



# Apex Town Council Meeting

Tuesday, January 07, 2020

Jacques K. Gilbert, Mayor  
Nicole L. Dozier, Mayor Pro Tempore  
Brett D. Gantt, Audra M. Killingsworth, Cheryl F. Stallings,  
and Terry Mahaffey, Council Members  
Drew Havens, Town Manager  
Shawn Purvis, Assistant Town Manager  
Marty Stone, Assistant Town Manager  
Donna B. Hosch, MMC, NCCMC, Town Clerk  
Laurie L. Hohe, Town Attorney

The Regular Meeting of the Apex Town Council scheduled for Tuesday, January 07, 2020, at 6:00 PM will be held in the Council Chamber of Apex Town Hall, 73 Hunter Street. The meeting will adjourn when all business is concluded or at 10:00 PM, whichever comes first.

## COMMENCEMENT

Call to Order : Invocation : Pledge of Allegiance

## PRESENTATIONS

## CONSENT AGENDA

All Consent Agenda items are considered routine, to be enacted by one motion with the adoption of the Consent Agenda, and without discussion. If a Council Member requests discussion of an item, the item may be removed from the Consent Agenda and considered separately. The Mayor will present the Consent Agenda to be set prior to taking action on the following items:

[CN1](#) Donna Hosch, Town Clerk

Motion to approve Minutes of the December 17, 2019 Regular Town Council Meeting

[CN2](#) Donna Hosch, Town Clerk

Motion to approve Apex Tax Report dated November 6, 2019

[CN3](#) Mayor Jacques K. Gilbert

Motion to appoint the Chair and Vice-Chair of the Environmental Advisory Board and appoint a member of Town Council to serve as liaison to the Board.

[CN4](#) Dianne Khin, Planning Director

Motion to adopt a Resolution Directing the Town Clerk to Investigate Petition Received, to accept the Certificate of Sufficiency by the Town Clerk, and to adopt a Resolution Setting Date of Public Hearing on the Question of Annexation – Apex Town Council's intent to annex Iron

Gate Subdivision properties located at 1003, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1016, 1017, 1018, 1020, 1021, 1022, 1023, 1026, 1027, 1029, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1052, 1053 & 1055, Irongate Drive, 1735, 1801 & 1805, Tingen Road, 2001 & 2002 Reedy Court, 3001, 3002, 3003, 3004, 3005 & 3006 River Circle and 2701 Veridea Parkway, Annexation #672 into the Town's corporate limits.

[CN5](#) Dianne Khin, Planning Director

Motion to adopt a Resolution Directing the Town Clerk to Investigate Petition Received, to accept the Certificate of Sufficiency by the Town Clerk, and to adopt a Resolution Setting Date of Public Hearing on the Question of Annexation – Apex Town Council's intent to annex Robert and Amy Rossi (existing single-family dwelling) property containing 2.87 acres located at 7109 Beaver Trail, Annexation #683 into the Town's corporate limits.

[CN6](#) Liz Loftin, Senior Planner

Motion to approve Ordinance to remove the Historic Landmark status for the property located at 4525 Green Level West Road in compliance with North Carolina General Statute 160A-400.4 through 160A-400.15.

[CN7](#) Liz Loftin, Senior Planner

Motion to approve Ordinance to designate the property located at 2708 Olive Chapel Road a Historic Landmark in compliance with North Carolina General Statute 160A-400.4 through 160A-400.15.

[CN8](#) Sarah Rayfield, Senior Planner

Motion to set Public Hearing for the January 21, 2020 Town Council Meeting regarding Rezoning Application #19CZ12 Kissena Lane PUD. The applicant, Hector Cuales, seeks to rezone approximately 1.74 acres located at 0 & 1105 Tingen Road (PINs 0741361302, 0741269237, & 0741268380) from Residential Agricultural (RA) and High Density Single-family Residential (HDSF) to Planned Unit Development-Conditional Zoning (PUD-CZ).

[CN9](#) Lauren Staudenmaier, Planner I

Motion to approve Statement of the Town Council and Ordinance for Rezoning Case #19CZ20, Jones & Crossen Engineering, PLLC., petitioners for the property located at 2708 Blazing Trail Drive.

[CN10](#) Lauren Staudenmaier, Planner I

Motion to set Public Hearing for the January 21, 2020 Town Council Meeting regarding an amendment to the 2045 Land Use Map and Rezoning Application #19CZ24 Upchurch-Williams House. The applicant, Cara Powell, seeks to amend the 2045 Land Use Map from Medium/High Density Residential to Office Employment and to rezone approximately 5.50 acres for the

property located at 7213 Roberts Road, from Rural Residential (RR) to Office and Institutional-Conditional Zoning (O&I-CZ).

[CN11](#) Marty Stone, Assistant Town Manager

Motion to approve and authorize the Town Manager to execute the same for an Assumption of Agreement between the Town of Apex and North Carolina Department of Transportation.

[CN12](#) Vance Holloman, Finance Officer and Laurie Hohe, Town Attorney

Motion to approve Budget Ordinance Amendment No. 9 which appropriates \$80,000 in the Water and Sewer Fund to pay legal fees in connection with Rubin vs. Town of Apex.

[CN13](#) Marty Stone, Assistant Town Manager

Motion to approve and authorize the Town Manager to execute the same for an Encroachment Agreement between the Town and property owner, Matthew Glen Pittman, regarding Wake County, NC, PIN#0723-15-1627 , Lot 125, Lake Castleberry Phase 3, Book of Maps 2018, Page 02346, 205 Glenvale Street, Apex, NC, 27523.

[CN14](#) Marty Stone, Assistant Town Manager

Motion to approve and authorize the Town Manager to execute the same for an Encroachment Agreement between the Town and property owner, MREC DT Beaver Creek, LLC, regarding Wake County, NC, PIN#0732-45-3603, Lot 6 Hempstead at Beaver Creek Phase 3 as shown and recorded in Book of Maps 2018, Page 00539, 1900 Creekside Landing Drive, Apex, NC 27502.

[CN15](#) Russell H. Dalton, PE , Senior Transportation Engineer

Motion to approve Budget Ordinance Amendment No. 10 and Capital Project Ordinance Amendment No. 9 appropriating \$144,950 in the Street Improvements Fund for traffic signals at South Salem Street at Tingen Road/Lynch Street and Old US 1 at New Hill Olive Chapel Road/New Hill Holleman Road

[CN16](#) Michael Deaton, Water Resources Director

Motion to award a water main construction contract to North State Water and Sewer, Inc and to authorize the Town Manager to execute the contract on behalf of the Town.

## REGULAR MEETING AGENDA

Mayor Gilbert will call for additional Agenda items from Council or Staff and set the Agenda prior to taking action

## PUBLIC FORUM

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Public Forum allows the public an opportunity to address the Town Council. The speaker is requested not to address an item that appears as a Public Hearing scheduled on the Regular Agenda. The Mayor will recognize those who would like to speak at the appropriate time. Large groups are asked to select a representative to speak for the entire group. Comments must be limited to 3 minutes to allow others the opportunity to speak.

## PUBLIC HEARINGS

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[PH1](#) Dianne Khin, Planning Director

Public Hearing and possible motion to adopt an Ordinance on the Question of Annexation – Apex Town Council's intent to annex Crescent Apex, LLC (Linden Subdivision) property containing 4.513 acres located at Linden Grove Drive & Olive Chapel Road, Annexation #679 into the Town's corporate limits.

[PH2](#) Dianne Khin, Planning Director

Public Hearing and possible motion to adopt an Ordinance on the Question of Annexation – Apex Town Council's intent to annex James and Jennifer Davis, Charles Catlette Jr., Martha B. Catlette Revocable Trust and Jennifer Davis (Courtyards on Holt) property containing 26.897 acres located at 0, 1337 and 1345 Holt Road, 305 and 313 Catlette Street, Annexation #680 into the Town's corporate limits.

## OLD BUSINESS

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## UNFINISHED BUSINESS

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[UB1](#) Nicole Dozier, Mayor Pro Tem

Possible motion to amend the 2020 Calendar of Town Council meetings.

## NEW BUSINESS

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[NB1](#) Tom Colwell, Chairman, Public Art Committee

Possible motion to support and approve 3 Public Art projects

## CLOSED SESSION

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## WORK SESSION

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[WS1](#) Shannon Cox, Long Range Planning Manager and Russell Dalton, Senior Transportation Engineer  
Work Session to discuss the future of Richardson Road given the conservation easement along the planned road alignment of this critical roadway in the Town's Transportation Plan.

[WS2](#) Marty Stone, Assistant Town Manager  
Discussion of possible mitigation measures to address concerns shared by residents who live near the site of the new Electric Operation Center in order to provide direction to staff on how to proceed with construction.

## ADJOURNMENT

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# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: CONSENT AGENDA

Meeting Date: January 7, 2020

## Item Details

Presenter(s): Donna Hosch, Town Clerk

Department(s): Administration

### Requested Motion

Motion to approve Minutes of the December 17, 2019 Regular Town Council Meeting

### Approval Recommended?

Yes

### Item Details

N/A

### Attachments

- Minutes of the December 17, 2019 Council Meeting





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# Apex Town Council Meeting

Tuesday, December 17, 2019

Jacques K. Gilbert, Mayor  
Nicole L. Dozier, Mayor Pro Tempore  
Brett D. Gantt, Audra M. Killingsworth, Cheryl F. Stallings,  
and Terry Mahaffey, Council Members  
Drew Havens, Town Manager  
Shawn Purvis, Assistant Town Manager  
Marty Stone, Assistant Town Manager  
Donna B. Hosch, MMC, NCCMC, Town Clerk  
Laurie L. Hohe, Town Attorney

The Regular Meeting of the Apex Town Council scheduled for Tuesday, December 17, 2019, at 7:00 p.m. was held in the Council Chamber of Apex Town Hall, 73 Hunter Street

## COMMENCEMENT

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Mayor Gilbert called the meeting to order, Pastor David Garcia of Focus Church gave the Invocation, and Mayor Gilbert led the Pledge of Allegiance.

## PRESENTATIONS

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PR1 Keith McGee, Fire Chief

Introduction of Assistant Fire Chief Jeff Harrison to Town Council

Chief McGee presented Assistant Fire Chief Harrison's background. He spoke briefly about the search for this new position and stated why he feels that we have been fortunate to get the best of the best in the field.

PR2 Mayor Jacques K. Gilbert

Presentation to the Apex Cougars Pop Warner PeeWee football 2019 team

Mayor Gilbert spoke about Coach Clint Rogers and his contributions to the school, team, and community before reading a Letter of Honor that he presented to the Coach. The Coach presented Mayor Gilbert with a game ball. Monica Johnson, Commissioner, presented Mayor Gilbert with a token of appreciation.

## CONSENT AGENDA

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CN1 Donna Hosch, Town Clerk

Minutes of the December 3, 2019 Organizational Meeting of the Apex Town Council

- CN2 Mayor Jacques K. Gilbert  
Appointments to the Planning Board, Board of Adjustment, Environmental Advisory Board, and Bee City Committee
- CN3 Dianne Khin, Planning Director  
Resolution Directing the Town Clerk to Investigate Petition Received, Certificate of Sufficiency by the Town Clerk, and Resolution Setting Date of Public Hearing on the Question of Annexation – Apex Town Council's intent to annex Crescent Apex, LLC (Linden Subdivision) property containing 4.513 acres located at Linden Grove Drive & Olive Chapel Road, Annexation #679 into the Town's corporate limits
- CN4 Dianne Khin, Planning Director  
Resolution Directing the Town Clerk to Investigate Petition Received, Certificate of Sufficiency by the Town Clerk, and Resolution Setting Date of Public Hearing on the Question of Annexation – Apex Town Council's intent to annex James and Jennifer Davis, Charles Catlette Jr., Martha B. Catlette Revocable Trust and Jennifer Davis (Courtyards on Holt) property containing 26.897 acres located at 0, 1337 and 1345 Holt Road, 305 and 313 Catlette Street, Annexation #680 into the Town's corporate limits
- CN5 Matt Echols, Utilities Engineer  
Sewer rehabilitation contract to Insituform Technologies, LLC and authorization for the Town Manager to execute the contract on behalf of the town.
- CN6 Dennis Brown  
Contract and authorization for the Town Manager to execute contract with Construction Manager at Risk, J M Thompson, in amount of \$181,710.00 (for the pre-construction fee only) for the new Pleasant Park Project. Guaranteed Maximum Price (GMP) will be developed and added to this contract by an amendment after subcontractor bidding is completed.
- CN7 Vance Holloman, Finance Director & Dennis Brown, Construction Project Manager  
Capital Project Ordinance Amendment No. 2020-8 and Contract Amendment #1 for the construction of the Apex Senior Center and authorize the Town Manager to execute same
- CN8 Jose Martinez, Public Work & Transportation Director  
Implementation of software in current fiscal year (FY 19/20) and authorization for the Town Manager to execute the contract on behalf of the town
- CN9 Russell H. Dalton, PE, Senior Transportation Engineer  
Ordinance amending Section 20-164 with the addition of subsection (36) to enforce a No Parking restriction along the south side of Olive Street from S Elm Street to S Hughes Street



CN10 Marty Stone, Assistant Town Manager

Resolution to "Abandon portions of Existing Public Utility Easements" as shown on its attached plat

CN11 Marty Stone, Assistant Town Manager

Resolution authorizing the "Contract Between the State of North Carolina and the Towns of Apex and Cary for Water Supply storage in B. Everett Jordan Lake" and authorization for the Town Manager to execute an agreement substantially like the Contract and to provide such notices and take such actions as Contract contemplates

CN12 Drew Havens, Town Manager

Apex Farmers' Market to utilize a portion of their Town appropriation in FY 2019-20 for management services

Mayor Gilbert called for a motion to approve the Consent Agenda. Council Member Gantt made the motion; Council Member Dozier seconded the motion.

The motion carried by a 5-0 vote.

## REGULAR MEETING AGENDA

Mayor Gilbert called for a motion to adopt the Regular Meeting Agenda. Council Member Dozier made the motion; Council Member Killingsworth seconded the motion.

The motion carried by a 5-0 vote.

## PUBLIC FORUM

Diane Long expressed interest in a way to welcome newcomer's to the area. People are moving here from all over the country and there should be programs in place to inform them about the history of the town. Apex is a role model, Ms. Long exemplifying the revitalization of downtown. She has ideas as to how she can go forward with her ideas to welcome newcomers.

Nick Bryant was concerend about the early start time of Council meetings in 2020. He felt 6:00 p.m. was too early for those who work and need to tend to children, especially for a citizen who likes to attend and participate.

Yume Iwakura, a junior at Apex High School, spoke about lights at Apex Community Park on the basketball courts. She felt it unfair that these courts are not lighted. After contacting the Mayor, she was informed plans are already in motion to address the situation. She asked those playing on the basketball courts if lights would be appreciated, and the answer was 'yes'. Ms. Iwakura asked for the installation of solar

panels for the lights as they would be a cheaper option. Ms. Iwakura thanked the Mayor and Town Manager. She was grateful her concern was being addressed.

## PUBLIC HEARINGS

PH1 Amanda Morrell, Landscape Architect - Stantec with Shannon Cox, Long Range Planning Manager – Town of Apex

Adoption of the Downtown Plan

Ms. Morrell presented the draft of the Plan (incorporated by reference). She explained what the Plan represented and then outlined its facets, commenting on each chapter contained therein. Focus and public meetings were conducted, surveys were sent to citizens, there was a four day charette – all allowing the community to develop the Plan with them. Ms. Morrell thanked all those who touched the process, which only made it better.

Ms. Morrell stated the Plan functions as three smaller districts, and she described how to tie the three districts together. A Housing Market Study was conducted, and Ms. Morrell outlined the results of that Study. A Parking Study was done and an analysis presented. The data did not support the construction of a parking deck at this time. A cost analysis was done should a deck be planned for in the future.

Ms. Morrell outlined the Plan's Nine Key Goals and shared their recommendations. She summarized the public comments. The Planning Board recommended approval of the Plan.

Ms. Morrell thanked the Town for having the opportunity to design this Plan for the community.

Ms. Morrell answered Council questions related to Shangri La residents being included in the process and if feedback had been received by them, the impact of schools with increased housing, possible re-evaluation of the small town character overlay district due to the proposed housing, zoning, water shed and flooding standards, housing for diverse incomes, more retail businesses in downtown, and youth involvement in the process.

Mayor Gilbert declared the Public Hearing open.

Shane Reese, representing the Apex Downtown Business Association, stated they supported the Plan. They saw it as an opportunity not just for the businesses but for a place to make family memories and to protect some of the small businesses. He spoke about how the business people are just like everyone else, particularly in the sense that most of them do not own the buildings they are in.

Mayor Gilbert declared the Public Hearing closed.

Mayor Gilbert called for a motion. Council Member Killingsworth made the motion to adopt the presented Plan; Council Member Dozier seconded the motion.

Council complimented all who were involved in the process. Council stated she was impressed with the amount of work which went into the process.

The motion carried by a 5-0 vote.

PH2 Lauren Staudenmaier, Planner I

Rezoning Application #19CZ20 2708 Blazing Trail Drive. The applicant, Jones & Cnossen Engineering, PLLC., seeks to rezone approximately 2.00 acres located at 2708 Blazing Trail Drive from Rural Residential (RR) to Medium Density-Conditional Zoning (MD-CZ)

Staff oriented Council to the site. A neighborhood meeting was held. Staff outlined conditions which have not been commonly offered. The Planning Board unanimously recommended approval as did staff with the offered conditions.

