



Planning & Inspections Department

308 East Stadium Drive * Eden, North Carolina 27288-3523 * (336) 623-2110 * Fax (336) 623-4057

MEMO

To: Honorable Mayor and City Council
Thru: Brad Corcoran, City Manager
From: Kelly K. Stultz, AICP, Director
Subject: **Public Hearing - Annexation Request – Property Between
Friendly Road and Virginia Street**
Date: May 3, 2012

At the regular April meeting, the Council scheduled this public hearing to hear comments regarding an annexation of property located between Friendly Road and Virginia Street. The Petition Requesting Annexation was filed by Northridge Development Corp. and FC Properties, LLC.

Staff is of the opinion that this property should be annexed.

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS
OF THE CITY OF EDEN, NORTH CAROLINA

WHEREAS, the City Council of the City of Eden, North Carolina, has been petitioned under G. S. 160A-58.1 to annex the area described below; and

WHEREAS, the City Council of the City of Eden 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 at the City Council Chamber, 308 East Stadium Drive at 7:30 o'clock p.m. on the 15th day of May, 2012, after due publication on May 3, 2012; and

WHEREAS, the City Council of the City of Eden finds that the petition meets the requirements of G.S. 160A-58.1(b), to wit:

(1) The nearest point on the proposed satellite corporate limits is not more than three miles from the corporate limits of the City;

(2) No point on the proposed satellite corporate limits is closer to another municipality than to the City;

(3) The area described is so situated that the City will be able to provide the same services within the proposed satellite corporate limits that it provides within the primary corporate limits;

(4) No subdivision, as defined in G.S. 160A-376, will be fragmented by this annexation;

(5) The area within the proposed satellite corporate limits, when added to the area within all other satellite corporate limits, does not exceed ten percent (10%) of the area within the primary corporate limits of the City; and

WHEREAS, the City Council of the City of Eden further finds that the petition has been signed by all the owners of real property in the area who are required by law to sign; and

WHEREAS, the City Council of the City of Eden further finds that the petition is otherwise valid, and that the public health, safety and welfare of the City of Eden and of the area proposed for annexation will be best served by annexing the area described.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Eden, North Carolina, that:

Section 1. By virtue of the authority granted by G.S. 160A-58.2, the following described territory is hereby annexed and made a part of the City of Eden as of May 15, 2012:

Beginning at an iron set in the Henry County, Virginia-Rockingham County, North Carolina State Line said iron being located on the West right-of-way line of Secondary Road #1714 where it intercepts the Virginia-North Carolina State Line; thence from said beginning point the following courses and distances along the West right-of-way line of Secondary Road #1714 South 03 deg. 49 min. West 37.42 feet, South 04 deg. 24 min. 30 sec. East 398.02 feet, South 12 deg. 38 min. East 422.48 feet, South 16 deg. 36 min. 30 sec. East 300.96 feet, South 20 deg. 35 min. East 953.46 feet, South 21 deg. 37 min. East 247.26 feet, South 22 deg. 39 min. East 160.34 feet, South 09 deg. 14 min. 30 sec. East 190.27, South 16 deg. 33 min. West 143.61 feet, South 28 deg. 56 min. West 71.21 feet, and South 38 deg. 22 min. West 185.95 feet to a concrete monument; thence leaving Secondary Road #1714 North 70 deg. 14 min. West 2,299.19 feet to a point, a common corner with Carl & Fleeta Martin (see Deed Book 736 at Page 399); thence with said Martin line North 48 deg. 26 min. West 857.66 feet to a point in the East right-of-way of Secondary Road #1716; thence with the East right-of-way line of Secondary Road #1716 the following courses and distances: North 49 deg. 32 min. East 313.70 feet, North 42 deg. 21 min. 30 sec. East 290.76 feet, North 35 deg. 11 min. East 396.06 feet, North 33 deg. 50 min. East 95.15 feet; North 32 deg. 29 min. East 229.36 feet, North 24 deg. 10 min. 30 sec. East 297.80 feet and North 15 deg. 52 min. East 315.57 feet to an iron set in the Virginia-North Carolina State Line; thence along the Virginia-North Carolina State Line North 89 deg. 58 min. East 1,223.85 feet to an iron on the West right-of-way line of Secondary Road #1714 the point of beginning.

