



2021006420

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

08-19-2021 09:55:29 AM

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

BK: DOC 997

PG: 341-343

ORDINANCE NO. 2021-34

**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. 2021-17 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 May 25, 2021 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. 2021-27 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 Multipurpose Chambers at the County Administration Building at 5:30 P.M. on the 16th day of August, 2021, after due notice by publication on the 2nd day of August, 2021 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 Richard Libby, as shown and being a part of that property described in the deed recorded in Document Book 899, Pages 202-204, in the Transylvania County Registry and that certain annexation 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 16th day of August, 2021.

Said property is more fully described as follows:

Location: Street address not yet assigned, Brevard, NC 28712. Transylvania County Tax Property Identification Number 8586-65-2129-000.

Metes and Bounds Property Description:

Any and all of that certain piece, parcel or lot of land, together with any and all improvements located thereon, lying and being situate in the State of North Carolina, County of Transylvania, being all of Lot 1 of the subdivision of the S.F. Allison Tract as shown and described on a plat thereof prepared by Carolina Mountain Surveying, Firm License Number #F-1205, dated July 31, 2020 and recorded in Plat Book 20, Page 254, records of the Register of Deeds Office for Transylvania County, North Carolina, reference to which plat is hereby invited for a more complete and accurate description of the subject real property.

This is the identical property conveyed unto Jim M. Burgess and Sherri L. Burgess by Deed of Wesley Community Development Corporation recorded December 4th, 2015 in

Document Book 748 at Page 479 records of the Register of Deeds Office for Transylvania County, North Carolina.

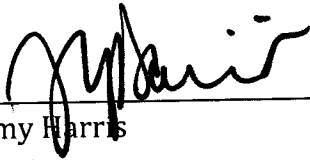
Section 2. Upon and after the 16th day of August, 2021, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Brevard and shall be entitled to the same privileges and benefits as other parts of the City of Brevard. 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 Carolina Mountain Surveying labeled Annexation Plat - Ordinance No. 2021-34, Ronald D. White and Peggy Marie White dated February 25, 2021, and recorded in Plat File 21, Slide 423 of the Transylvania County Registry.

Section 3. Pursuant to 160AA-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 16th day of August, 2021.



Jimmy Harris
Mayor

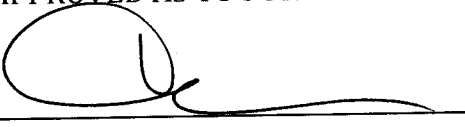


ATTEST:



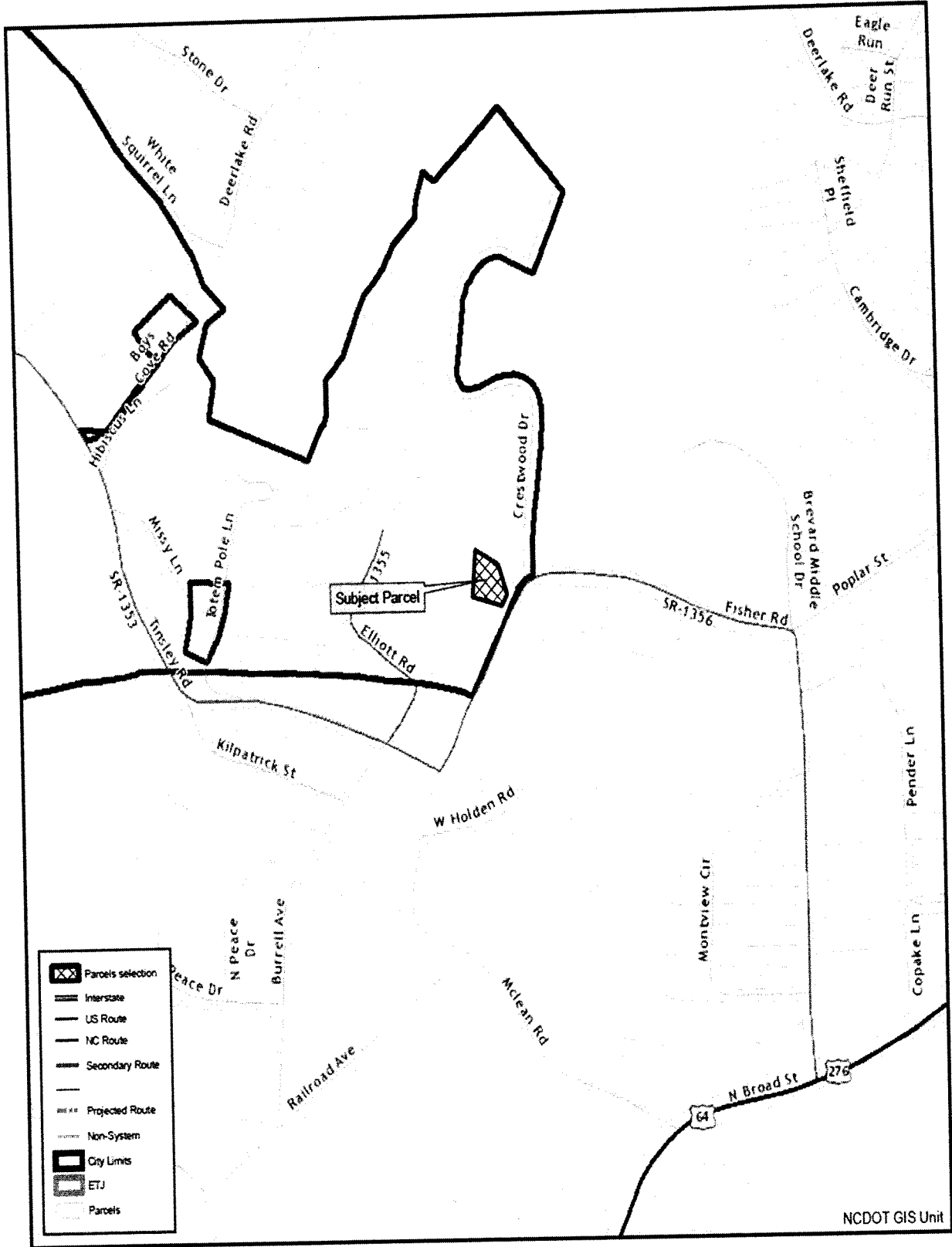
Jill Murray, CMC
City Clerk

APPROVED AS TO FORM:



Mack McKeller
City Attorney

EXHIBIT A



Contiguous Annexation Request
 Ronald & Peggy White
 Fisher Road
 PIN: 8586-65-2129-000
 Ord. No. 2021-34

1 inch = 417 feet



This map may not be a certified survey and has not been reviewed by a local government agency for compliance with any applicable land development regulations and has not been reviewed for compliance with recording requirements for plats.