Staff answered Council questions related to sidewalks, and lot sizes.

Peter Cnossen, representing the applicant, thanked staff for their assistance. He stated the added elements are consistent with current standards. Mr. Cnossen spoke about the greenway trail and his speaking with the HOA regarding this trail. He outlined access and lot sizes and answered Council questions related to location of the property and its surrounding environment.

Mayor Gilbert declared the Public Hearing open. With no one wishing to speak, Mayor Gilbert declared the Public Hearing closed.

Mayor Gilbert called for a motion. Council Member Mahaffey made the motion to approve the rezoning; Council Member Killingsworth seconded the motion.

The motion carried by a 5-0 vote.

PH3 Liz Loffin, Senior Planner

Removal of the Historic Landmark status for the property located at 4525 Green Level West Road in compliance with North Carolina General Statute 160A-400.4 through 160A-400.15

Staff stated this historic structure was completely destroyed by fire. The family wished the historic designation removed in order to rebuild.

Gary Roth, President of Capital Area Preservation, presented background on the dwelling. He presented the WCHPC staff recommendations. Vice Chair of the WCHPC, Jeff Hastings, stated they unanimously recommended removing the historic designation.

Mr. Roth answered Council questions related to fire prevention in these older, private homes.

Mayor Gilbert declared the Public Hearing open. With no one wishing to speak, Mayor Gilbert declared the Public Hearing closed.

Mayor Gilbert called for a motion. Council Member Dozier made the motion to remove the Landmark status; Council Member Mahaffey seconded the motion.

The motion carried by a 5-0 vote.

PH4 Liz Loffin, Senior Planner

Designating the property located at 2708 Olive Chapel Road a Historic Landmark in compliance with North Carolina General Statute 160A-400.4 through 160A-400.15

Staff oriented Council to the property, giving background on rehabilitation of the property. The community recognizes the house as an important historical place. Staff recommended approval.

Gary Roth, representing the Aley Thomas Olive House, presented history of the property, the family, and how the family was very involved in the community. He detailed the architectural elements of the home. Mr. Roth presented the Significance Statement. The Society recommended approval. Jeff Hastings stated they also recommended approval.

Mr. Roth answered Council questions as to how to get an historic designation.

Mike Ingram, property owner, stated he is proud of the house and considers it a privilege to be able to work on it. He appreciated Council's consideration of the designation.

Mayor Gilbert declared the Public Hearing open. With no one wishing to speak, Mayor Gilbert declared the Public Hearing closed.

Mayor Gilbert called for a motion. Council Member Dozier made the motion to approve the designation; Council Member Gantt seconded the motion.

The motion carried by a 5-0 vote.

PH5 Shelly Mayo, Planner II

Resolution adopting the 2020-2025 Wake County Multi-Jurisdictional Hazard Mitigation Plan

Staff oriented Council to the Federal Law, and the history of the changes and coordination of the Plan (incorporated by reference). Federal reviews of the Plan have been completed and the Plan complies. The Planning Board unanimously recommended approval as did staff.

Staff answered Council questions related to the medical fragility of individuals and getting supplies to those individuals in case of an emergency, how the information was commented on and coordinated, high flood prone areas, and the Plan being a guiding list.

Mayor Gilbert declared the Public Hearing open. With no one wishing to speak, Mayor Gilbert declared the Public Hearing closed.

Mayor Gilbert called for a motion. Council Member Killingsworth made the motion to adopt the Resolution; Council Member Dozier seconded the motion.

The motion carried by a 5-0 vote.

PH6 Dianne Khin, Planning Director

Ordinance on the Question of Annexation – Apex Town Council's intent to annex Tim and Lauren Medlin property containing 1.929 acres located at 6517 Roosondall Court, Annexation #681 into the Town's corporate limits

Staff oriented Council to the site. Staff recommended approval of the request.

Mayor Gilbert declared the Public Hearing open. With no one wishing to speak, Mayor Gilbert declared the Public Hearing closed.

Mayor Gilbert called for a motion. Council Member Killingsworth made the motion to adopt the Ordinance; Council Member Stallings seconded the motion.

The motion carried by a 5-0 vote.

PH7 Shawn Purvis, Assistant Town Manager

To receive citizen input regarding the formulation of the Fiscal Year 2020-2021 Annual Budget

Staff stated this was not a requirement of the budget process, rather an opportunity for citizens to provide input prior to staff putting numbers together. Council questions were answered about this being the proper time for citizen input and capital projects. Staff stated the various ways in which citizen input could be forwarded to staff. Any comments received would be forwarded to Council. Mailers would be sent to the public in addition to social media outreach.

Mayor Gilbert declared the Public Hearing open.

Bridget Taylor had questions regarding money in the past budget: cemetery funds which seem to her to be a slush fund and retiree spending with special conditions for police officers. She hoped there would be no more money taken out of the budget for retirees.

Mayor Gilbert declared the Public Hearing closed.

#### OLD BUSINESS

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No items for consideration.

#### UNFINISHED BUSINESS

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No items for consideration.

#### NEW BUSINESS

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No items for consideration.

#### CLOSED SESSION

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No items for consideration.

#### WORK SESSION

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No items for consideration.

## ADJOURNMENT

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With there being no further business and with no objection from Council, Mayor Gilbert declared the meeting adjourned.

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Donna B. Hosch, MMC, NCCMC  
Town Clerk

ATTEST:

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Jacques K. Gilbert, Mayor

# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: CONSENT AGENDA

Meeting Date: January 7, 2020

## Item Details

Presenter(s): Donna Hosch, Town Clerk

Department(s): Administration

### Requested Motion

Motion to approve Apex Tax Report dated November 6, 2019

### Approval Recommended?

Yes

### Item Details

In regular session on December 2, 2019, the Wake County Board of Commissioners approved the Apex Tax Report dated November 6, 2019.

### Attachments

- Tax Reports







Wake County Revenue Department

Rebate Details

10/01/2019 - 10/31/2019

**APEX**

DATE  
11/06/2019

TIME  
9:47:26 AM

PAGE  
1

REBATE NUMBER	PROPERTY	CITY TAG	LATE LIST	BILLED INTEREST	TOTAL REBATED	PROCESS DATE	ACCOUNT NUMBER	TAX YEAR	YEAR FOR	BILLING TYPE	OWNER
<b>BUSINESS ACCOUNTS</b>											
738867	1,760.23	0.00	0.00	0.00	1,760.23	10/01/2019	0006157167	2019	2019	006000	ALFORD LEASING CO
740368	95.36	0.00	0.00	0.00	95.36	10/18/2019	0005823425	2019	2019	006000	EDUCARE COMMUNITY LIVING CORP
<b>SUBTOTALS FOR BUSINESS ACCOUNTS</b>	<b>1,855.59</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>1,855.59</b>	<b>2</b>	<b>Properties Rebated</b>				
<b>BUSINESS REAL ESTATE ACCOUNTS</b>											
738873	1,889.41	0.00	0.00	0.00	1,889.41	10/02/2019	0000448649	2019	2019	000000	APEX TOWN OF
738871	321.04	0.00	0.00	0.00	321.04	10/02/2019	0000038802	2019	2019	000000	APEX TOWN OF
738872	132.80	0.00	0.00	0.00	132.80	10/02/2019	0000038803	2019	2019	000000	APEX TOWN OF
<b>SUBTOTALS FOR BUSINESS REAL ESTATE ACCOUNTS</b>	<b>2,343.25</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>2,343.25</b>	<b>3</b>	<b>Properties Rebated</b>				
<b>DMV ACCOUNTS</b>											
740693	4.82	0.42	0.00	0.00	5.24	10/23/2019	0512891925	2013	2013	000000	BENNETT, KARRIE LASHONE
<b>SUBTOTALS FOR DMV ACCOUNTS</b>	<b>4.82</b>	<b>0.42</b>	<b>0.00</b>	<b>0.00</b>	<b>5.24</b>	<b>1</b>	<b>Properties Rebated</b>				



**Wake County Revenue Department**  
**Rebate Details**  
 10/01/2019 - 10/31/2019  
**APEX**

DATE: 11/06/2019  
 TIME: 9:47:31 AM  
 PAGE: 2

REBATE NUMBER	PROPERTY	CITY TAG	LATE LIST	BILLED INTEREST	TOTAL REBATED	PROCESS DATE	ACCOUNT NUMBER	TAX YEAR	YEAR FOR	BILLING TYPE	OWNER
<b>INDIVIDUAL PROPERTY ACCOUNTS</b>											
740496	2.72	0.00	0.27	0.00	2.99	10/22/2019	0006800942	2018	2018	000000	CARPENTER, DAVID HEATH
<b>SUBTOTALS FOR INDIVIDUAL PROPERTY ACCOUNTS</b>	<b>2.72</b>	<b>0.00</b>	<b>0.27</b>	<b>0.00</b>	<b>2.99</b>	<b>1</b>	<b>Properties Rebated</b>				
<b>TOTAL REBATED FOR APEX</b>	<b>4,206.38</b>	<b>0.42</b>	<b>0.27</b>	<b>0.00</b>	<b>4,207.07</b>	<b>7</b>	<b>Properties Rebated for City</b>				

# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: CONSENT AGENDA

Meeting Date: January 7, 2020

## Item Details

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Presenter(s): Mayor Jacques K. Gilbert

Department(s): Governing Body

### Requested Motion

Motion to appoint the Chair and Vice-Chair of the Environmental Advisory Board and appoint a member of Town Council to serve as liaison to the Board.

### Approval Recommended?

Yes

### Item Details

This motion appoints a Chair and Vice-Chair for the new Environmental Advisory Board as required by the Ordinance creating the Board. It also assigns a member of Town Council to serve as liaison as required.

Chair Harold Lagerbach                      01/01/2020 – 12/31/2020

Vice-Chair Katie Schaaf                      01/01/2020 – 12/31/2020

And

Council Member Brett Gantt to serve as the Council Liaison to Environmental Advisory Board

### Attachments

- None



# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: CONSENT AGENDA

Meeting Date: January 7, 2020

## Item Details

Presenter(s): Dianne Khin, Planning Director

Department(s): Planning

### Requested Motion

Motion to adopt a Resolution Directing the Town Clerk to Investigate Petition Received, to accept the Certificate of Sufficiency by the Town Clerk, and to adopt a Resolution Setting Date of Public Hearing on the Question of Annexation – Apex Town Council's intent to annex Iron Gate Subdivision properties located at 1003, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1016, 1017, 1018, 1020, 1021, 1022, 1023, 1026, 1027, 1029, 1037, 1038, 1039, 1040, 1041, 1042, 1043, 1044, 1045, 1046, 1047, 1048, 1049, 1050, 1052, 1053 & 1055, Irongate Drive, 1735, 1801 & 1805, Tingen Road, 2001 & 2002 Reedy Court, 3001, 3002, 3003, 3004, 3005 & 3006 River Circle and 2701 Veridea Parkway, Annexation #672 into the Town's corporate limits.

### Approval Recommended?

Planning Department recommends approval.

### Item Details

The Town Clerk certifies to the investigation of said annexation. Adoption of the Resolution authorizes the Town Clerk to advertise said public hearing by electronic means and on the Town of Apex's website. The Public Hearing would be scheduled for the January 21, 2020 Town Council meeting.

### Attachments

- Annexation Petition
- Legal Description
- Vicinity Map
- Resolution Directing the Town Clerk to Investigate Petition
- Certificate of Sufficiency by the Town Clerk
- Resolution Setting Date of Public Hearing



# PETITION FOR VOLUNTARY ANNEXATION

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

**VOLUNTARY ANNEXATION:** Upon receipt of a valid petition signed by all of the owners of real property in the area described therein, the Town may annex an area either contiguous or not contiguous to its primary corporate limits when the area meets the standards set out under North Carolina General Statutes 160A-31 and 160A-58.1. The petition need not be signed by the owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina, nor by railroad companies, public utilities as defined in G.S. 62-3(23), or electric or telephone membership corporations.

## TO THE TOWN COUNCIL APEX, NORTH CAROLINA

1. We, the undersigned owners of real property, respectfully request that the area described in Part 4 below be annexed to the Town of Apex, Wake County, North Carolina.
2. The area to be annexed is  contiguous,  non-contiguous (satellite) to the Town of Apex, North Carolina and the boundaries are as contained in the metes and bounds description attached hereto.
3. If contiguous, this annexation will include all intervening rights-of-way for streets, railroads and other areas as stated in G.S. 160A-31(f), unless otherwise stated in the annexation amendment.

### Owner Information

Bettie F. Anderson  
Owner Name (Please Print)

0741 22 1559 + 0741 129440  
Property PIN or Deed Book & Page #

Phone

E-mail Address

Owner Name (Please Print)

Property PIN or Deed Book & Page #

Phone

E-mail Address

### COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Bettie F. Anderson  
Please Print

Bettie F. Anderson  
Signature

\_\_\_\_\_  
Please Print

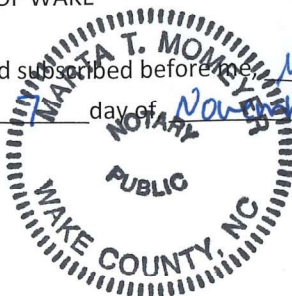
\_\_\_\_\_  
Signature

\_\_\_\_\_  
Please Print

\_\_\_\_\_  
Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Marta T. Mommyer, a Notary Public for the above State and County, this the 18 day of November, 2018.



Marta T. Mommyer  
Notary Public

SEAL

My Commission Expires: October 26, 2020

PETITION FOR VOLUNTARY ANNEXATION

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

**VOLUNTARY ANNEXATION:** Upon receipt of a valid petition signed by all of the owners of real property in the area described therein, the Town may annex an area either contiguous or not contiguous to its primary corporate limits when the area meets the standards set out under North Carolina General Statutes 160A-31 and 160A-58.1. The petition need not be signed by the owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina, nor by railroad companies, public utilities as defined in G.S. 62-3(23), or electric or telephone membership corporations.

TO THE TOWN COUNCIL APEX, NORTH CAROLINA

1. We, the undersigned owners of real property, respectfully request that the area described in Part 4 below be annexed to the Town of Apex, Wake County, North Carolina.
2. The area to be annexed is  contiguous,  non-contiguous (satellite) to the Town of Apex, North Carolina and the boundaries are as contained in the metes and bounds description attached hereto.
3. If contiguous, this annexation will include all intervening rights-of-way for streets, railroads and other areas as stated in G.S. 160A-31(f), unless otherwise stated in the annexation amendment.

Owner Information

John T. Atkins  
 Owner Name (Please Print)  
919-828-9480  
 Phone

0741124848  
 Property PIN or Deed Book & Page #  
 \_\_\_\_\_  
 E-mail Address

\_\_\_\_\_  
 Owner Name (Please Print)  
 \_\_\_\_\_  
 Phone

\_\_\_\_\_  
 Property PIN or Deed Book & Page #  
 \_\_\_\_\_  
 E-mail Address

COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

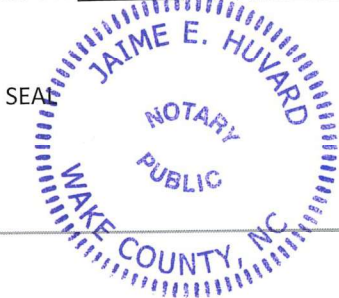
John T. Atkins  
 Please Print  
 \_\_\_\_\_  
 Please Print  
 \_\_\_\_\_  
 Please Print

[Signature]  
 Signature  
 \_\_\_\_\_  
 Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Jaime E. Huvad, a Notary Public for the above State and County, this the 28th day of March, 2019.

Jaime E. Huvad  
 Notary Public



My Commission Expires: 11/03/2021

PETITION FOR VOLUNTARY ANNEXATION

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

**VOLUNTARY ANNEXATION:** Upon receipt of a valid petition signed by all of the owners of real property in the area described therein, the Town may annex an area either contiguous or not contiguous to its primary corporate limits when the area meets the standards set out under North Carolina General Statutes 160A-31 and 160A-58.1. The petition need not be signed by the owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina, nor by railroad companies, public utilities as defined in G.S. 62-3(23), or electric or telephone membership corporations.

TO THE TOWN COUNCIL APEX, NORTH CAROLINA

1. We, the undersigned owners of real property, respectfully request that the area described in Part 4 below be annexed to the Town of Apex, Wake County, North Carolina.
2. The area to be annexed is  contiguous,  non-contiguous (satellite) to the Town of Apex, North Carolina and the boundaries are as contained in the metes and bounds description attached hereto.
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Owner Information

NASSEIR BARAKAT  
Owner Name (Please Print)

# 0741124641 17021 0502  
Property PIN or Deed Book & Page #

919 749 4820  
Phone

nasseirbarakat@hotmail.com  
E-mail Address

BASEL BARAKAT  
Owner Name (Please Print)

barakatdental@hotmail.com  
Property PIN or Deed Book & Page #

858 429 8517  
Phone

E-mail Address

COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

NASSEIR BARAKAT  
Please Print

[Signature]  
Signature

BASEL BARAKAT  
Please Print

[Signature]  
Signature

\_\_\_\_\_  
Please Print

\_\_\_\_\_  
Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Idis I. Mercier-Farley Notary Public for the above State and County, this the 1st day of November, 2018.

