

ORDINANCE NO. 2022-15

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

WHEREAS, the Brevard City Council has been petitioned under G.S. 160A-31, as amended, to annex the contiguous area described herein, and,

WHEREAS, the City Council has by Resolution No. 2022-04 directed the City Clerk to investigate the sufficiency of said petition; and,

WHEREAS, the Brevard Planning Board reviewed the Petition at their meeting held on February 22, 2022 and recommend approval of the voluntary contiguous annexation; and,

WHEREAS, the City Clerk has certified the sufficiency of said petition (relying on the opinion of the City Attorney) and the City Council adopted Resolution No. 2022-08 fixing a date of public hearing. By authority granted by G.S. 160A-31, a public hearing on the question of this annexation was held at the City Council Chambers at 5:30 P.M. on the 18th day of April, 2022, after due notice by publication on the 7th day of April, 2022 and

WHEREAS, the City Council does hereby find as a fact that the petition meets the requirements of G.S. 160A-31, as amended.

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

Section 1. By virtue of the authority granted by G.S. 160A-31, as amended, all of that property lying in Transylvania County, owned by Ogeechee Davidson, LLC as successor in interest to Pisgah Forest Outdoors, LLC, as shown and being a part of that property described in the deed recorded in Document Book 721, Pages 398-400, in the Transylvania County Register of Deeds and that certain plat provided by the Petitioners to be duly recorded upon annexation is hereby annexed and made a part of the City of Brevard as of the 18th day of April, 2022.

Said property is more fully described as follows:

Beginning at a rebar marking the northwest corner of the parcel shown as Tract D on the Plat recorded in Plat File 16, Slide 363 and the same corner shown as Tract C (Revised) on the Plat recorded in Plat File 16, Slide 396, and being the southwest corner of the Hughes Tract (Book 210, Page 133), and then running with the Hughes line, North 82 degrees 15'03" East 222.20 feet to a rebar in a branch, the northwest corner of the Walmart parcel (Book 560, Page 344); then South 23 degrees 10'52" East 123.60 feet to a rebar; then South 34 degrees 48'26" East 161.11 feet to a rebar in a stump; then South 27 degrees 51'32" East 280.49 feet to a concrete monument; then South 06 degrees 51'31" East 8.35 feet to a concrete monument; then South 20 degrees 37'21" West 231.82 feet to a rebar; then continuing South 20 degrees 37'21" West to an iron rod set at the northeastern corner of Tract D (Revised) shown on the Plat recorded in Plat File 16, Slide 396; then North 69 degrees 23'38" West 129.95 feet to an iron pipe; then North 48 degrees 07'13" West 413.65 feet to a 1 3/4" iron pipe in the line of the U.S. Forest Service; then with the Forest Service line, North 05 degrees 01'25" East 514.33 feet to the point of Beginning; containing 7.13 acres, and shown as Tract C (Revised) on the Plat recorded in Plat File 16, Slide 396.

Section 2. Upon and after the 18th day of April, 2022, 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 Brevard and shall be entitled to the same privileges and benefits as other parts of the City of Brevard. Said territory shall be subject to the municipal taxes according to G.S. 160A-31.

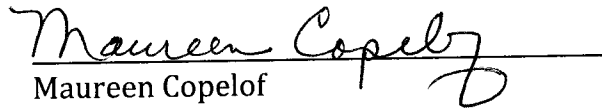
Also being all of that property described in a plat prepared by E. Roger Raxter P.L.S. for Ogeechee Davidson, LLC dated March 17, 2022, and recorded in Plat File 22, Slide 143, of the Transylvania County Registry.

Section 3. Pursuant to 160A-29 it shall be the duty of the Mayor of the City of Brevard to cause an accurate map of the annexed territory as described in Section 1 hereof, together with a duly certified copy of this Ordinance, to be recorded in the office of the Register of Deeds of Transylvania County, North Carolina, and in the office of the Secretary

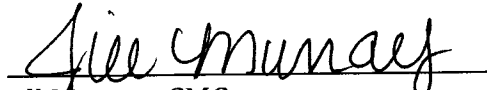
of State at Raleigh, North Carolina. Such a map shall also be delivered to the Transylvania County Board of Elections as required by G.S. 163.288.1.

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 Brevard.

Adopted and approved the 18th day of April, 2022.


Maureen Copelof
Mayor




Jill Murray, CMC
City Clerk



2022002608

TRANSYLVANIA CO, NC FEE \$26.00
PRESENTED & RECORDED:


04-21-2022 02:41:30 PM

CINDY M OWNBEY
REGISTER OF DEEDS
BY: BETH C LANDRETH
ASSISTANT

BK: DOC 1033

PG: 760-761

APPROVED AS TO FORM:


Mack McKeller
City Attorney