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# MEMORANDUM

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**TO:** Mayor and Members of City Council

**FROM:** Dianne S. Pierce-Tamplen, City Clerk

**DATE:** June 17, 2013

**REF:** "A" Miles J. Brite/Barbara Brite – 119.31 acres located on the north side of Halstead Boulevard Extended

## **BACKGROUND:**

The City Council at their May 28<sup>th</sup> 2013 meeting, accepted the Certificate of Sufficiency regarding a Petition of Annexation received from Miles J. Brite/Barbara Brite for 119.31 acres adjacent to Halstead Boulevard Extended, and adopted a Resolution calling for a public hearing to be held on Monday, June 24, 2013 at 7:30 p.m. in the City Council Chambers of the Municipal Administration Building for consideration of same.

## **ANALYSIS:**

The Petition for Voluntary Annexation received from Miles J Brite/Barbara Brite is for a parcel containing 119.31 acres that is contiguous to the existing City limits and is adjacent to Halstead Boulevard Extended.

## **RECOMMENDATION:**

By motion – Adopt the following Ordinance incorporating the 119.31± acre parcel owned by Miles J. Brite/Barbara Brite and located adjacent to Halstead Boulevard Extended into the Corporate Limits of the City of Elizabeth City, with an effective date of July 1, 2013.

**ORDINANCE #2013 \_\_\_\_\_**  
**TO EXTEND THE CORPORATE LIMITS OF**  
**THE CITY OF ELIZABETH CITY, NORTH CAROLINA**  
**"A" MILES J. BRITE/BARBARA BRITE**  
**119.31 +/- ACRES – HALSTEAD BOULEVARD EXTENDED**

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

**WHEREAS**, the City Council has by resolution directed the City Clerk to cause to be investigated the sufficiency of said petition; and

**WHEREAS**, the City Clerk has certified the sufficiency of said petition and a public hearing on the question of this annexation was held at City Hall at 7:30 p.m. on the 24th day of June 2013 after due notice by publication on the Saturday, June 15, 2013, 2013 and Wednesday, June 19, 2013; and

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

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Elizabeth City, North Carolina:

**SECTION 1.** By virtue of the authority granted by G. S. 160A-31, as amended, the following described territory, is hereby annexed and made part of the City of Elizabeth City as of the July 1, 2013:

**BEGINNING** at an existing iron pipe situated on the north right of way on Sun Gro Drive (SR1305) said pipe being located N 54° 34' 59" W 268.98 ft. from a P.K. nail in the centerline of the Norfolk and Southern Railroad and Sun Gro Drive; Thence from point of beginning N 59° 00' 45" W 655.13 ft. to an existing iron rod at the end of Sun Gro Drive and the beginning of Miles J. Brite home place lot; thence along the home place lot S 35° 02' 59" W 38.88 ft. thence S 34° 36' 35" W 270.64 ft. to the center of a large ditch also being the SAT-DEV, LLC property; thence along said property N 57° 07' 57" W 2286.97 ft. thence N 37° 53' 59" E 654.86 ft. to the southern right of way of NC Highway 344 – Halstead Blvd Extension N 73° 11' 00" E 1807.11 ft. to the center of a large ditch also being the Rallis property S 53° 17' 05" E 393.19 ft. thence S 65° 21' 45" E 148.34 ft. thence S 71° 55' 05" E 453.49 ft. thence S 74° 47' 05" E 314.22 ft. to the Allsbrook property thence along Allsbrook property S 15° 57' 17" E 1605.55 ft. to the Endres property thence along the Endres property N 58° 49' 21" W 784.37

ft. thence S 31° 18'03" W 823.96 ft. to the Existing Iron pipe on the North right of way Sun Gro Drive being to the point and place of beginning containing 119.31 acres. Reference a plat prepared by Edward T. Hyman Jr. entitled Boundary Survey for Miles J. & Barbara Brite dated March 4<sup>th</sup> 2013.

**SECTION 2.** Upon and after the 1<sup>st</sup> day of July 2013, 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 Elizabeth City and shall be entitled to the same privileges and benefits as other parts of the City of Elizabeth City. Said territory shall be subject to municipal taxes according to G. S. 160A-58.10.

**SECTION 3.** The Mayor of the City of Elizabeth City shall cause to be recorded in the office of the Register of Deeds of Pasquotank County, and in the office of the Secretary of State in Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 hereof, together with a duly certified copy of this ordinance. Such a map shall also be delivered to the County Board of Elections as required by G. S. 163-288.1.

**ADOPTED** this the 24<sup>th</sup> day of June 2013.

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Joseph W. Peel  
Mayor

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Dianne S. Pierce-Tamplen, MMC  
City Clerk