[Signature]  
Notary Public



My Commission Expires: 12-27-2020

**PETITION FOR VOLUNTARY ANNEXATION**

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

**VOLUNTARY ANNEXATION:** Upon receipt of a valid petition signed by all of the owners of real property in the area described therein, the Town may annex an area either contiguous or not contiguous to its primary corporate limits when the area meets the standards set out under North Carolina General Statutes 160A-31 and 160A-58.1. The petition need not be signed by the owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina, nor by railroad companies, public utilities as defined in G.S. 62-3(23), or electric or telephone membership corporations.

**TO THE TOWN COUNCIL APEX, NORTH CAROLINA**

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2. The area to be annexed is  contiguous,  non-contiguous (satellite) to the Town of Apex, North Carolina and the boundaries are as contained in the metes and bounds description attached hereto.
3. If contiguous, this annexation will include all intervening rights-of-way for streets, railroads and other areas as stated in G.S. 160A-31(f), unless otherwise stated in the annexation amendment.

**Owner Information**

Owner Name (Please Print) <u>James R Battle</u>	Property PIN or Deed Book & Page # <u>074 12 9183</u>
Phone <u>919-854-9621</u>	E-mail Address <u>N/A</u>
Owner Name (Please Print) <u>Betty L Battle</u>	Property PIN or Deed Book & Page # <u>N/A</u>
Phone <u>919-854-9621</u>	E-mail Address <u>N/A</u>

**COMPLETE IF SIGNED BY INDIVIDUALS:**

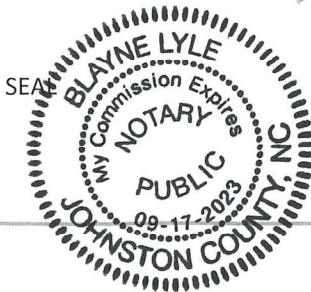
All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

<u>James R Battle</u> Please Print	<u>[Signature]</u> Signature
<u>Betty L Battle</u> Please Print	<u>[Signature]</u> Signature
<u>Betty L Battle</u> Please Print	<u>[Signature]</u> Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Blayne Lyle, a Notary Public for the above State and County, this the 30<sup>th</sup> day of October, 2018.

[Signature]  
Notary Public



My Commission Expires: 09-17-2023



PETITION FOR VOLUNTARY ANNEXATION

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VOLUNTARY ANNEXATION: Upon receipt of a valid petition signed by all of the owners of real property in the area described therein, the Town may annex an area either contiguous or not contiguous to its primary corporate limits when the area meets the standards set out under North Carolina General Statutes 160A-31 and 160A-58.1. The petition need not be signed by the owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina, nor by railroad companies, public utilities as defined in G.S. 62-3(23), or electric or telephone membership corporations.

TO THE TOWN COUNCIL APEX, NORTH CAROLINA

- 1. We, the undersigned owners of real property, respectfully request that the area described in Part 4 below be annexed to the Town of Apex, Wake County, North Carolina.
2. The area to be annexed is [X] contiguous, [ ] non-contiguous (satellite) to the Town of Apex, North Carolina and the boundaries are as contained in the metes and bounds description attached hereto.
3. If contiguous, this annexation will include all intervening rights-of-way for streets, railroads and other areas as stated in G.S. 160A-31(f), unless otherwise stated in the annexation amendment.

Owner Information

William H. Blount Jr
Owner Name (Please Print)

0741 12 7440
Property PIN or Deed Book & Page #

919 889 8666
Phone

jeanette.blount@yahoo.com
E-mail Address

Katherine Blount
Owner Name (Please Print)

Property PIN or Deed Book & Page #

Phone

E-mail Address

COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

William H. Blount Jr
Please Print

William H. Blount Jr
Signature

Katherine J. Blount
Please Print

Katherine Blount
Signature

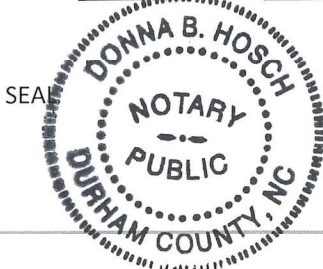
Please Print

Signature

STATE OF NORTH CAROLINA
COUNTY OF WAKE

Sworn and subscribed before me, DONNA B. HOSCH, a Notary Public for the above State and County, this the 18 day of OCTO, 20 18

Donna B. Hosch
Notary Public



My Commission Expires: 04-27-19

PETITION FOR VOLUNTARY ANNEXATION

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

VOLUNTARY ANNEXATION: Upon receipt of a valid petition signed by all of the owners of real property in the area described therein, the Town may annex an area either contiguous or not contiguous to its primary corporate limits when the area meets the standards set out under North Carolina General Statutes 160A-31 and 160A-58.1. The petition need not be signed by the owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina, nor by railroad companies, public utilities as defined in G.S. 62-3(23), or electric or telephone membership corporations.

TO THE TOWN COUNCIL APEX, NORTH CAROLINA

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Owner Information

HENRY Lee Byrd
Owner Name (Please Print)

919-362-9630
Phone

Fannie Mae Byrd
Owner Name (Please Print)

919-362-9630
Phone

0010753 0741 12 8192
Property PIN or Deed Book & Page #

po Box 411 0741 12 7172
E-mail Address

0010753
Property PIN or Deed Book & Page #

po Box 411
E-mail Address

COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

HENRY Lee Byrd
Please Print

Fannie Mae Byrd
Please Print

Henry Lee Byrd
Signature

Fannie Mae Byrd
Signature

Please Print

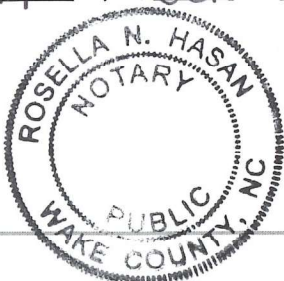
Signature

STATE OF NORTH CAROLINA
COUNTY OF WAKE

Sworn and subscribed before me, Rosella N. Hasan, a Notary Public for the above State and County, this the 27 day of October, 2018

Rosella N Hasan
Notary Public

SEAL



My Commission Expires: April 6, 2023

**PETITION FOR VOLUNTARY ANNEXATION**

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**VOLUNTARY ANNEXATION:** Upon receipt of a valid petition signed by all of the owners of real property in the area described therein, the Town may annex an area either contiguous or not contiguous to its primary corporate limits when the area meets the standards set out under North Carolina General Statutes 160A-31 and 160A-58.1. The petition need not be signed by the owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina, nor by railroad companies, public utilities as defined in G.S. 62-3(23), or electric or telephone membership corporations.

**TO THE TOWN COUNCIL APEX, NORTH CAROLINA**

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**Owner Information**

<u>Levander Byrd</u> Owner Name (Please Print)	<u>0741120818</u> Property PIN or Deed Book & Page #
_____ Phone	_____ E-mail Address
_____ Owner Name (Please Print)	_____ Property PIN or Deed Book & Page #
_____ Phone	_____ E-mail Address

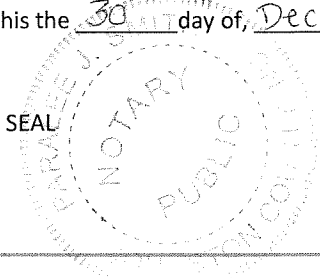
**COMPLETE IF SIGNED BY INDIVIDUALS:**

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

<u>Levander Byrd</u> Please Print	<u><i>Levander Byrd SR</i></u> Signature
_____ Please Print	_____ Signature
_____ Please Print	_____ Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Paralee J. Smith, a Notary Public for the above State and County, this the 30 day of December, 2019.



*Paralee J. Smith*  
Notary Public

My Commission Expires: 9-12-2023

PETITION FOR VOLUNTARY ANNEXATION

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VOLUNTARY ANNEXATION: Upon receipt of a valid petition signed by all of the owners of real property in the area described therein, the Town may annex an area either contiguous or not contiguous to its primary corporate limits when the area meets the standards set out under North Carolina General Statutes 160A-31 and 160A-58.1. The petition need not be signed by the owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina, nor by railroad companies, public utilities as defined in G.S. 62-3(23), or electric or telephone membership corporations.

TO THE TOWN COUNCIL APEX, NORTH CAROLINA

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Owner Information

Owner Name (Please Print) Traci L. Clinkscale, Property PIN or Deed Book & Page # 041220858, Phone 919-492-3637, E-mail Address 0741221859

COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Traci L. Clinkscale (Please Print), Traci L. Clinkscale (Signature), Please Print, Signature

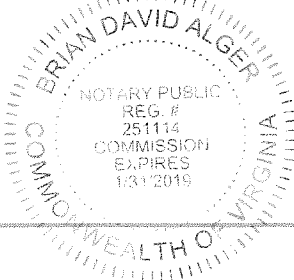
STATE OF NORTH CAROLINA VIRGINIA, COUNTY OF WAKE FAIRFAX

Sworn and subscribed before me, BRIAN DAVID ALGER, a Notary Public for the above State and County, this the 12th day of November, 2018.

[Signature] Notary Public

My Commission Expires: 01.31.2019

SEAL



**PETITION FOR VOLUNTARY ANNEXATION**

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**VOLUNTARY ANNEXATION:** Upon receipt of a valid petition signed by all of the owners of real property in the area described therein, the Town may annex an area either contiguous or not contiguous to its primary corporate limits when the area meets the standards set out under North Carolina General Statutes 160A-31 and 160A-58.1. The petition need not be signed by the owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina, nor by railroad companies, public utilities as defined in G.S. 62-3(23), or electric or telephone membership corporations.

**TO THE TOWN COUNCIL APEX, NORTH CAROLINA**

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**Owner Information**

Owner Name (Please Print)  
Pearlie M. Cross

Phone  
919-362-6725

Owner Name (Please Print)  
Dora C. Richardson

Phone  
919-362-614-5106  
dcr

0741128631

Property PIN or Deed Book & Page #

E-mail Address

Property PIN or Deed Book & Page #  
d Richardson 142@nc.rr.com

E-mail Address

**COMPLETE IF SIGNED BY INDIVIDUALS:**

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Pearlie M. Cross

Please Print

DORA C. Richardson

Please Print

Pearlie M. Cross

Signature

Dora C. Richardson

Signature

Please Print

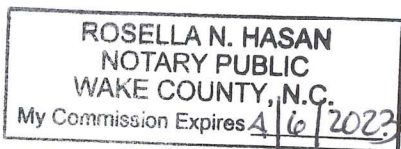
Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Rosella N. Hasan, a Notary Public for the above State and County, this the 4<sup>th</sup> day of, November, 2018.

Rosella N. Hasan  
Notary Public

SEAL



My Commission Expires: April 6, 2023

PETITION FOR VOLUNTARY ANNEXATION

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VOLUNTARY ANNEXATION: Upon receipt of a valid petition signed by all of the owners of real property in the area described therein, the Town may annex an area either contiguous or not contiguous to its primary corporate limits when the area meets the standards set out under North Carolina General Statutes 160A-31 and 160A-58.1. The petition need not be signed by the owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina, nor by railroad companies, public utilities as defined in G.S. 62-3(23), or electric or telephone membership corporations.

TO THE TOWN COUNCIL APEX, NORTH CAROLINA

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Owner Information

Chem C. Davis
Owner Name (Please Print)

(919) 593-3248
Phone

Chem Chauwanna Davis
Owner Name (Please Print)

(919) 593-3248
Phone

0741122149, 0741120125, 0741120435
Property PIN or Deed Book & Page #

Chem. Davis 72 @ gmail . com
E-mail Address

0741029373
Property PIN or Deed Book & Page #

E-mail Address

COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Chem Chauwanna Davis
Please Print

Chem Chauwanna Davis
Signature

Please Print

Signature

Please Print

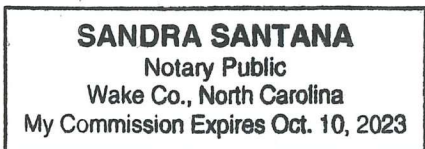
Signature

STATE OF NORTH CAROLINA
COUNTY OF WAKE

Sworn and subscribed before me, Sandra Santana, a Notary Public for the above State and County, this the 8th day of April, 2019.

Sandra Santana
Notary Public

SEAL



My Commission Expires: 10/10/2023

# PETITION FOR VOLUNTARY ANNEXATION

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**VOLUNTARY ANNEXATION:** Upon receipt of a valid petition signed by all of the owners of real property in the area described therein, the Town may annex an area either contiguous or not contiguous to its primary corporate limits when the area meets the standards set out under North Carolina General Statutes 160A-31 and 160A-58.1. The petition need not be signed by the owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina, nor by railroad companies, public utilities as defined in G.S. 62-3(23), or electric or telephone membership corporations.

## TO THE TOWN COUNCIL APEX, NORTH CAROLINA

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### Owner Information

John R Greene  
Owner Name (Please Print)

0741 12 3857  
Property PIN or Deed Book & Page #

\_\_\_\_\_  
Phone

\_\_\_\_\_  
E-mail Address

\_\_\_\_\_  
Owner Name (Please Print)

\_\_\_\_\_  
Property PIN or Deed Book & Page #

Margarette Greene  
Phone  
919-924-6309

\_\_\_\_\_  
E-mail Address

### COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Margarette Greene  
Please Print

Margarette Greene  
Signature

\_\_\_\_\_  
Please Print

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Please Print

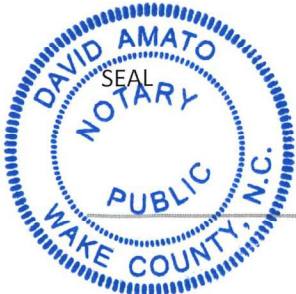
\_\_\_\_\_  
Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, David Amato, a Notary Public for the above State and County,  
this the 22<sup>nd</sup> day of October, 2018.

[Signature]  
Notary Public

My Commission Expires: 07/31/23



**PETITION FOR VOLUNTARY ANNEXATION**

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**VOLUNTARY ANNEXATION:** Upon receipt of a valid petition signed by all of the owners of real property in the area described therein, the Town may annex an area either contiguous or not contiguous to its primary corporate limits when the area meets the standards set out under North Carolina General Statutes 160A-31 and 160A-58.1. The petition need not be signed by the owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina, nor by railroad companies, public utilities as defined in G.S. 62-3(23), or electric or telephone membership corporations.

**TO THE TOWN COUNCIL APEX, NORTH CAROLINA**

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**Owner Information**

Sharon Fuller Greene  
Owner Name (Please Print)

0741 22 1133  
Property PIN or Deed Book & Page #

919-961-9714  
Phone

sfgreene909@hotmail.com  
E-mail Address

\_\_\_\_\_  
Owner Name (Please Print)

\_\_\_\_\_  
Property PIN or Deed Book & Page #

\_\_\_\_\_  
Phone

\_\_\_\_\_  
E-mail Address

**COMPLETE IF SIGNED BY INDIVIDUALS:**

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Sharon Fuller Greene  
Please Print

Sharon Fuller Greene  
Signature

\_\_\_\_\_  
Please Print

\_\_\_\_\_  
Signature

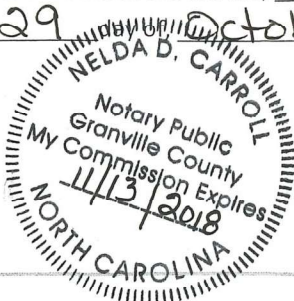
\_\_\_\_\_  
Please Print

\_\_\_\_\_  
Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Nelda D. Carroll a Notary Public for the above State and County,  
this the 29 day of October, 2018.

Nelda D. Carroll  
Notary Public



My Commission Expires: Nov. 13, 2018



**PETITION FOR VOLUNTARY ANNEXATION**

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

**VOLUNTARY ANNEXATION:** Upon receipt of a valid petition signed by all of the owners of real property in the area described therein, the Town may annex an area either contiguous or not contiguous to its primary corporate limits when the area meets the standards set out under North Carolina General Statutes 160A-31 and 160A-58.1. The petition need not be signed by the owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina, nor by railroad companies, public utilities as defined in G.S. 62-3(23), or electric or telephone membership corporations.

**TO THE TOWN COUNCIL APEX, NORTH CAROLINA**

1. We, the undersigned owners of real property, respectfully request that the area described in Part 4 below be annexed to the Town of Apex, Wake County, North Carolina.
2. The area to be annexed is  contiguous,  non-contiguous (satellite) to the Town of Apex, North Carolina and the boundaries are as contained in the metes and bounds description attached hereto.
3. If contiguous, this annexation will include all intervening rights-of-way for streets, railroads and other areas as stated in G.S. 160A-31(f), unless otherwise stated in the annexation amendment.

