, (2) N 47°09'59" E, 323.92' TO AN EXISTING NCDOT RIGHT-OF-WAY DISK; THENCE, (3) WITH A CIRCULAR CURVE TO THE LEFT HAVING A RADIUS OF 420.00', AN ARC LENGTH OF 247.53' AND HAVING A CHORD BEARING AND DISTANCE OF N 30°17'53" E, 243.96' TO A NEW#5 REBAR SET; THENCE, (4) WITH A CIRCULAR CURVE TO THE LEFT HAVING A RADIUS OF 420.00', AN ARC LENGTH OF 259.74' AND HAVING A CHORD BEARING AND DISTANCE OF N 04°18'08" W, 255.62' TO AN EXISTING NCDOT RIGHT-OF-WAY DISK; THENCE, (5) N 22°02'53" W, 167.57' TO THE POINT OF BEGINNING AND CONTAINING 15.916 ACRES.

LESS AND EXCEPT THE AREA WITHIN THE RIGHT-OF-WAY OF ODELL SCHOOL ROAD, CONTAINING 1.022 ACRES, AS DESCRIBED AS FOLLOWS:

BEGINNING AT A NEW#5 REBAR SET ALONG THE EASTERN MARGIN OF THE RIGHT-OF-WAY OF ODELL SCHOOL ROAD, BEING THE NORTHERLY MOST CORNER OF MALLARD CREEK CHARLOTTE NC, LLC AS RECORDED IN DEED BOOK 33298, PAGE 355; THENCE, ALONG AND WITH THE EASTERN MARGIN OF THE RIGHT-OF-WAY OF ODELL SCHOOL ROAD WITH A CIRCULAR CURVE TO THE LEFT HAVING A RADIUS OF 2047.00', AN ARC LENGTH OF 296.54' AND HAVING A CHORD BEARING AND DISTANCE OF S 30°05'58" W, 296.28' TO A NEW#5 REBAR SET; THENCE, S 25°56'52" W, 36.78' TO A NEW#5 REBAR SET; THENCE, WITH A CIRCULAR CURVE TO THE LEFT HAVING A RADIUS OF 1006.90', AN ARC LENGTH OF 115.46' AND HAVING A CHORD BEARING AND DISTANCE OF S 22°39'45" W, 115.40' TO A NEW #5 REBAR SET; THENCE, WITH A CIRCULAR CURVE TO THE LEFT HAVING A RADIUS OF 1006.90', AN ARC LENGTH OF 2.90' AND HAVING A CHORD BEARING AND DISTANCE OF S19°17'42" W, 2.90' TO AN EXISTING NCDOT RIGHT-OF-WAY DISK; THENCE, S 70°43'56" E, 29.43' TO AN EXISTING NCDOT RIGHT-OF-

WAY DISK; THENCE, S 21°46'04" W, 207.26' TO A NEW#5 REBAR SET; THENCE, S 09°37'21" W, 8.41' TO A NEW#5 REBAR SET; THENCE, S 09°33'18" W, 63.08' TO AN EXISTING NCDOT RIGHT-OF-WAY DISK; THENCE, N 42°48'15" W, 168.76' TO AN EXISTING NCDOT RIGHT-OF-WAY DISK; THENCE, ALONG AND WITH THE RIGHT-OF-WAY OF ODELL SCHOOL ROAD N 62°42'15" E, 60.39' TO AN EXISTING NCOOT RIGHT-OF-WAY DISK; THENCE, N 21°21'34" E, 87.61' TO A NEW#5 REBAR SET; THENCE, N 21°21'34" E, 65.19' AN EXISTING NCDOT RIGHT-OF-WAY DISK; THENCE, S 71°10'01" E, 29.57' TO A NEW#5 REBAR SET; THENCE, WITH A CIRCULAR CURVE TO THE LEFT HAVING A RADIUS OF 1046.90', AN ARC LENGTH OF 124.74' AND HAVING A CHORD BEARING AND DISTANCE OF N 22°32'03" E, 124.67' TO A NEW#5 REBAR SET; THENCE, N 25°56'52" E, 36.78' TO A NEW#5 REBAR SET; THENCE, WITH A CIRCULAR CURVE TO THE LEFT HAVING A RADIUS OF 2087.00', AN ARC LENGTH OF 320.51' AND HAVING A CHORD BEARING AND DISTANCE OF N 30°20'56" E, 320.19' TO A NEW#5 REBAR SET; THENCE, N 34°44'50" E, 10.70' TO A NEW#5 REBAR SET; THENCE, S 19°48'54" E, 49.19' TO THE POINT OF BEGINNING, CONTAINING 1.022 ACRES.

Section 3. Notice of the public hearing shall be published in the *Mecklenburg Times*, a newspaper having general circulation in the City of Charlotte, at least ten (10) days prior to the date of the public hearing.