



**2022003258**

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

05-18-2022 02:03:14 PM

BETH C LANDRETH  
REGISTER OF DEEDS  
BY: KARIN SMITH  
ASSISTANT

**BK: DOC 1037**

**PG: 603-604**

**ORDINANCE NO. 2022-24**  
**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. 2022-06 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 April 26, 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. 2022-12 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 16<sup>th</sup> day of May, 2022, after due notice by publication on the 5<sup>th</sup> day of May, 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 EJ & Megan Scalf, as shown and being a part of that property described in the deed recorded in Document Book 859, Pages 358-359, 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 16<sup>th</sup> day of May, 2022.

Said property is more fully described as follows:

Being all of Lot 13 of Block 4 of the Lakeview Section of Lawrence Land Company as originally shown on a plat thereof recorded in Plat Book 1, Page 5 records of Plats for Transylvania County and resurveyed and shown on a new plat thereof recorded in Plat File 16, Slide 933 Records of Plats for Transylvania County.

Subject to restrictions, easements and rights of way affecting the subject property as will appear by reference to the public records and any amendments thereto in the Henderson County, North Carolina Register of Deeds Office.

Being the same property conveyed in a Deed from Jeffrey Albert Ellwood to Richard E. Libby, married recorded November 18, 2016 in Book 785, Page 15-17 in the Transylvania County, North Carolina Register of Deeds Office.


Section 2. Upon and after the 16<sup>th</sup> day of May, 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 Kevin D. Goldsmith P.L.S. for Ezra J & Megan W. Scalf dated November 3, 2016 and recorded in Plat File 22, Slide 170, 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 16<sup>th</sup> day of May, 2022.

  
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Maureen Copelof  
Mayor



  
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Jill Murray, CMC  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Mack McKeller  
City Attorney