



MEMORANDUM

TO: Mayor and Members of City Council

FROM: Dianne S. Pierce-Tamplen, City Clerk

DATE: June 17, 2013

REF: "B" Miles J. Brite/Barbara Brite – 45.35 acres located on the south side of Halstead Boulevard Extended

BACKGROUND:

The City Council at their June 10th 2013 meeting, accepted the Certificate of Sufficiency regarding a Petition of Annexation received from Miles J. Brite/Barbara Brite for 45.35 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 45.35 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 "B" 45.35± 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
"B" MILES J. BRITE/BARBARA BRITE
45.35+/- 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 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 rod on the North right of way on NC Highway 344 said point of beginning being a common corner of the Miles Brite property and Atlas NC 1 SPE, LLC thence from point of beginning along the northern bank of the ditch N 37° 53'53" E 2263.28 ft. to the center line of the ditch thence along the center line of said ditch N 85° 11'45" E 501.19 ft. to the Elizabeth City Water Works Property thence along the Elizabeth City Water Works Property N 85° 11'45" E 383.06 ft. to the Shirley S. Meads property thence S 5° 09'35" E 939.56 ft. thence S 72° 33'36" W 275.92 ft. thence N 35° 51'55" W 57.36 ft. to the center of a ditch thence along said ditch S 54° 57'34" W 778.43 ft. thence S 53° 17'07" E 14.21 ft. to the North side of NC Highway 344 thence along the north right of way of NC HWY 344 S 73° 12'07" W 1496.96 ft. to the point and place of beginning containing 45.35 acres. Reference a plat prepared by Edward T. Hyman Jr. entitled Boundary Survey for Miles J. & Barbara Brite dated March 4th 2013.

SECTION 2. Upon and after the 1st 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 24th day of June 2013.

Joseph W. Peel
Mayor

Dianne S. Pierce-Tamplen, MMC
City Clerk