**Owner Information**

Peter G Jackson  
Owner Name (Please Print)

0741 12 2631 + 0741 12 3641  
Property PIN or Deed Book & Page #

919-623-7324  
Phone

\_\_\_\_\_  
E-mail Address

Sandra L Jackson  
Owner Name (Please Print)

03page att.net  
Property PIN or Deed Book & Page #

919-623-7324  
Phone

\_\_\_\_\_  
E-mail Address

**COMPLETE IF SIGNED BY INDIVIDUALS:**

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Peter G Jackson  
Please Print

Peter G Jackson  
Signature

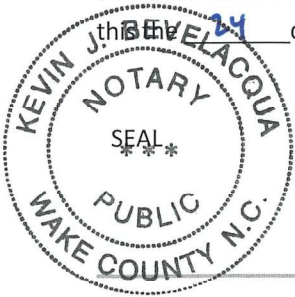
Sandra L Jackson  
Please Print

Sandra L Jackson  
Signature

\_\_\_\_\_  
Please Print  
STATE OF NORTH CAROLINA  
COUNTY OF WAKE

\_\_\_\_\_  
Signature

Sworn and subscribed before me, Kevin J. Bevelacqua, a Notary Public for the above State and County, this 24 day of October, 2018.



Kevin J. Bevelacqua  
Notary Public

My Commission Expires: 4/27/20

**PETITION FOR VOLUNTARY ANNEXATION**

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**TO THE TOWN COUNCIL APEX, NORTH CAROLINA**

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**Owner Information**

Tracy Lewis Johnson  
 Owner Name (Please Print)  
919-757-3844  
 Phone

0741 12 5184  
 Property PIN or Deed Book & Page #  
Hjohnso4@yahoo.com  
 E-mail Address

\_\_\_\_\_  
 Owner Name (Please Print)  
 \_\_\_\_\_  
 Phone

\_\_\_\_\_  
 Property PIN or Deed Book & Page #  
 \_\_\_\_\_  
 E-mail Address

**COMPLETE IF SIGNED BY INDIVIDUALS:**

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Tracy Lewis Johnson  
 Please Print

[Signature]  
 Signature

\_\_\_\_\_  
Please Print

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Please Print

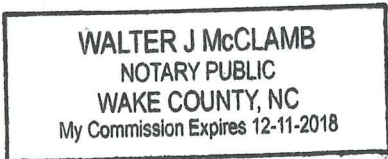
\_\_\_\_\_  
Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Walter J. McClamb Notary Public for the above State and County, this the 4 day of, Nov., 2018.

Walter J. McClamb  
 Notary Public

SEAL



My Commission Expires: 12-11-2018

PETITION FOR VOLUNTARY ANNEXATION

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VOLUNTARY ANNEXATION: Upon receipt of a valid petition signed by all of the owners of real property in the area described therein, the Town may annex an area either contiguous or not contiguous to its primary corporate limits when the area meets the standards set out under North Carolina General Statutes 160A-31 and 160A-58.1. The petition need not be signed by the owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina, nor by railroad companies, public utilities as defined in G.S. 62-3(23), or electric or telephone membership corporations.

TO THE TOWN COUNCIL APEX, NORTH CAROLINA

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Owner Information

Robert M. Lassiter, Sr.

Owner Name (Please Print)

919-818-6081

Phone

Vanessa J. Lassiter

Owner Name (Please Print)

919-818-6276

Phone

0741 22 3721, 0741 22 3832

Property PIN or Deed Book & Page #

0741 22 2951, 0741 12 6630, 0741 12 8837, 0741, 12 5641, 0741 12 6440, 0741 12 7549

E-mail Address

0741 12 6837 + 0741 12 5847

Property PIN or Deed Book & Page #

Vanessa.lassiter@icloud.com

E-mail Address

COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Vanessa J. Lassiter

Please Print

Robert M. Lassiter

Please Print

Vanessa Lassiter

Signature

Robert M. Lassiter

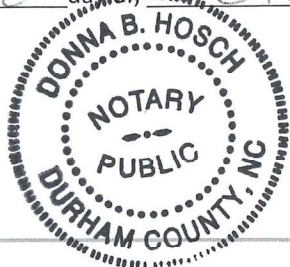
Signature

Please Print

Signature

STATE OF NORTH CAROLINA
COUNTY OF WAKE

Sworn and subscribed before me, DONNA B. HOSCH, a Notary Public for the above State and County, this the 18 day of OCT., 2018



SEAL

Donna B. Hosch

Notary Public

My Commission Expires: 04-27-19

# PETITION FOR VOLUNTARY ANNEXATION

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**VOLUNTARY ANNEXATION:** Upon receipt of a valid petition signed by all of the owners of real property in the area described therein, the Town may annex an area either contiguous or not contiguous to its primary corporate limits when the area meets the standards set out under North Carolina General Statutes 160A-31 and 160A-58.1. The petition need not be signed by the owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina, nor by railroad companies, public utilities as defined in G.S. 62-3(23), or electric or telephone membership corporations.

## TO THE TOWN COUNCIL APEX, NORTH CAROLINA

1. We, the undersigned owners of real property, respectfully request that the area described in Part 4 below be annexed to the Town of Apex, Wake County, North Carolina.
2. The area to be annexed is  contiguous,  non-contiguous (satellite) to the Town of Apex, North Carolina and the boundaries are as contained in the metes and bounds description attached hereto.
3. If contiguous, this annexation will include all intervening rights-of-way for streets, railroads and other areas as stated in G.S. 160A-31(f), unless otherwise stated in the annexation amendment.

### Owner Information

<u>Angel Medero</u> Owner Name (Please Print)	<u>0741121839</u> Property PIN or Deed Book & Page #
<u>919-924-5676</u> Phone	<u>medero05@gmail.com</u> E-mail Address
<u>Tamia Sierra</u> Owner Name (Please Print)	<u>Property PIN or Deed Book &amp; Page #</u>
<u>919-924-6381</u> Phone	<u>tamymedero@hotmail.com</u> E-mail Address

### COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

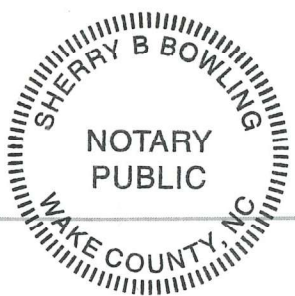
<u>Angel Medero</u> Please Print	<u>[Signature]</u> Signature
<u>Tamia Sierra</u> Please Print	<u>[Signature]</u> Signature
<u>Angel V. Medero</u> Please Print	<u>[Signature]</u> Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Sherry B. Bowling, a Notary Public for the above State and County, this the 16<sup>th</sup> day of October, 2018.

Sherry B. Bowling  
Notary Public

SEAL



My Commission Expires: 06/05/2020

PETITION FOR VOLUNTARY ANNEXATION

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TO THE TOWN COUNCIL APEX, NORTH CAROLINA

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Owner Information

Jennifer Thomas Newby
Owner Name (Please Print)

(919)303-8656
Phone

Silas Edgar Newby Jr.
Owner Name (Please Print)

919 303-8656
Phone

0741 12 4135
Property PIN or Deed Book & Page #

sijem@bellsouth.net
E-mail Address

Property PIN or Deed Book & Page #

E-mail Address

COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Jennifer Thomas Newby
Please Print

Silas Edgar Newby Jr.
Please Print

Please Print

STATE OF NORTH CAROLINA
COUNTY OF WAKE

Jennifer Thomas Newby
Signature

Silas Edgar Newby Jr.
Signature

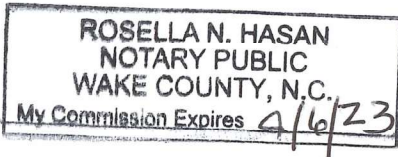
Signature

Sworn and subscribed before me, Rosella N. Hasan a Notary Public for the above State and County, this the 6th day of November, 2018.

Rosella N. Hasan
Notary Public

My Commission Expires: April 6, 2023

SEAL



PETITION FOR VOLUNTARY ANNEXATION

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Owner Information

Joseph E. Perkins
Owner Name (Please Print)

(919) 362-4327
Phone

Sandra A. Perkins
Owner Name (Please Print)

(919) 362-4327
Phone

0741 22 3182, 0741 12 4339
Property PIN or Deed Book & Page #

perk1@bellsouth.net
E-mail Address

0741 12 5323, 0741 12 5189,
0741 22 5009 + 0741 22 2186
Property PIN or Deed Book & Page #

E-mail Address

perk1@bellsouth.net

COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Joseph E. Perkins
Please Print

Sandra A. Perkins
Please Print

Joseph E. Perkins
Signature

Sandra A. Perkins
Signature

Please Print

Signature

STATE OF NORTH CAROLINA
COUNTY OF WAKE

Sworn and subscribed before me, Jordan Crain, a Notary Public for the above State and County, this the 26th day of September, 2018.

Jordan Crain
Notary Public



My Commission Expires 02/16/2020
My Commission Expires:

**PETITION FOR VOLUNTARY ANNEXATION**

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**Owner Information**

Joseph & Sandra Perkins  
Owner Name (Please Print)

0741224521  
Property PIN or Deed Book & Page #

\_\_\_\_\_  
Phone

\_\_\_\_\_  
E-mail Address

\_\_\_\_\_  
Owner Name (Please Print)

\_\_\_\_\_  
Property PIN or Deed Book & Page #

\_\_\_\_\_  
Phone

\_\_\_\_\_  
E-mail Address

**COMPLETE IF SIGNED BY INDIVIDUALS:**

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Joseph E. Perkins  
Please Print

Joseph E. Perkins  
Signature

Sandra A. Perkins  
Please Print

Sandra A. Perkins  
Signature

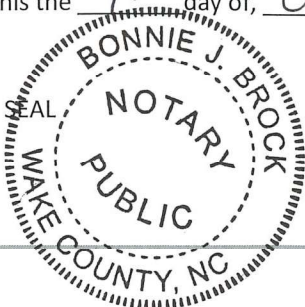
\_\_\_\_\_  
Please Print

\_\_\_\_\_  
Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Bonnie J. Brock, a Notary Public for the above State and County,  
this the 4<sup>th</sup> day of October, 2019.

Bonnie J. Brock  
Notary Public



My Commission Expires: 7/7/2020

# PETITION FOR VOLUNTARY ANNEXATION

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## TO THE TOWN COUNCIL APEX, NORTH CAROLINA

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## Owner Information

THOMAS RICKENBAKER  
Owner Name (Please Print)

(919) 215-5245  
Phone

Heather Rickenbaker  
Owner Name (Please Print)

704-214-0502  
Phone

0741122838  
Property PIN or Deed Book & Page #

TR14728@GMAIL.COM  
E-mail Address

0741122838  
Property PIN or Deed Book & Page #

monzotehm@gmail.com  
E-mail Address

## COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

THOMAS RICKENBAKER  
Please Print

[Signature]  
Signature

Heather Rickenbaker  
Please Print

[Signature]  
Signature

\_\_\_\_\_  
Please Print

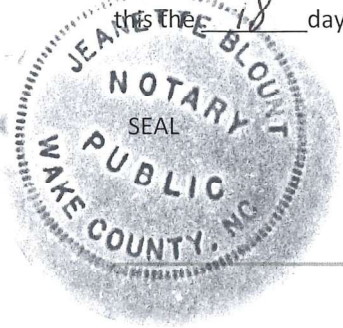
\_\_\_\_\_  
Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Jeanette Blount, a Notary Public for the above State and County, this the 18 day of October, 2018.

Jeanette Blount  
Notary Public

My Commission Expires: 9-27-2021





PETITION FOR VOLUNTARY ANNEXATION

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TO THE TOWN COUNCIL APEX, NORTH CAROLINA

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Owner Information

Gail A. Ricks
Owner Name (Please Print)

(919) 422-0122
Phone

Gail A. Ricks
Owner Name (Please Print)

Phone

15493 / 1085 (Deed Book & Page)
Property PIN or Deed Book & Page #

garicksnc55@gmail.com
E-mail Address

Book 16264 / Page 2628
Property PIN or Deed Book & Page #

garicksnc55@gmail.com
E-mail Address

COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Gail A. Ricks
Please Print

[Signature]
Signature

Please Print

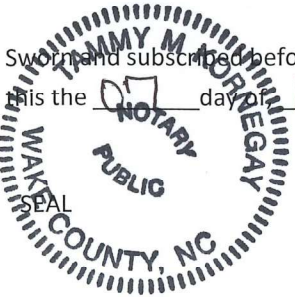
Signature

Please Print

Signature

STATE OF NORTH CAROLINA
COUNTY OF WAKE

I, Tammy M. Komegay, a Notary Public for the above State and County,
do hereby certify that the foregoing is a true and correct copy of the original as the same was presented to me on this the 07 day of November 2018.



[Signature]
Notary Public

My Commission Expires: 01-26-2020

PETITION FOR VOLUNTARY ANNEXATION

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Owner Information

Samuel Seagraves
Owner Name (Please Print)
919-362-8556
Phone
Margaret Seagraves
Owner Name (Please Print)
919-362-8556
Phone

Bk 01888 / Pg 0499
Property PIN or Deed Book & Page #
0741 12 3413 + 0741 12 4430
E-mail Address
Bk 01888 / Pg 0499
Property PIN or Deed Book & Page #
E-mail Address

COMPLETE IF SIGNED BY INDIVIDUALS:

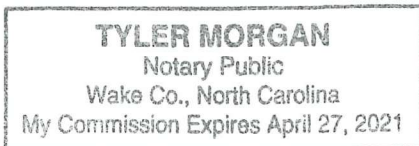
All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

SAMUEL SEAGRAVES
Please Print
MARGARET SEAGRAVES
Please Print

Samuel Seagraves
Signature
Margaret Seagraves
Signature

STATE OF NORTH CAROLINA
COUNTY OF WAKE

Sworn and subscribed before me, Tyler Morgan, a Notary Public for the above State and County, this the 31st day of October, 2018.



Notary Public signature and title

SEAL

My Commission Expires: 27 April 2021

**PETITION FOR VOLUNTARY ANNEXATION**

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**TO THE TOWN COUNCIL APEX, NORTH CAROLINA**

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**Owner Information**

Richard Spuller  
Owner Name (Please Print)

919-349-6090  
Phone

\_\_\_\_\_  
Owner Name (Please Print)

\_\_\_\_\_  
Phone

Book 16548 Page 2303  
Property PIN or Deed Book & Page #

0741 129650  
RICHSPULLER @ GMAIL.COM  
E-mail Address

\_\_\_\_\_  
Property PIN or Deed Book & Page #

\_\_\_\_\_  
E-mail Address

**COMPLETE IF SIGNED BY INDIVIDUALS:**

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Richard Spuller  
Please Print

Alison Spuller  
Please Print

James C Sprague  
Please Print

[Signature]  
Signature

[Signature]  
Signature

[Signature]  
Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Richard & Alison Spuller, a Notary Public for the above State and County, this the 7<sup>th</sup> day of, October, 20 18.

[Signature]  
Notary Public

SEAL State of NC, County of Wake

Signed before me on this 7<sup>th</sup> day

of Oct. 18 by Tina Smith Cappa

Notary Public [Signature]

My Commission Expires:

3/2/2020

**PETITION FOR VOLUNTARY ANNEXATION**

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**TO THE TOWN COUNCIL APEX, NORTH CAROLINA**

1. We, the undersigned owners of real property, respectfully request that the area described in Part 4 below be annexed to the Town of Apex, Wake County, North Carolina.
2. The area to be annexed is  contiguous,  non-contiguous (satellite) to the Town of Apex, North Carolina and the boundaries are as contained in the metes and bounds description attached hereto.
3. If contiguous, this annexation will include all intervening rights-of-way for streets, railroads and other areas as stated in G.S. 160A-31(f), unless otherwise stated in the annexation amendment.

**Owner Information**

<u>Norma Jean Winston</u> Owner Name (Please Print)	<u>1038 Irongate Dr Apex, NC 27502</u> Property PIN or Deed Book & Page #
<u>919 618-3960</u> Phone	<u>0741220461</u> E-mail Address
<u>norma.winston@sqs.com</u> E-mail Address	

_____ Owner Name (Please Print)	_____ Property PIN or Deed Book & Page #
_____ Phone	_____ E-mail Address

**COMPLETE IF SIGNED BY INDIVIDUALS:**

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Norma Jean Winston  
Please Print

\_\_\_\_\_  
Please Print

\_\_\_\_\_  
Please Print

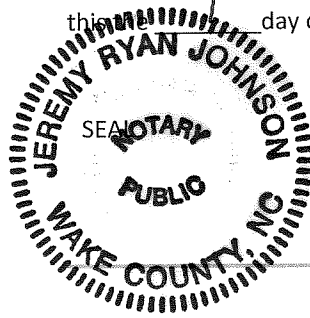
Norma Jean Winston  
Signature

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Jeremy Ryan Johnson a Notary Public for the above State and County, this 17 day of November, 2018.



Jeremy Ryan Johnson  
Notary Public

My Commission Expires: June 1, 2020

# PETITION FOR VOLUNTARY ANNEXATION

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

**VOLUNTARY ANNEXATION:** Upon receipt of a valid petition signed by all of the owners of real property in the area described therein, the Town may annex an area either contiguous or not contiguous to its primary corporate limits when the area meets the standards set out under North Carolina General Statutes 160A-31 and 160A-58.1. The petition need not be signed by the owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina, nor by railroad companies, public utilities as defined in G.S. 62-3(23), or electric or telephone membership corporations.

## TO THE TOWN COUNCIL APEX, NORTH CAROLINA

1. We, the undersigned owners of real property, respectfully request that the area described in Part 4 below be annexed to the Town of Apex, Wake County, North Carolina.
2. The area to be annexed is  contiguous,  non-contiguous (satellite) to the Town of Apex, North Carolina and the boundaries are as contained in the metes and bounds description attached hereto.
3. If contiguous, this annexation will include all intervening rights-of-way for streets, railroads and other areas as stated in G.S. 160A-31(f), unless otherwise stated in the annexation amendment.

