

RESOLUTION NO. 2019-25

A RESOLUTION DIRECTING THE CITY CLERK TO INVESTIGATE THE SUFFICIENCY OF A PETITION FOR AN ANNEXATION PURSUANT TO NCGS 160A-31, AS AMENDED

WHEREAS, a petition was received on September 12, 2019, requesting the annexation of a contiguous area described in said Petition as the Transylvania County Historical Society, Inc., property located at 2753 Asheville Highway, Pisgah Forest, NC, 28768, consisting of 3.787 acres, be annexed into the City of Brevard. (Tax Property Identification Number: 8597-56-4170-000)

Metes and Bounds Property Description:

BEGINNING at an iron pin with an aluminum cap set at the back of the curb in the northwest margin of North Carolina Highway 280, said iron pin being located North 53 deg. 24 min. East 26.45 feet from the center of the back edge of a catch basin and also being located North 14 deg. 31 min. 43 sec. East 902.90 feet from N.C. Geodetic Survey Station "Meany" said iron pin also being located in the northeast property line of a tract of land conveyed to Owen in a deed recorded in Book 184, Page 620, Records of Deeds for Transylvania County, and runs thence along the property line of Owen the following two calls: North 36 deg. 11 min. 50 sec. West 145.54 feet to an aluminum monument set in place of a ¼ inch steel rod and chestnut post and North 54 deg. 12 min. 05 sec. West 78.36 feet to an iron pin with an aluminum cap located North 53 deg. West 13.2 feet from the center of a branch and South 54 deg. 12 min. 05 sec. East 10.35 feet from a ¼ inch steel rod found, said steel rod being the northwest corner of Owen; thence leaving the property line of Owen and along the property line of a tract of land conveyed to Gibbs in a deed recorded in Book 101, page 168, Records of Deeds for Transylvania County, the following calls: North 16 deg. 35 min. 07 sec. East 133.15 feet to an iron pin with an aluminum cap set in a branch; North 04 deg. 24 min. 53 sec. West 79.00 feet to an iron pin with an aluminum cap set in said branch; North 26 deg. 50 min. 07 sec. East 114.00 feet to an iron pin with an aluminum cap set at a fence (said iron pin being located North 51 deg. East 4.1 feet from a seven-inch maple in said fence marked as a witness); North 53 deg. 20 min. 07 sec. East 152.00 feet to an iron pin with an aluminum cap set in place of a rusty one-inch iron pin found located South 68 deg. East 2.15 feet from a corner post of said fence, said iron pin being the southwest corner of Lot 2 and the northwest corner of Lot 1 of Block B of Rolling Acres Subdivision as show on a plat thereof recorded in Plat Book 2, page 39, Records of Plats for Transylvania County in the office of the Register of Deeds for Transylvania County; thence leaving the property line of Gibbs and along the property line of a tract of land conveyed to Mann in a deed recorded in Book 212, page 289, Records of Deed for Transylvania County; South 51 deg. 54 min. 53 sec. East 433.39 feet to an iron pin with an aluminum cap set at the back of the curb in the northwest margin of North Carolina Highway 280, said iron pin being located South 55 deg. East 17.4 feet from a power pole, South 66 deg. East 11.8 feet from a corner fence post and North 61 deg. 30 min. East 71.34 feet from the center of a catch basin; thence leaving the property line of Mann and along the curb of said highway, South 53 deg. 23 min. 48 sec. West 494.44 feet to the BEGINNING. Containing 3.787 acres, more or less, as surveyed by Robert E. Parker, RLS, on January 19, 1987, and as shown on an unrecorded plat designated as Drawing No. 87310-B1.

This conveyance is made subject to the right-of-way any portion of the right-of-way of North Carolina Highway 280 which may presently traverse the property, to all rights-of-way for public utilities presently appearing of record and to the rights-of-way of all utility lines which may presently traverse the property.

Being all of the same described in a deed from Thelma Bryson, et al, to Charles M. Morgan Co., dated June 9, 1987, and recorded in Book 296, page 74, Records of Deeds for Transylvania County, North Carolina.

WHEREAS, said Petition has been received by the City Council of the City of Brevard, North Carolina; and

WHEREAS, NCGS 160A-31, as amended, provides that the sufficiency of the Petition shall be investigated by the City Clerk before further annexation proceedings may take place; and

WHEREAS, the City Council of the City of Brevard deems it advisable to proceed in response to this request for annexation.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BREVARD, NORTH CAROLINA:

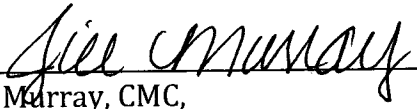
Section 1. The City Clerk is hereby directed to investigate the sufficiency of the above described Petition and to certify as soon as possible to the City Council the result of her investigation.

Section 2. This Resolution shall become effective upon its adoption and approval.

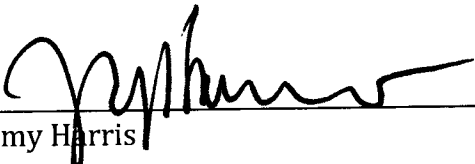
Adopted and approved this the 21st day of October, 2019.



ATTEST:



Jill Murray, CMC,
City Clerk



Jimmy Harris
Mayor