SAVE AND EXCEPT THE FOLLOWING 3 TRACTS:

Beginning at a point, said point being the common corner of Lots 10 and 11 of map entitled Northridge Mobile Home Subdivision as recorded in Map Book 22 at Page 10, said point also being in the northern right-of-way of Wilshire Drive; thence from said point of beginning with the common property line of Lots 10 and 11 North 29 deg. 20 min. 52 sec. East 120.00 feet to a point; thence with the boundary of Lot 11 South 45 deg. 24 min. 30 sec. East 98.23 feet to a point; thence continuing with Lot 11 South 12 deg. 12 min. 16 sec. East 79.07 feet to a point, a common corner of Lots 11 and 12; thence with the boundary of Lot 12 South 12 deg. 54 min. 31 sec. West 81.91 feet to a point; thence continuing with Lot 12 South 44 deg. 52 min. 49 sec. West 101.91 feet to a point, a common corner of Lots 12 and 13; thence with the boundary of Lot 13 South 71 deg. 41 min. 14 sec. West 89.62 to a point; thence continuing with Lot 13 North 70 deg. 41 min. 03 sec. West 53.39 to a point, a common corner of Lots 13 and 14; thence with boundary of Lot 14 North 57 deg. 14 min. 57 sec. West 61.33 feet to a point, the common corner of Lots 14 and 15; thence with the common line of Lots 14 and 15, North 17 deg. 10 min. 05 sec. East 136.38 feet to a point in the southern right-of-way of Wilshire Drive, point also being the common corner of Lots 14 and 15; thence with the right-of-way of Wilshire Drive the following courses and chord distances: South 43 deg. 47 min. 11 sec. East 29.81 feet, South 46 deg. 23 min. 25 sec. East 41.45 feet, North 85 deg. 34 min. 05 sec. East 39.96 feet, North 30 deg. 40 min. 48 sec. East 52.00 feet, North 30 deg. 39 min. 08 sec. West 50.00 feet to the point of

beginning and being Lots 11, 12, 13 & 14, Section A of Northridge Mobile Home Subdivision as recorded in Map 22 at Page 10.

Beginning at a point, said point being in the northern right-of-way of Wilshire Drive, said point also being a common corner with Lots 11 and 12; thence from said point of beginning with the northern right-of-way of Wilshire Drive North 85 deg. 46 min. 08 sec. West 60.00 feet chord to a point, a common corner with Lots 12 and 13; thence leaving said road with the common line of Lots 12 and 13 North 15 deg. 40 min. East 145.00 feet to a point, the common corner of Lots 12 and 13; thence South 74 deg. 19 min. 13 sec. East 75.66 feet to a point, said point being a common corner of Lots 12 and 11; thence with the common line of Lots 11 and 12 South 22 deg. 52 min. 58 sec. West 134.15 feet to the point of beginning and being Lot 12, Section B of Northridge Mobile Home Subdivision as recorded in Map 22 at Page 10.

Beginning at a point, said point being in the northern right-of-way of Wilshire Drive, said point also being a common corner with Lots 8 and 9; thence from said point of beginning with the northern right-of-way of Wilshire Drive North 74 deg. 15 min. 30 sec. West 43.56 chord feet to a point in the right-of-way; thence as it curves to the right with a 20' radius a chord bearing and distance North 30 deg. 53 min. West 28.73 feet to a point in the eastern right of way of Northridge Drive; thence with the eastern right-of-way of Northridge Drive as it curves to the right a chord bearing and distance North 23 deg. 48 min. 02 sec. East 78.86 feet to a point; thence leaving said right-of-way with the common property line of Lots 8 and 7 South 84 deg. 15 min. 53 sec. East 68.14 feet to a point, a common corner with Lots 8 and 9; thence with the common line of Lots 8 and 9 South 22 deg. 52 min. 15 sec. West 110.51 feet to the point of beginning and being Lot 8, Section A of Northridge Mobile Home Subdivision as recorded in Map 22 at Page 10.

The above described annexed property more particularly described in a plat of survey by C. E. Robertson & Associates, P.L.S. recorded in Map Book _____, Page _____ in the Office of the Register of Deeds for Rockingham County, North Carolina.

Section 2. Upon and after June 30, 2012, 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 Eden, and shall be entitled to the same privileges and benefits as other parts of the City of Eden. Said territory shall be subject to municipal taxes according to G. S. 160A-58.10.

Section 3. The Mayor of the City of Eden shall cause to be recorded in the Office of the Register of Deeds of Rockingham, and in the Office of the Secretary of State in 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 be delivered to the Rockingham Board of Elections, as required by G.S. 163-288.1.

Section 4. Notice of adoption of this Ordinance shall be published once, following the effective date of annexation, in a newspaper having general circulation in the City of Eden.

Adopted this 15th day of May, 2012.

CITY OF EDEN

BY: _____
John E. Grogan, Mayor

ATTEST:

Sheralene Thompson, CMC
City Clerk