### Owner Information

Milton L. & Dorothy G. Thomas  
Owner Name (Please Print)

0741125440  
Property PIN or Deed Book & Page #

919-362-7412  
Phone

jenne4@bellsouth.net  
E-mail Address

Dorothy G. Thomas  
Owner Name (Please Print)

Property PIN or Deed Book & Page #

919-362-7412  
Phone

jenne4@bellsouth.net  
E-mail Address

### COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Milton L. Thomas  
Please Print

*Milton L. Thomas*  
Signature

Dorothy Thomas  
Please Print

*Dorothy Thomas*  
Signature

Please Print

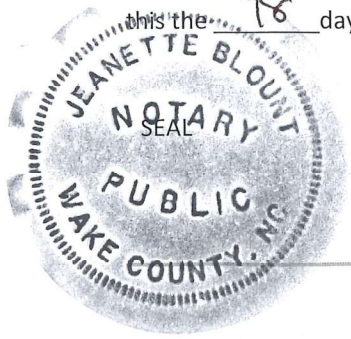
Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Jeanette Blount, a Notary Public for the above State and County,  
this the 16 day of, October, 2018.

*Jeanette Blount*  
Notary Public

My Commission Expires: 6-27-2021



**PETITION FOR VOLUNTARY ANNEXATION**

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**VOLUNTARY ANNEXATION:** Upon receipt of a valid petition signed by all of the owners of real property in the area described therein, the Town may annex an area either contiguous or not contiguous to its primary corporate limits when the area meets the standards set out under North Carolina General Statutes 160A-31 and 160A-58.1. The petition need not be signed by the owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina, nor by railroad companies, public utilities as defined in G.S. 62-3(23), or electric or telephone membership corporations.

**TO THE TOWN COUNCIL APEX, NORTH CAROLINA**

1. We, the undersigned owners of real property, respectfully request that the area described in Part 4 below be annexed to the Town of Apex, Wake County, North Carolina.
2. The area to be annexed is  contiguous,  non-contiguous (satellite) to the Town of Apex, North Carolina and the boundaries are as contained in the metes and bounds description attached hereto.
3. If contiguous, this annexation will include all intervening rights-of-way for streets, railroads and other areas as stated in G.S. 160A-31(f), unless otherwise stated in the annexation amendment.

**Owner Information**

Ronald Uzzell  
Owner Name (Please Print)

#0741128339 <sup>Deed</sup> #0069405  
Property PIN or Deed Book & Page #

984-344-7308  
Phone

\_\_\_\_\_  
E-mail Address

\_\_\_\_\_  
Owner Name (Please Print)

\_\_\_\_\_  
Property PIN or Deed Book & Page #

\_\_\_\_\_  
Phone

\_\_\_\_\_  
E-mail Address

**COMPLETE IF SIGNED BY INDIVIDUALS:**

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Ronald Uzzell  
Please Print

Ronald Uzzell  
Signature

+  
Please Print

+  
Signature

+  
Please Print

+  
Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Stevan Stanistic, a Notary Public for the above State and County, this the 23<sup>RD</sup> day of October, 2018.

Stevan Stanistic  
Notary Public

SEAL



My Commission Expires: 9-15-23

# PETITION FOR VOLUNTARY ANNEXATION

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

**VOLUNTARY ANNEXATION:** Upon receipt of a valid petition signed by all of the owners of real property in the area described therein, the Town may annex an area either contiguous or not contiguous to its primary corporate limits when the area meets the standards set out under North Carolina General Statutes 160A-31 and 160A-58.1. The petition need not be signed by the owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina, nor by railroad companies, public utilities as defined in G.S. 62-3(23), or electric or telephone membership corporations.

## TO THE TOWN COUNCIL APEX, NORTH CAROLINA

1. We, the undersigned owners of real property, respectfully request that the area described in Part 4 below be annexed to the Town of Apex, Wake County, North Carolina.
2. The area to be annexed is  contiguous,  non-contiguous (satellite) to the Town of Apex, North Carolina and the boundaries are as contained in the metes and bounds description attached hereto.
3. If contiguous, this annexation will include all intervening rights-of-way for streets, railroads and other areas as stated in G.S. 160A-31(f), unless otherwise stated in the annexation amendment.

### Owner Information

Rosella N. Walters Hasan

Owner Name (Please Print)

0741126183

Property PIN or Deed Book & Page #

919.414.5924

Phone

ROZ.HASAN57@GMAIL.COM

E-mail Address

Owner Name (Please Print)

Property PIN or Deed Book & Page #

Phone

E-mail Address

### COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Rosella N. Walters Hasan

Please Print

Rosella N. Hasan

Signature

Please Print

Signature

Please Print

Signature

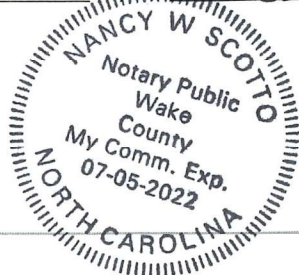
STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, <sup>no</sup> ~~10/25/18~~ Nancy W. Scott, a Notary Public for the above State and County,  
this the 25 day of OCTOBER, 2018.

Nancy W. Scott

Notary Public

SEAL



My Commission Expires: 7/5/22

Lying and being in White Oak Township, Wake County, North Carolina and described more fully as follows to wit:

BEGINNING at a calculated point approximately 9.43 feet west of the centerline of Reedy Branch, in the northern property line of EBT Farms, LLC; thence from said point, with the northern property line of EBT Farms, LLC, North 85°30' West, 1641.31 feet to a calculated point in the eastern right-of-way of Veridea Parkway; thence the following six (6) courses and distances with the eastern right-of-way of Veridea Parkway and beyond with Tingen Road eastern right-of-way, North 12°51'45" West, 188.30 feet to a calculated point; North 07°08'14" East, 170.18 feet to a calculated point; North 09°25'00" East, 100.37 feet to a calculated point; North 10°42'26" East, 100.59 feet to a calculated point; North 11°08'51" East, 171.18 feet to a calculated point, and North 13°34'03" East, 236.62 feet to a calculated point in the southern property line of Seymour Farm Properties, LLC; thence with the aforesaid southern property line, South 85°30' East, 716.18 feet to a calculated point, being the northwestern corner of Chanta R. Smith; thence with the following three (3) courses and distances with aforesaid Smith, South 04°30' West, 233.41 feet to a calculated point on the northern right-of-way of Irongate Drive; thence with the aforesaid northern right-of-way, South 85°30' East, 100.00 feet to a calculated point on aforesaid road right-of-way; thence North 04°30' East, 233.41 feet to a calculated point in the southern property line of Seymour Farm Properties, LLC; thence with aforesaid southern property line, South 85°30' East, 100.00 feet a calculated point to the northwest corner of Flora A. Holland; thence the following three (3) courses and distances with aforesaid Holland, South 04°30' West, 233.41 feet to a calculated point on the northern right-of-way of Irongate Drive; thence with the aforesaid northern right-of-way, South 85°30' East, 100.00 feet to a calculated point on the aforesaid northern right-of-way; thence North 04°30' East, 233.41 feet to a calculated point in the southern property line of Seymour Farm Properties, LLC; thence with the aforesaid southern property line, South 85°30' East, 391.58 feet to a calculated point 12.45 feet west of Reedy Branch in Seymour Farm Properties, LLC southern property line; thence with the following eight (8) courses and distances with the existing Town of Apex Corporate Limits, South 02°50'55" West, 181.57 feet to a calculated point; South 16°51'44" East, 114.87 feet to a calculated point; South 16°51'11" East, 119.93 feet to a calculated point; South 38°41'19" East, 115.08 feet to a calculated point; South 00°11'49" East, 208.74 feet to a calculated point; South 51°58'34" East, 96.25 feet to a calculated point; South 20°56'12" West, 182.28 feet to a calculated point; and South 21°07'14" West, 34.76 feet to the point and place of BEGINNING, containing 33.64 acres more or less. The above described tract of land is all of the lots of Irongate Subdivision less and except Lot 8 and Lot 10, as shown on a map entitled "Irongate Subdivision", dated June 19, 1969, and recorded in Book of Maps 1969, Page 156, in the Wake County Registry. The above described tract of land consist of the following Wake County PINs 0741.03-12-0818, 1741.03-12-1839, 0741.03-12-2838, 0741.03-12-3857, 0741.03-12-4848, 0741.03-12-5847, 0741.03-12-6837, 0741.03-12-8837, 0741.03-22-0858, 0741.03-22-1859, 0741.03-22-2951, 0741.03-22-3832, 0741.03-22-3721, 0741.03-22-4521, 0741.03-22-4339, 0741.03-22-5323, 0741.03-22-5189, 0741.03-22-5009, 0741.03-22-3182, 0741.03-22-2186, 0741.03-22-1133, 0741.03-12-9183, 0741.03-12-8192, 0741.03-12-7172, 0741.03-12-6183, 0741.03-12-5184, 0741.03-12-4135, 0741.03-12-2149, 0741.03-12-0125, 0741.03-02-9373, 0741.03-12-0435, 0741.03-12-0631, 0741.03-12-2631, 0741.03-12-3641, 0741.03-12-4641, 0741.03-12-5641, 0741.03-12-



6630, 0741.03-12-7549, 0741.03-12-8631, 0741.03-12-9650, 0741.03-22-0651, 0741.03-22-1559, 0741.03-22-0461, 0741.03-12-9440, 0741.03-12-8339, 0741.03-12-7440, 0741.03-12-6440, 0741.03-12-5440, 0741.03-12-4430, and 0741.03-12-3413.

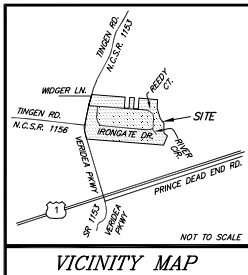
**SEYMOUR FARM PROPERTIES, LLC**

D.B. 12054, PG. 774  
B.M. 1984, PG. 729  
B.M. 2006, PG. 706

**ANNEXATION # 672**

I, Donna B. Hosch, MMC, NCCMG, Town Clerk, Apex, North Carolina certify this is a true and exact map of annexation adopted this the \_\_\_\_\_ day of \_\_\_\_\_, 2019, by the Town Council. I set my hand and seal of the Town of Apex, \_\_\_\_\_, 2019.

Donna B. Hosch, MMC, NCCMG, Town Clerk



SALEM VILLAGE OWNERS ASSOCIATION, INC. D.B. 17291, PG. 2015 B.M. 2012, PG. 819

ANNEXATION # 457 B.M. 2011, PG. 282

WIDGER LANE (60' PUBLIC R/W) B.M. 2012, PG. 819

SALEM VILLAGE OWNERS ASSOCIATION, INC. D.B. 17291, PG. 2015 B.M. 2012, PG. 819

NANCY L. WALKER D.B. 4285, PG. 242

TINGEN ROAD (N.C.S.R. No. 1156) (PUBLIC R/W)

WORTH EUGENE TINGEN D.B. 4285, PG. 245

ALL DISTANCES ARE U.S. SURVEY FEET HORIZONTAL GROUND MEASUREMENTS.  
AREA DETERMINED USING D.M.D. METHOD.  
REFERENCES: BOOK OF MAPS 1969, PAGE 156

- SURVEYOR'S NOTES:**
- THE PROPERTY SHOWN HEREON IS SUBJECT TO ALL EASEMENTS OF RECORD AFFECTING SAME.
  - NO TITLE SEARCH HAS BEEN PERFORMED BY THIS FIRM DURING THE COURSE OF THIS SURVEY.
  - THIS SURVEYOR DOES NOT CERTIFY TO THE EXISTENCE OR NON-EXISTENCE OF ANY UNDERGROUND UTILITIES, BURIAL GROUNDS, OR ANY SUBSURFACE FEATURES THAT MAY OR MAY NOT BE PRESENT ON THIS SITE.
  - NOT AN ACTUAL SURVEY ON THIS DATE.
  - THIS MAP OR PLAN IS EXEMPT FROM THE REQUIREMENTS OF G.S. 47-39 PURSUANT TO G.S. 47-30 (2).
  - THIS MAP IS PREPARED FOR THE SOLE PURPOSE OF MUNICIPAL BOUNDARY ANNEXATION.

- LEGEND**
- XXXX - Street Address (Typical)
  - TL - Total
  - R/W - Right Of Way
  - TOA - Town of Apex
  - Existing Corporate Limit Line
  - - - Right Of Way Line
  - Unsurveyed Line
  - - - Unsurveyed Line

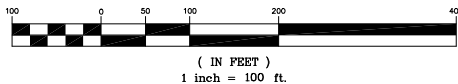
**PRELIMINARY**  
THIS IS A PRELIMINARY DRAWING AND IS NOT TO BE USED AS A SURVEY OR TO TRANSFER ANY PROPERTY SHOWN HEREON.

Professional Land Surveyor  
L-3766  
License Number

**33.64 ACRES± TOTAL ANNEXED**  
NOT AN ACTUAL SURVEY ON THIS DATE

I, STALEY C. SMITH, certify that this plat was drawn under my supervision from maps of record, that boundaries not surveyed are clearly indicated as broken lines and drawn from information found in Book of Maps 1969, Page 156 and Book of Maps 1989, Page 636; that the precision as calculated is 1/4"; that this plat meets the requirements of the standards of practice for land surveying in North Carolina 21 NCAC 56.1600.  
Witness my original signature, license number and seal this 06th day of August, A.D., 2019.

