




# MEMORANDUM

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**TO:** Mayor and City Councilors

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

**DATE:** May 6, 2013

**REF:** Agenda Request – Adoption of Resolution instructing the City Clerk to investigate the Sufficiency of Petition for Voluntary Annexation – “A” Miles J. Brite/Barbara Brite Property located off Halstead Boulevard Extension.

## **BACKGROUND:**

A Petition for Voluntary Annexation has been received from Miles J. Brite/Barbara Brite for a parcel containing 119.31+/- acres that is contiguous to the existing City limits.

## **ANALYSIS:**

The voluntary annexation process requires that the City Council consider a resolution directing the City Clerk to investigate the Sufficiency of the Petition. Once this is done, the City Clerk will bring her Certification back to the City Council for further action.

## **RECOMMENDATION:**

By motion – adopt the attached resolution directing the City Clerk to investigate the sufficiency of the Petition for Voluntary Annexation for “A”, 119.31+/- acres owned by Miles J. Brite/Barbara Brite located on Halstead Boulevard Extension.

**RESOLUTION # \_\_\_\_\_**  
**DIRECTING THE CLERK TO INVESTIGATE**  
**A PETITION RECEIVED UNDER G. S. 160A-31**  
**MILES J. BRITE/BARBARA BRITE**  
**HALSTEAD BOULEVARD EXTENSION**  
**"A" 119.31+/- ACRES**

**WHEREAS**, a petition requesting annexation of an area described in said petition has been received on May 13, 2013 by the City Council; and

**WHEREAS**, G. S. 160A-31 provides that the sufficiency of the petition shall be investigated by the City Clerk before further annexation proceedings may take place; and

**WHEREAS**, the City Council of the City of Elizabeth City deems it advisable to proceed in response to this request for annexation;

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Elizabeth City:

**THAT** the City Clerk is hereby directed to investigate the sufficiency of the above described petition and to certify as soon as possible to the City Council the result of her investigation.

**ADOPTED**, this 13<sup>th</sup> day of May 2013.

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Joseph W. Peel  
Mayor

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Dianne S. Pierce-Tamplen, MMC  
City Clerk



# PETITION FOR ANNEXATION

## CONTIGUOUS

May 2, 2013

Date:

### TO THE CITY COUNCIL OF THE CITY OF ELIZABETH CITY:

We the undersigned owners of real property, respectfully request that the area described below be annexed to the City of Elizabeth City.

The area to be annexed is contiguous to the City of Elizabeth City and the boundaries of such territory are as follows: (Insert Metes and Bounds Description)

#### Legal Description Parcel "A" Miles J. Brite Property

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 268.89 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 and 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 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 1220.85 ft. 1807.11 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 1562.42 ft. to the Endres property thence along the Endres property N 58° 49' 21" W 784.37 ft. thence S 31° 18' 03" E 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 4th 2013.

#### Legal Description Parcel "B" Miles J. Brite Property

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 of 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 thence 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 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.

#### NAME

#### ADDRESS

Miles J. Brite & Barbara Brite (Life Estate)

820 Sun Gro Drive, Elizabeth City, NC 27909

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For more information, contact the City Clerk's Office at:

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