**EBT FARMS, LLC**  
D.B. 15931, PG. 1193 (TRACT 2)  
B.M. 2015, PG. 14



SHEET No.  
**1 OF 2**

**ANNEXATION MAP FOR THE TOWN OF APEX**

THE GREATER PORTION OF  
**IRONGATE SUBDIVISION**  
WHITE OAK TOWNSHIP, WAKE COUNTY, NORTH CAROLINA

LISTED OWNERS  
SEE SHEET 2 OF 2  
P.I.N. SEE SHEET 2 OF 2

**Smith and Smith surveyors**  
FIRM LICENSE No. C-0158  
P.O. BOX 457  
APEX, N.C. 27502  
(919) 382-7111

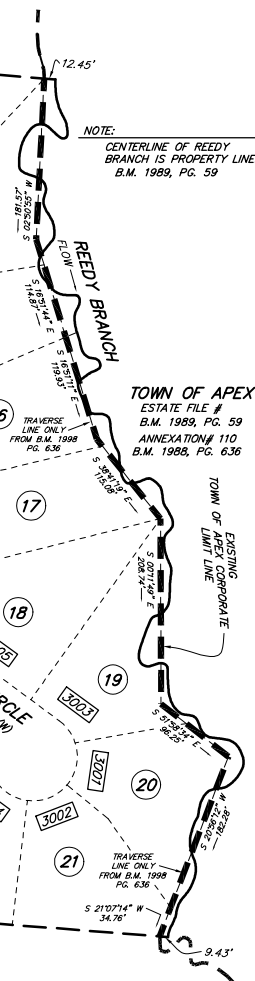
PITTSBORO, N.C. 27312  
(919) 542-4321

DATE JULY 30, 2019  
SCALE 1" = 100'  
DRAWN BY J.A.B.  
PROJECT NO. 19-19

RECORDED IN BOOK OF MAPS **2019**, PAGE \_\_\_\_\_

NOTE:  
CENTERLINE OF REEDY BRANCH IS PROPERTY LINE.  
B.M. 1988, PG. 59

TOWN OF APEX  
ESTATE FILE # B.M. 1989, PG. 59  
ANNEXATION # 110 B.M. 1988, PG. 636



LOT No.	PIN	OWNER	OWNER'S ADDRESS	DEED BOOK & PAGE	AREA
1	0741.03-12-0818	LEVANDER BYRD MARY T. BYRD	1735 TINGEN ROAD APEX, N.C. 27502	D.B. 1954, PG. 422	0.53 ACRE
2	0741.03-12-1839	ANGEL O. MEDERO TAMIA T. SIERRA-TORRES	113 WATERTREE LANE APEX, N.C. 27502	D.B. 17163, PG. 1182	0.62 ACRE
3	0741.03-12-2838	THOMAS R. RICKENBAKER HEATHER M. RICKENBAKER	1005 IRONGATE DRIVE APEX, N.C. 27502	D.B. 17035, PG. 1441	0.52 ACRE
4	0741.03-12-3857	JOHN R. GREENE MARGARET GREENE	1007 IRONGATE DRIVE APEX, N.C. 27502	D.B. 1885, PG. 193	0.53 ACRE
5	0741.03-12-4848	JOHN T. ATKINS	2512 FOXGATE DRIVE RALEIGH, N.C. 27610	D.B. 12845, PG. 629	0.53 ACRE
6	0741.03-12-5847	ROBERT McCOY LASSITER VANESSA JOHNSON LASSITER	1011 IRONGATE DRIVE APEX, N.C. 27502	D.B. 8361, PG. 774	0.52 ACRE
7	0741.03-12-6837	ROBERT McCOY LASSITER VANESSA JOHNSON LASSITER	1011 IRONGATE DRIVE APEX, N.C. 27502	D.B. 8361, PG. 774	0.52 ACRE
9	0741.03-12-8837	ROBERT McCOY LASSITER	1011 IRONGATE DRIVE APEX, N.C. 27502	D.B. 4081, PG. 676	0.53 ACRE
11	0741.03-22-0858	TRACI L. CLINKSCALE	3364 KYLEE DAWN CIRCLE LAWRENCEVILLE, GEORGIA 30045-2762	D.B. 14301, PG. 1195	0.53 ACRE
12	0741.03-22-1859	TRACI L. CLINKSCALE	3364 KYLEE DAWN CIRCLE LAWRENCEVILLE, GEORGIA 30045-2762	D.B. 14301, PG. 1195	0.52 ACRE
13	0741.03-22-2951	ROBERT M. LASSITER, SR.	1011 IRONGATE DRIVE APEX, N.C. 27502	D.B. 8097, PG. 726	0.50 ACRE
14	0741.03-22-3832	ROBERT M. LASSITER, SR.	1011 IRONGATE DRIVE APEX, N.C. 27502	D.B. 8097, PG. 726	0.46 ACRE
15 & 16	0741.03-22-3721	ROBERT M. LASSITER, SR.	1011 IRONGATE DRIVE APEX, N.C. 27502	D.B. 6380, PG. 323	0.94 ACRE
17	0741.03-22-4521	CAMPBELL UNIVERSITY, INC.	C/O ROBERT C. COGSWELL, JR. P.O. BOX 116 BUIES CREEK, N.C. 27506	D.B. 17498, PG. 1335	0.47 ACRE
18	0741.03-22-4339	JOSEPH E. PERKINS SANDRA A. PERKINS	P.O. BOX 702 APEX, N.C. 27502-0702	D.B. 3966, PG. 470	0.57 ACRE
19	0741.03-22-5323	JOSEPH E. PERKINS SANDRA A. PERKINS	P.O. BOX 702 APEX, N.C. 27502-0702	D.B. 4316, PG. 89	0.47 ACRE
20	0741.03-22-5189	JOSEPH E. PERKINS SANDRA A. PERKINS	P.O. BOX 702 APEX, N.C. 27502-0702	D.B. 4255, PG. 315	0.48 ACRE
21	0741.03-22-5009	JOSEPH E. PERKINS SANDRA A. PERKINS	P.O. BOX 702 APEX, N.C. 27502-0702	D.B. 2648, PG. 83	0.46 ACRE
22	0741.03-22-3182	JOSEPH E. PERKINS SANDRA M. PERKINS	P.O. BOX 702 APEX, N.C. 27502-0702	D.B. 2462, PG. 275	0.47 ACRE
23	0741.03-22-2186	JOSEPH E. PERKINS SANDRA A. PERKINS	P.O. BOX 702 APEX, N.C. 27502-0702	D.B. 2492, PG. 310	0.58 ACRE
24 & 25	0741.03-22-1133	SHARON F. GREENE	1037 IRONGATE DRIVE APEX, N.C. 27502	D.B. 7913, PG. 467	0.95 ACRE
26	0741.03-12-9183	JAMES R. BATTLE BETTY L. BATTLE	203 CRICKETFIELD LANE CARY, N.C. 27518	D.B. 2667, PG. 621	0.46 ACRE
27	0741.03-12-8192	HENRY LEE BYRD FANNIE MAE BYRD	P.O. BOX 411 APEX, N.C. 27502	D.B. 2500, PG. 008	0.47 ACRE
28	0741.03-12-7172	HENRY LEE BYRD FANNIE MAE BYRD	P.O. BOX 411 APEX, N.C. 27502	D.B. 2377, PG. 147	0.45 ACRE
29	0741.03-12-6183	ROSELLA N. WALTERS	1045 IRONGATE DRIVE APEX, N.C. 27502	D.B. 7686, PG. 66	0.46 ACRE
30	0741.03-12-5184	TRACY LEWIS JOHNSON	3807 SHAFTSBURY STREET DURHAM, N.C. 27704-1622	D.B. 15288, PG. 2765	0.46 ACRE
31 & 32	0741.03-12-4135	SILAS E. NEWBY, JR. JENNIFER T. NEWBY	1049 IRONGATE DRIVE APEX, N.C. 27502	D.B. 11406, PG. 222	0.94 ACRE

LOT No.	PIN	OWNER	OWNER'S ADDRESS	DEED BOOK & PAGE	AREA
33	0741.03-12-2149	CHEM C. DAVIS	1805 TINGEN ROAD APEX, N.C. 27502	D.B. 17305, PG. 1028	1.14 ACRE
34	0741.03-12-0125	CHEM C. DAVIS	1805 TINGEN ROAD APEX, N.C. 27502	D.B. 17305, PG. 1022	0.87 ACRE
35	0741.03-02-9373	CHEM C. DAVIS	1805 TINGEN ROAD APEX, N.C. 27502	D.B. 17305, PG. 1025	1.16 ACRE
36	0741.03-12-0435	CHEM C. DAVIS	1805 TINGEN ROAD APEX, N.C. 27502	D.B. 17305, PG. 1031	0.56 ACRE
37 & 38	0741.03-12-0631	GAIL ANDERSON RICKS	1022 IRONGATE DRIVE APEX, N.C. 27502	D.B. 16264, PG. 2628	0.94 ACRE
39	0741.03-12-2631	PETER GREGORY JACKSON SANDRA LOLETTA JACKSON	1006 IRONGATE DRIVE APEX, N.C. 27502	D.B. 12735, PG. 2178	0.49 ACRE
40	0741.03-12-3641	PETER GREGORY JACKSON SANDRA LOLETTA JACKSON	1006 IRONGATE DRIVE APEX, N.C. 27502	D.B. 12735, PG. 2178	0.46 ACRE
41	0741.03-12-4641	BASEL BARAKAT NASSIER BARAKAT	2416 BRYARTON WOODS DRIVE RALEIGH, N.C. 27606	D.B. 17021, PG. 502	0.47 ACRE
42	0741.03-12-5641	ROBERT McCOY LASSITER	1011 IRONGATE DRIVE APEX, N.C. 27502	D.B. 4081, PG. 676	0.47 ACRE
43	0741.03-12-6630	ROBERT McCOY LASSITER	1011 IRONGATE DRIVE APEX, N.C. 27502	D.B. 4081, PG. 676	0.46 ACRE
44	0741.03-12-7549	ROBERT McCOY LASSITER	1011 IRONGATE DRIVE APEX, N.C. 27502	D.B. 4081, PG. 676	0.46 ACRE
45	0741.03-12-8631	PEARLIE M. CROSS DORA C. RICHARSON	1018 IRONGATE DRIVE APEX, N.C. 27502	D.B. 10361, PG. 2546	0.47 ACRE
46	0741.03-12-9650	RICHARD E. SPULLER ALLISON B. SPULLER	1020 IRONGATE DRIVE APEX, N.C. 27502	D.B. 16548, PG. 2363	0.47 ACRE
47	0741.03-22-0651	GAIL A. RICKS	1022 IRONGATE DRIVE APEX, N.C. 27502	D.B. 15493, PG. 1085	0.45 ACRE
48	0741.03-22-1559	BETTIE J. ANDERSON	1026 IRONGATE DRIVE APEX, N.C. 27502	D.B. 3191, PG. 113	0.54 ACRE
49 & 50	0741.03-22-0461	NORMA J. STUART	1038 IRONGATE DRIVE APEX, N.C. 27502	D.B. 7164, PG. 551	1.14 ACRE
51	0741.03-12-9440	BETTIE J. ANDERSON	1026 IRONGATE DRIVE APEX, N.C. 27502	D.B. 1988, PG. 594	0.47 ACRE
52	0741.03-12-8339	RONALD UZZELL	1042 IRONGATE DRIVE APEX, N.C. 27502	D.B. 16196, PG. 2248	0.46 ACRE
53	0741.03-12-7440	KATHERINE J. BLOUNT WILLIAM H. BLOUNT, JR.	405 WESTMINSTER DRIVE CLAYTON, N.C. 27520	ESTATE FILE #	0.45 ACRE
54	0741.03-12-6440	ROBERT McCOY LASSITER	1011 IRONGATE DRIVE APEX, N.C. 27502	D.B. 4081, PG. 676	0.46 ACRE
55	0741.03-12-5440	MILTON L. THOMAS DOROTHY G. THOMAS	P.O. BOX 683 APEX, N.C. 27502	D.B. 7598, PG. 540	0.46 ACRE
56	0741.03-12-4430	SAMUEL SEAGRAVES MARGARET O. SEAGRAVES	P.O. BOX 39 APEX, N.C. 27502	D.B. 3277, PG. 105	0.48 ACRE
57	0741.03-12-3413	SAMUEL SEAGRAVES MARGARET O. SEAGRAVES	P.O. BOX 39 APEX, N.C. 27502	D.B. 1888, PG. 499	0.58 ACRE

SHEET No.  
2 OF 2

ANNEXATION MAP FOR THE  
TOWN OF APEX

THE GREATER PORTION OF  
IRONGATE SUBDIVISION

WHITE OAK TOWNSHIP, WAKE COUNTY, NORTH CAROLINA

LISTED OWNERS  
SEE THIS SHEET



Smith and Smith  
surveyors

DATE JULY 30, 2019

SCALE N/A

DRAWN BY J.A.B.

P.I.N. SEE THIS SHEET

P.O. BOX 457  
APEX, N.C. 27502  
(919) 362-7111

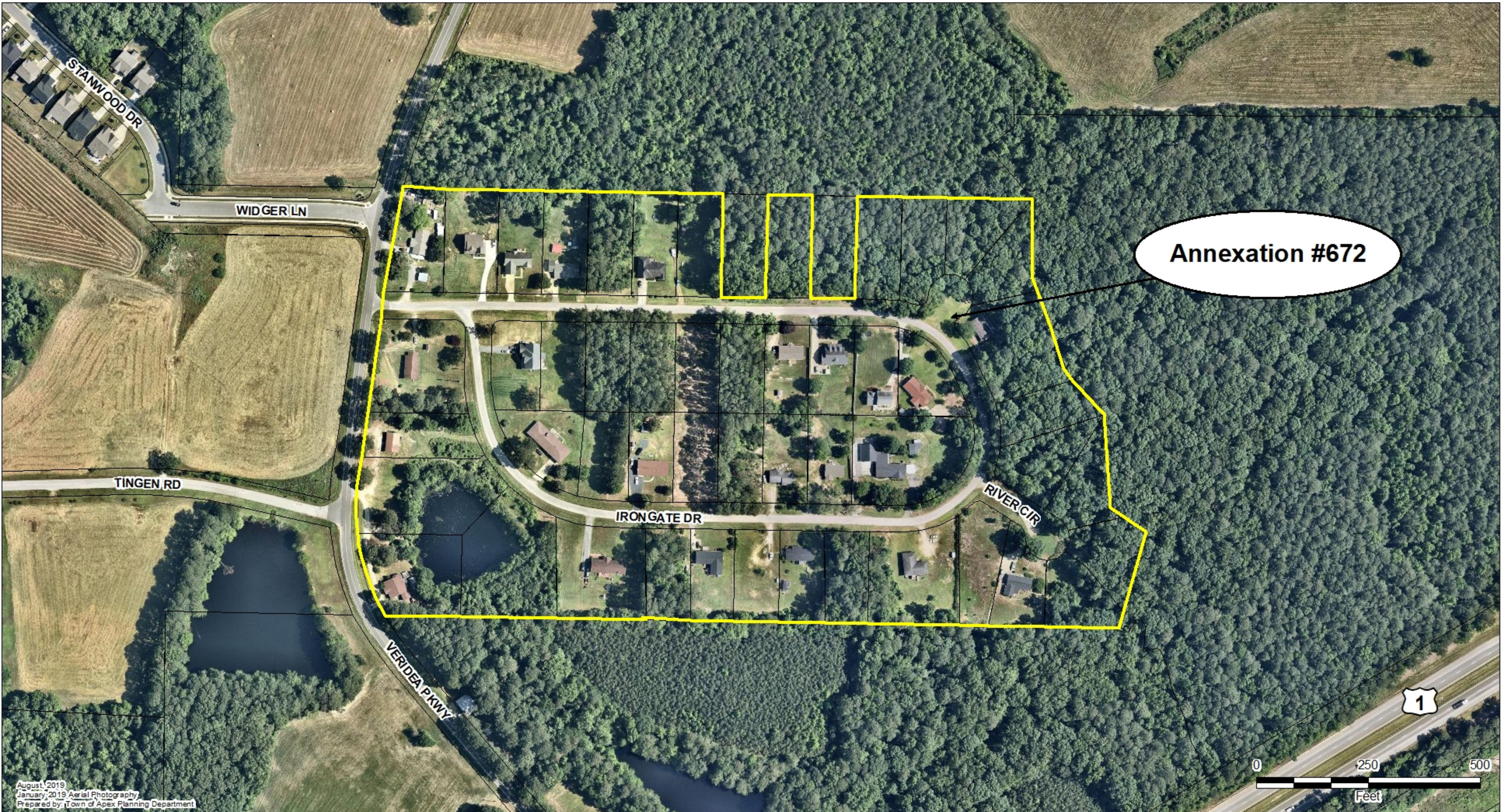
FIRM LICENSE No. C-0155

PITTSBORO, N.C. 27312  
(919) 542-4321

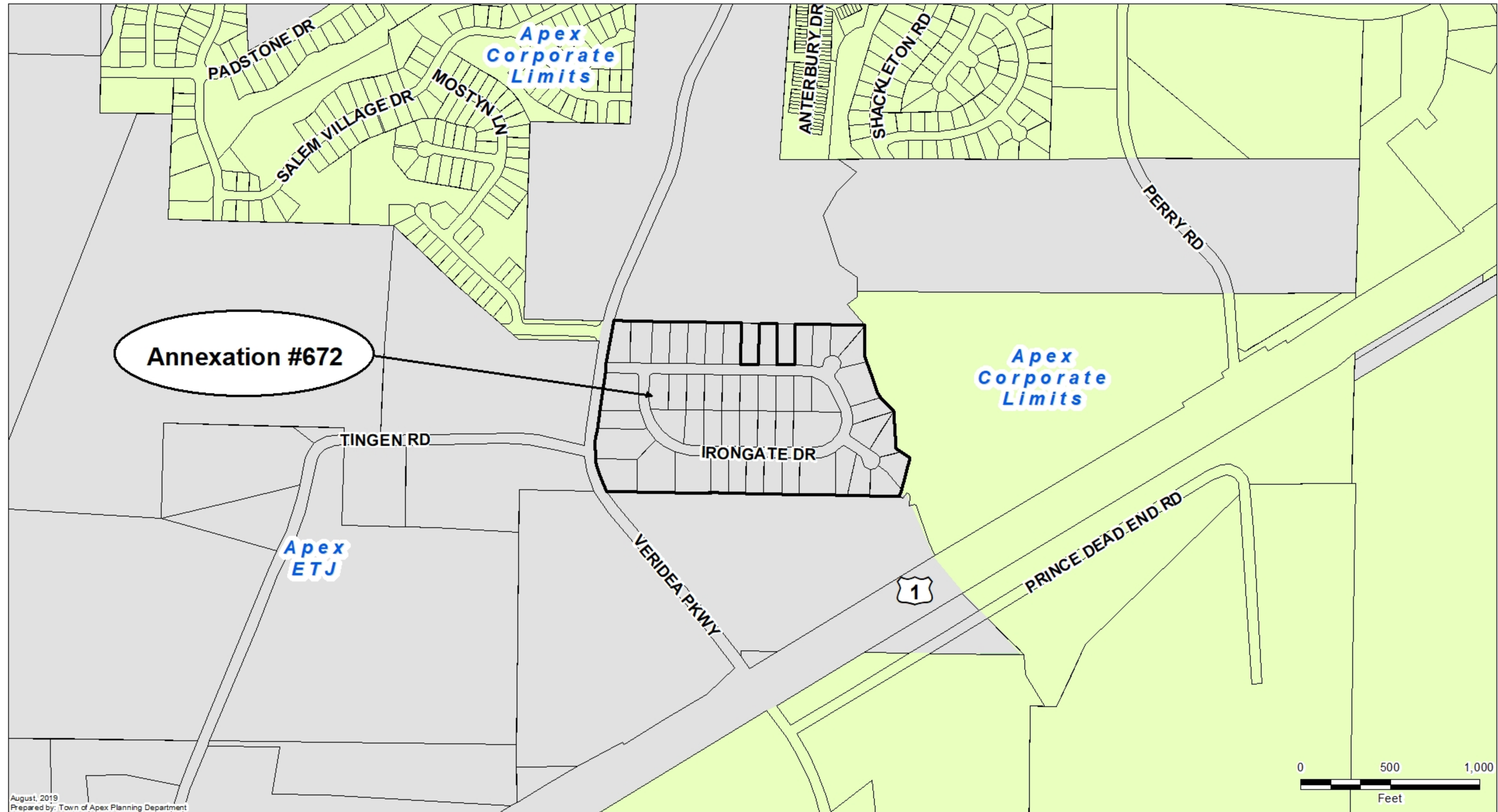
PROJECT NO. 19-19

PRELIMINARY

THIS IS A PRELIMINARY DRAWING  
AND IS NOT TO BE USED AS A  
SURVEY OR TO TRANSFER ANY  
PROPERTY SHOWN HEREON.



**Annexation #672**



**Annexation #672**

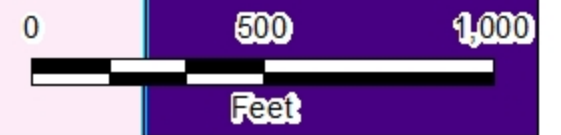
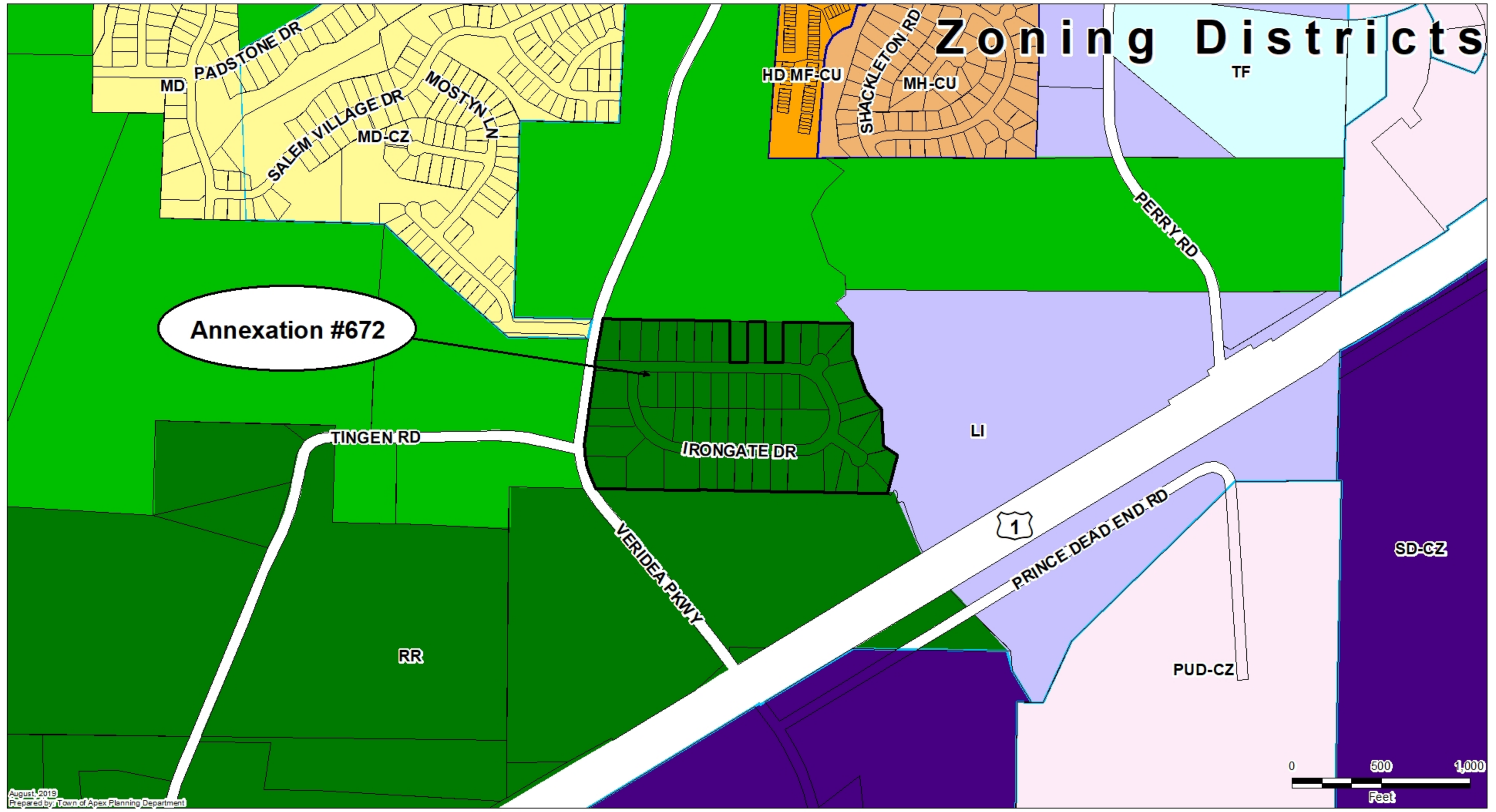
*Apex  
Corporate  
Limits*

*Apex  
Corporate  
Limits*

*Apex  
ETJ*

# Zoning Districts

Annexation #672





RESOLUTION DIRECTING THE TOWN CLERK  
TO INVESTIGATE PETITION RECEIVED UNDER G.S. § 160A-31

Annexation Petition #672  
Iron Gate Subdivision

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

WHEREAS, the Town Council of the Town of Apex deems it advisable to proceed in response to this request for annexation;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Apex, that the Town Clerk is hereby directed to investigate the sufficiency of the above-described petition and to certify to the Town Council the result of her investigation.

This the 7th day of January 2020.

---

Jacques K. Gilbert  
Mayor

ATTEST:

---

Donna B. Hosch, MMC, NCCMC  
Town Clerk



CERTIFICATE OF SUFFICIENCY BY THE TOWN CLERK

Annexation Petition #672  
Iron Gate Subdivision

**To: The Town Council of the Town of Apex, North Carolina**

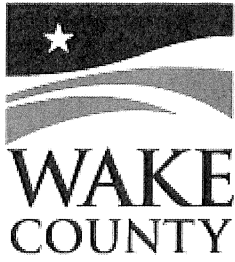
I, Donna B. Hosch, Town Clerk, do hereby certify that I have investigated the annexation petition attached hereto, and have found, as a fact, that said petition is signed by all owners of real property lying in the area described therein, in accordance with G.S. § 160A-31, as amended.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Apex, North Carolina this 7th day of January 2020.

\_\_\_\_\_  
Donna B. Hosch, MMC, NCCMC  
Town Clerk

(Seal)



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## Wake County Real Estate Data Account Summary

[iMaps](#)[Tax Bills](#)Real Estate ID **0013672**PIN # **0741221559**Account  
SearchLocation Address  
**1026 IRONGATE DR**Property Description  
**LO48 IRON GATE SUB BM1969-00156**
[Pin/Parcel History](#) [Search Results](#) [New Search](#)

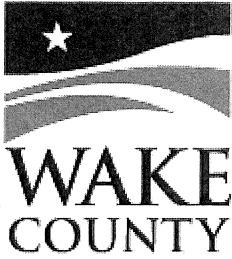
[NORTH CAROLINA](#) | [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

Property Owner <b>ANDERSON, BETTIE J</b> (Use the Deeds link to view any additional owners)		Owner's Mailing Address <b>1026 IRONGATE DR</b> <b>APEX NC 27502-6505</b>	Property Location Address <b>1026 IRONGATE DR</b> <b>APEX NC 27502-6505</b>
<b>Administrative Data</b>		<b>Transfer Information</b>	<b>Assessed Value</b>
Old Map #	<b>671--</b>	Deed Date	<b>10/28/1983</b>
Map/Scale	<b>0741 03</b>	Book & Page	<b>03191 0113</b>
VCS	<b>20AP008</b>	Revenue Stamps	<b>2.00</b>
City		Pkg Sale Date	<b>10/28/1983</b>
Fire District	<b>23</b>	Pkg Sale Price	<b>\$2,000</b>
Township	<b>WHITE OAK</b>	Land Sale Date	
Land Class	<b>R-&lt;10-HS</b>	Land Sale Price	
ETJ	<b>AP</b>	<b>Improvement Summary</b>	
Spec Dist(s)		Total Units	<b>1</b>
Zoning	<b>RR</b>	Recycle Units	<b>1</b>
History ID 1		Apt/SC Sqft	
History ID 2		Heated Area	<b>1,702</b>
Acreage	<b>.54</b>		
Permit Date	<b>8/5/2013</b>		
Permit #	<b>13-0002202</b>		
			Land Value Assessed <b>\$22,000</b>
			Bldg. Value Assessed <b>\$92,603</b>
			Tax Relief
			Land Use Value
			Use Value Deferment
			Historic Deferment
			Total Deferred Value
			Use/Hist/Tax Relief
			Assessed
			Total Value Assessed* <b>\$114,603</b>

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## Wake County Real Estate Data Account Summary

[iMaps](#)

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Real Estate ID **0001820**    PIN # **0741129440**

[Account Search](#)

Location Address                      Property Description  
**1040 IRONGATE DR**                      **LO51 IRON GATE SUB**

[Pin/Parcel History](#) | [Search Results](#) | [New Search](#)



NORTH CAROLINA   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

Property Owner <b>ANDERSON, BETTIE J</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>1026 IRONGATE DR</b> <b>APEX NC 27502-6505</b>	Property Location Address <b>1040 IRONGATE DR</b> <b>APEX NC 27502-6505</b>
<b>Administrative Data</b> Old Map # <b>671-00000-0069</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>R-&lt;10-HS</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.47</b> Permit Date <b>5/19/2004</b> Permit # <b>0000007530</b>	<b>Transfer Information</b> Deed Date <b>1/1/1971</b> Book & Page <b>01988 0594</b> Revenue Stamps Pkg Sale Date Pkg Sale Price Land Sale Date Land Sale Price  <b>Improvement Summary</b> Total Units <b>1</b> Recycle Units <b>1</b> Apt/SC Sqft Heated Area <b>960</b>	<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed <b>\$55,606</b>  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$77,606</b>

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0002528**

PIN # **0741124848**

Account Search

Location Address  
**1009 IRONGATE DR**

Property Description  
**LO5 IRON GATE SUB**

[Pin/Parcel History](#) | [Search Results](#) | [New Search](#)



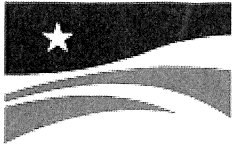
[Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

Property Owner <b>ATKINS, JOHN T</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>2512 FOXGATE DR</b> <b>RALEIGH NC 27610-5820</b>	Property Location Address <b>1009 IRONGATE DR</b> <b>APEX NC 27502-6506</b>
<b>Administrative Data</b> Old Map # <b>671-00000-0019</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.53</b> Permit Date Permit #	<b>Transfer Information</b>  Deed Date <b>11/21/2007</b> Book & Page <b>12845 0629</b> Revenue Stamps Pkg Sale Date <b>1/1/1969</b> Pkg Sale Price <b>\$1,000</b> Land Sale Date Land Sale Price  <b>Improvement Summary</b>  Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area	<b>Assessed Value</b>  Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0009929**

PIN # **0741124641**

[Account Search](#)

**WAKE  
COUNTY**

Location Address  
**1010 IRONGATE DR**

Property Description  
**LO41 IRON GATE SUB**



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Property Owner <b>BARAKAT, BASEL BARAKAT, NASSIER</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>2416 BRYARTON WOODS DR RALEIGH NC 27606-4046</b>	Property Location Address <b>1010 IRONGATE DR APEX NC 27502-6505</b>
<b>Administrative Data</b> Old Map # <b>671-00000-0055</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.47</b> Permit Date Permit #	<b>Transfer Information</b>  Deed Date <b>1/12/2018</b> Book & Page <b>17021 0502</b> Revenue Stamps <b>16.00</b> Pkg Sale Date <b>1/1/1974</b> Pkg Sale Price <b>\$1,000</b> Land Sale Date <b>1/12/2018</b> Land Sale Price <b>\$8,000</b>  <b>Improvement Summary</b>  Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area	<b>Assessed Value</b>  Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>

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## Wake County Real Estate Data Account Summary

[iMaps](#)  
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Real Estate ID **0013203**    PIN # **0741129183**

Location Address                      Property Description  
**1039 IRONGATE DR**                      **LO26 IRON GATE SUB**

[Account Search](#)

[Pin/Parcel History](#)   [Search Results](#)   [New Search](#)



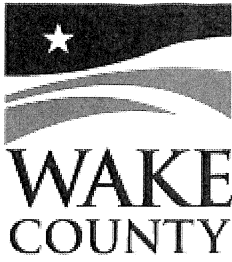
NORTH CAROLINA   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

<b>Property Owner</b> <b>BATTLE, JAMES R &amp; BETTY L</b> (Use the Deeds link to view any additional owners)		<b>Owner's Mailing Address</b> <b>203 CRICKETFIELD LN</b> <b>CARY NC 27518-9553</b>		<b>Property Location Address</b> <b>1039 IRONGATE DR</b> <b>APEX NC 27502-6506</b>	
<b>Administrative Data</b>		<b>Transfer Information</b>		<b>Assessed Value</b>	
Old Map #	<b>671-00000-0040</b>	Deed Date	<b>1/1/1978</b>	Land Value Assessed	<b>\$22,000</b>
Map/Scale	<b>0741 03</b>	Book & Page	<b>02667 0621</b>	Bldg. Value Assessed	
VCS	<b>20AP008</b>	Revenue Stamps		Tax Relief	
City		Pkg Sale Date	<b>1/1/1969</b>	Land Use Value	
Fire District	<b>23</b>	Pkg Sale Price	<b>\$1,500</b>	Use Value Deferment	
Township	<b>WHITE OAK</b>	Land Sale Date		Historic Deferment	
Land Class	<b>VACANT</b>	Land Sale Price		Total Deferred Value	
ETJ	<b>AP</b>	<b>Improvement Summary</b>		Use/Hist/Tax Relief	
Spec Dist(s)		Total Units	<b>0</b>	Assessed	
Zoning	<b>RR</b>	Recycle Units	<b>0</b>	Total Value Assessed*	<b>\$22,000</b>
History ID 1		Apt/SC Sqft			
History ID 2		Heated Area			
Acreage	<b>.46</b>				
Permit Date					
Permit #					

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0006669**    PIN # **0741127440**

Location Address                      Property Description  
**1044 IRONGATE DR**                      **LO53 IRON GATE SUB**

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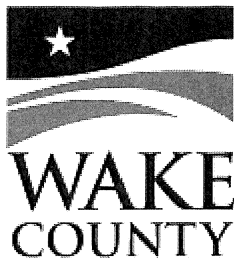


Property Owner <b>BLOUNT, KATHERINE J</b> <b>BLOUNT, WILLIAM H JR</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>405 WESTMINSTER DR</b> <b>CLAYTON NC 27520-2949</b>	Property Location Address <b>1044 IRONGATE DR</b> <b>APEX NC 27502-6505</b>
<b>Administrative Data</b> Old Map # <b>671-00000-0067</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.45</b> Permit Date Permit #	<b>Transfer Information</b> Deed Date <b>2/17/2008</b> Book & Page <b>E -</b> Revenue Stamps Pkg Sale Date Pkg Sale Price Land Sale Date Land Sale Price  <b>Improvement Summary</b> Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area	<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>

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# Wake County Real Estate Data Account Summary

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Real Estate ID **0010753**

PIN # **0741128192**

Account Search

Location Address  
**1041 IRONGATE DR**

Property Description  
**LO27 IRON GATE SUB**

[Pin/Parcel History](#) [Search Results](#) [New Search](#)



NORTH CAROLINA [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

<b>Property Owner</b> <b>BYRD, HENRY LEE &amp; FANNIE M</b> (Use the Deeds link to view any additional owners)	<b>Owner's Mailing Address</b> <b>PO BOX 411</b> <b>APEX NC 27502-0411</b>	<b>Property Location Address</b> <b>1041 IRONGATE DR</b> <b>APEX NC 27502-6506</b>
--	--	--

Administrative Data	Transfer Information	Assessed Value
Old Map # <b>671-00000-0041</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>R-&lt;10-HS</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.47</b> Permit Date Permit #	Deed Date <b>1/1/1977</b> Book & Page <b>02500 0008</b> Revenue Stamps Pkg Sale Date <b>1/1/1976</b> Pkg Sale Price <b>\$20,000</b> Land Sale Date Land Sale Price <b>Improvement Summary</b> Total Units <b>1</b> Recycle Units <b>1</b> Apt/SC Sqft Heated Area <b>1,392</b>	Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed <b>\$67,630</b> Tax Relief Land Use Value Use Value Deferment Historic Deferment Total Deferred Value Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$89,630</b>

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# Wake County Real Estate Data Account Summary

[iMaps](#)  
[Tax Bills](#)

Real Estate ID **0020279**    PIN # **0741127172**

Location Address                      Property Description  
**1043 IRONGATE DR**                      **LO28 IRON GATE SUB**

Account Search

[Pin/Parcel History](#)   [Search Results](#)   [New Search](#)



[NORTH CAROLINA](#)   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

Property Owner <b>BYRD, HENRY LEE &amp; FANNIE M</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>PO BOX 411</b> <b>APEX NC 27502-0411</b>	Property Location Address <b>1043 IRONGATE DR</b> <b>APEX NC 27502-6506</b>
---	---	---

Administrative Data	Transfer Information	Assessed Value
Old Map # <b>671-00000-0042</b>	Deed Date <b>1/1/1976</b>	Land Value Assessed <b>\$22,000</b>
Map/Scale <b>0741 03</b>	Book & Page <b>02377 0147</b>	Bldg. Value Assessed
VCS <b>20AP008</b>	Revenue Stamps	Tax Relief
City	Pkg Sale Date <b>1/1/1975</b>	Land Use Value
Fire District <b>23</b>	Pkg Sale Price <b>\$1,500</b>	Use Value Deferment
Township <b>WHITE OAK</b>	Land Sale Date	Historic Deferment
Land Class <b>VACANT</b>	Land Sale Price	Total Deferred Value
ETJ <b>AP</b>	<b>Improvement Summary</b>	Use/Hist/Tax Relief
Spec Dist(s)	Total Units <b>0</b>	Assessed
Zoning <b>RR</b>	Recycle Units <b>0</b>	Total Value Assessed* <b>\$22,000</b>
History ID 1	Apt/SC Sqft	
History ID 2	Heated Area	
Acreage <b>.45</b>		
Permit Date		
Permit #		

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0010777**

PIN # **0741120818**

Account

Search

Location Address  
**1735 TINGEN RD**

Property Description  
**LO1 IRON GATE SUB**

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Property Owner <b>BYRD, LEVANDER &amp; MARY T</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>1735 TINGEN RD</b> <b>APEX NC 27502-7206</b>	Property Location Address <b>1735 TINGEN RD</b> <b>APEX NC 27502-7206</b>
<b>Administrative Data</b> Old Map # <b>671-00000-0015</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>R-&lt;10-HS</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.53</b> Permit Date Permit #	<b>Transfer Information</b>  Deed Date <b>1/1/1970</b> Book & Page <b>01954 0422</b> Revenue Stamps Pkg Sale Date Pkg Sale Price Land Sale Date Land Sale Price  <b>Improvement Summary</b>  Total Units <b>1</b> Recycle Units <b>1</b> Apt/SC Sqft Heated Area <b>1,413</b>	<b>Assessed Value</b>  Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed <b>\$71,291</b>  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$93,291</b>

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# Wake County Real Estate Data Account Summary

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Real Estate ID **0030954**    PIN # **0741221859**

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Location Address                      Property Description  
**1023 IRONGATE DR**                      **LO12 IRON GATE SUB**

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NORTH CAROLINA   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

Property Owner <b>CLINKSCALE, TRACI L</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>3364 KYLEE DAWN CIR LAWRENCEVILLE GA 30045-2762</b>	Property Location Address <b>1023 IRONGATE DR APEX NC 27502-6506</b>
--	---	---

Administrative Data	Transfer Information	Assessed Value
Old Map # <b>671-00000-0026</b>	Deed Date <b>3/22/2011</b>	Land Value Assessed <b>\$22,000</b>
Map/Scale <b>0741 03</b>	Book & Page <b>14301 1195</b>	Bldg. Value Assessed
VCS <b>20AP008</b>	Revenue Stamps	Tax Relief
City	Pkg Sale Date <b>1/1/1971</b>	Land Use Value
Fire District <b>23</b>	Pkg Sale Price <b>\$2,000</b>	Use Value Deferment
Township <b>WHITE OAK</b>	Land Sale Date <b>10/10/2007</b>	Historic Deferment
Land Class <b>VACANT</b>	Land Sale Price <b>\$8,000</b>	Total Deferred Value
ETJ <b>AP</b>	<b>Improvement Summary</b>	Use/Hist/Tax Relief
Spec Dist(s)	Total Units <b>0</b>	Assessed
Zoning <b>RR</b>	Recycle Units <b>0</b>	Total Value Assessed* <b>\$22,000</b>
History ID 1	Apt/SC Sqft	
History ID 2	Heated Area	
Acreage <b>.52</b>		
Permit Date		
Permit #		

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# Wake County Real Estate Data Account Summary

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Real Estate ID **0030953**

PIN # **0741220858**

[Account Search](#)

Location Address  
**1021 IRONGATE DR**

Property Description  
**LO11 IRON GATE SUB**

[Pin/Parcel History](#) | [Search Results](#) | [New Search](#)



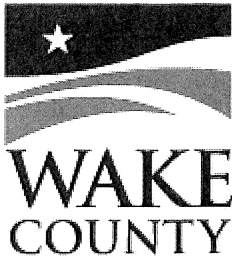
[NORTH CAROLINA](#) | [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

<b>Property Owner</b> <b>CLINKSCALE, TRACI L</b> (Use the Deeds link to view any additional owners)		<b>Owner's Mailing Address</b> <b>3364 KYLEE DAWN CIR</b> <b>LAWRENCEVILLE GA 30045-2762</b>		<b>Property Location Address</b> <b>1021 IRONGATE DR</b> <b>APEX NC 27502-6506</b>	
<b>Administrative Data</b> Old Map # <b>671-00000-0025</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.53</b> Permit Date Permit #		<b>Transfer Information</b> Deed Date <b>3/22/2011</b> Book & Page <b>14301 1195</b> Revenue Stamps Pkg Sale Date <b>1/1/1971</b> Pkg Sale Price <b>\$1,500</b> Land Sale Date <b>10/10/2007</b> Land Sale Price <b>\$8,000</b> <b>Improvement Summary</b> Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area		<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed Tax Relief Land Use Value Use Value Deferment Historic Deferment Total Deferred Value Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>	

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# Wake County Real Estate Data Account Summary

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Real Estate ID **0016002**

PIN # **0741128631**

Account Search

Location Address  
**1018 IRONGATE DR**

Property Description  
**LO45 IRON GATE SUB**

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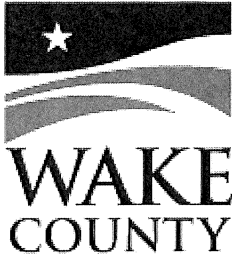
Property Owner <b>CROSS, PEARLIE M RICHARDSON, DORA C</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>1018 IRONGATE DR APEX NC 27502-6505</b>	Property Location Address <b>1018 IRONGATE DR APEX NC 27502-6505</b>
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Administrative Data	Transfer Information	Assessed Value
Old Map # <b>671--</b>	Deed Date <b>8/13/2003</b>	Land Value Assessed <b>\$22,000</b>
Map/Scale <b>0741 03</b>	Book & Page <b>10361 2546</b>	Bldg. Value Assessed <b>\$66,697</b>
VCS <b>20AP008</b>	Revenue Stamps	Tax Relief <b>\$44,349</b>
City	Pkg Sale Date	Land Use Value
Fire District <b>23</b>	Pkg Sale Price	Use Value Deferment
Township <b>WHITE OAK</b>	Land Sale Date	Historic Deferment
Land Class <b>R-&lt;10-HS</b>	Land Sale Price	Total Deferred Value
ETJ <b>AP</b>	<b>Improvement Summary</b>	Use/Hist/Tax Relief <b>\$44,348</b>
Spec Dist(s)	Total Units <b>1</b>	Assessed
Zoning <b>RR</b>	Recycle Units <b>1</b>	Total Value Assessed* <b>\$88,697</b>
History ID 1	Apt/SC Sqft	
History ID 2	Heated Area <b>1,300</b>	
Acreage <b>.47</b>		
Permit Date <b>4/30/2018</b>		
Permit # <b>2018-00210</b>		

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0017247**

PIN # **0741122149**

Account  
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Location Address  
**1053 IRONGATE DR**

Property Description  
**LO33 IRON GATE SUB BM1969-156**

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Property Owner <b>DAVIS, CHEM C</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>1805 TINGEN RD</b> <b>APEX NC 27502-7208</b>	Property Location Address <b>1053 IRONGATE DR</b> <b>APEX NC 27502-6506</b>
<b>Administrative Data</b> Old Map # <b>671-00000-0047</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>1.14</b> Permit Date Permit #	<b>Transfer Information</b> Deed Date <b>11/30/2018</b> Book & Page <b>17305 1028</b> Revenue Stamps Pkg Sale Date <b>1/1/1970</b> Pkg Sale Price <b>\$1,500</b> Land Sale Date Land Sale Price  <b>Improvement Summary</b> Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area	<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0017190**

PIN # **0741120125**

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Location Address  
**2701 VERIDEA PKWY**

Property Description  
**LO34 IRON GATE SUB**

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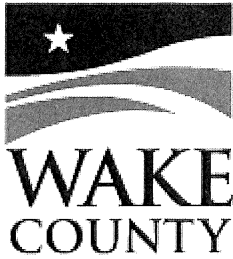
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Property Owner <b>DAVIS, CHEM C</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>1805 TINGEN RD</b> <b>APEX NC 27502-7208</b>	Property Location Address <b>2701 VERIDEA PKWY</b> <b>APEX NC 27502-6613</b>
<b>Administrative Data</b> Old Map # <b>671-00000-0048</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>R-&lt;10-HS</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.87</b> Permit Date <b>5/27/2015</b> Permit # <b>2015-00021</b>	<b>Transfer Information</b> Deed Date <b>11/30/2018</b> Book & Page <b>17305 1022</b> Revenue Stamps Pkg Sale Date Pkg Sale Price Land Sale Date Land Sale Price  <b>Improvement Summary</b> Total Units <b>1</b> Recycle Units <b>1</b> Apt/SC Sqft Heated Area <b>1,818</b>	<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed <b>\$92,602</b>  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$114,602</b>

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Real Estate ID **0062963**PIN # **0741120435**
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Location Address  
**1805 TINGEN RD**Property Description  
**LO36 IRON GATE SUB**
[Pin/Parcel History](#) | [Search Results](#) | [New Search](#)

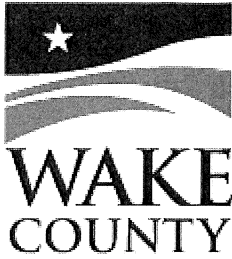
[NORTH CAROLINA](#) | [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

Property Owner <b>DAVIS, CHEM C</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>1805 TINGEN RD</b> <b>APEX NC 27502-7208</b>	Property Location Address <b>1805 TINGEN RD</b> <b>APEX NC 27502-7208</b>
<b>Administrative Data</b>	<b>Transfer Information</b>	<b>Assessed Value</b>
Old Map # <b>671-00000-0050</b>	Deed Date <b>11/30/2018</b>	Land Value Assessed <b>\$22,000</b>
Map/Scale <b>0741 03</b>	Book & Page <b>17305 1031</b>	Bldg. Value Assessed <b>\$59,785</b>
VCS <b>20AP008</b>	Revenue Stamps	Tax Relief
City	Pkg Sale Date <b>2/1/1984</b>	Land Use Value
Fire District <b>23</b>	Pkg Sale Price <b>\$1,500</b>	Use Value Deferment
Township <b>WHITE OAK</b>	Land Sale Date	Historic Deferment
Land Class <b>R-&lt;10-HS</b>	Land Sale Price	Total Deferred Value
ETJ <b>AP</b>	<b>Improvement Summary</b>	Use/Hist/Tax Relief Assessed
Spec Dist(s)	Total Units <b>1</b>	Total Value Assessed* <b>\$81,785</b>
Zoning <b>RR</b>	Recycle Units <b>1</b>	
History ID 1	Apt/SC Sqft	
History ID 2	Heated Area <b>1,040</b>	
Acreage <b>.56</b>		
Permit Date <b>11/19/1991</b>		
Permit # <b>0000003029</b>		

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0017189**

PIN # **0741029373**

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Location Address  
**1055 IRONGATE DR**

Property Description  
**LO35 IRON GATE SUB**

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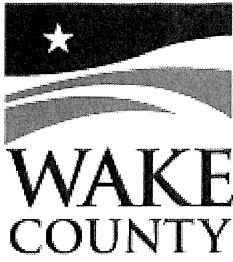
Property Owner <b>DAVIS, CHEM C</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>1805 TINGEN RD</b> <b>APEX NC 27502-7208</b>	Property Location Address <b>1055 IRONGATE DR</b> <b>APEX NC 27502-6506</b>
<b>Administrative Data</b> Old Map # <b>671-00000-0049</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>1.16</b> Permit Date Permit #	<b>Transfer Information</b>  Deed Date <b>11/30/2018</b> Book & Page <b>17305 1025</b> Revenue Stamps Pkg Sale Date Pkg Sale Price Land Sale Date Land Sale Price  <b>Improvement Summary</b>  Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area	<b>Assessed Value</b>  Land Value Assessed <b>\$21,120</b> Bldg. Value Assessed  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$21,120</b>

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# Wake County Real Estate Data Account Summary

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Real Estate ID **0026390**    PIN # **0741123857**

Location Address                      Property Description  
**1007 IRONGATE DR**                      **LO4 IRON GATE SUB**

[Account Search](#)

[Pin/Parcel History](#)   [Search Results](#)   [New Search](#)



[NORTH CAROLINA](#)   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

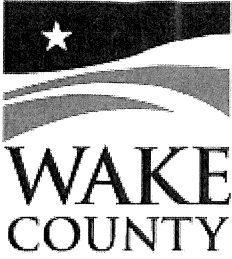
Property Owner <b>GREENE, JOHN R &amp; MARGARET</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>1007 IRONGATE DR</b> <b>APEX NC 27502-6506</b>	Property Location Address <b>1007 IRONGATE DR</b> <b>APEX NC 27502-6506</b>
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Administrative Data	Transfer Information	Assessed Value
Old Map # <b>671--</b>	Deed Date <b>1/1/1969</b>	Land Value Assessed <b>\$22,000</b>
Map/Scale <b>0741 03</b>	Book & Page <b>01885 0193</b>	Bldg. Value Assessed <b>\$85,784</b>
VCS <b>20AP008</b>	Revenue Stamps	Tax Relief
City	Pkg Sale Date	Land Use Value
Fire District <b>23</b>	Pkg Sale Price	Use Value Deferment
Township <b>WHITE OAK</b>	Land Sale Date	Historic Deferment
Land Class <b>R-&lt;10-HS</b>	Land Sale Price	Total Deferred Value
ETJ <b>AP</b>	<b>Improvement Summary</b>	Use/Hist/Tax Relief
Spec Dist(s)	Total Units <b>1</b>	Assessed
Zoning <b>RR</b>	Recycle Units <b>1</b>	Total Value Assessed* <b>\$107,784</b>
History ID 1	Apt/SC Sqft	
History ID 2	Heated Area <b>1,701</b>	
Acreage <b>.53</b>		
Permit Date <b>9/22/2005</b>		
Permit # <b>0000010073</b>		

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# Wake County Real Estate Data Account Summary

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Real Estate ID **0005689**

PIN # **0741221133**

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Location Address  
**1037 IRONGATE DR**

Property Description  
**LO24 & 25 IRON GATE SUB**

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Property Owner <b>GREENE, SHARON F</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>1037 IRONGATE DR</b> <b>APEX NC 27502-6506</b>	Property Location Address <b>1037 IRONGATE DR</b> <b>APEX NC 27502-6506</b>
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Administrative Data	Transfer Information	Assessed Value
Old Map # <b>671-00000-0038</b>	Deed Date <b>2/23/1998</b>	Land Value Assessed <b>\$26,400</b>
Map/Scale <b>0741 03</b>	Book & Page <b>07913 0467</b>	Bldg. Value Assessed <b>\$96,446</b>
VCS <b>20AP008</b>	Revenue Stamps	Tax Relief
City	Pkg Sale Date	Land Use Value
Fire District <b>23</b>	Pkg Sale Price	Use Value Deferment
Township <b>WHITE OAK</b>	Land Sale Date	Historic Deferment
Land Class <b>R-&lt;10-HS</b>	Land Sale Price	Total Deferred Value
ETJ <b>AP</b>		
Spec Dist(s)	<b>Improvement Summary</b>	
Zoning <b>RR</b>	Total Units <b>1</b>	Use/Hist/Tax Relief Assessed
History ID 1	Recycle Units <b>1</b>	Total Value Assessed* <b>\$122,846</b>
History ID 2	Apt/SC Sqft	
Acreage <b>.95</b>	Heated Area <b>1,755</b>	
Permit Date		
Permit #		

\*Wake County assessed building and land values reflect the market value as of January 1, 2016, which is the date of the last county-wide revaluation. Any inflation, deflation or other economic changes occurring after this date does not affect the assessed value of the property and cannot be lawfully considered when reviewing the value for adjustment.

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0057272**    PIN # **0741122631**

[Account Search](#)

Location Address                      Property Description  
**1006 IRONGATE DR**                      **LO39 IRON GATE SUB**

[Pin/Parcel History](#)   [Search Results](#)   [New Search](#)



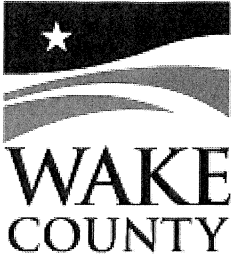
NORTH CAROLINA   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

Property Owner <b>JACKSON, PETER GREGORY</b> <b>JACKSON, SANDRA LOLETTA</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>1006 IRONGATE DR</b> <b>APEX NC 27502-6505</b>	Property Location Address <b>1006 IRONGATE DR</b> <b>APEX NC 27502-6505</b>
<b>Administrative Data</b> Old Map # <b>671-00000-0053</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>R-&lt;10-HS</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.49</b> Permit Date <b>6/16/2008</b> Permit # <b>0000029057</b>	<b>Transfer Information</b> Deed Date <b>8/31/2007</b> Book & Page <b>12735 2178</b> Revenue Stamps <b>70.00</b> Pkg Sale Date Pkg Sale Price Land Sale Date <b>8/31/2007</b> Land Sale Price <b>\$17,500</b>  <b>Improvement Summary</b> Total Units <b>1</b> Recycle Units <b>1</b> Apt/SC Sqft Heated Area <b>3,176</b>	<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed <b>\$272,764</b>  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$294,764</b>

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# Wake County Real Estate Data Account Summary

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Real Estate ID **0057273**

PIN # **0741123641**

[Account Search](#)

Location Address  
**1008 IRONGATE DR**

Property Description  
**LO40 IRON GATE SUB**

[Pin/Parcel History](#) | [Search Results](#) | [New Search](#)



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<b>Property Owner</b> <b>JACKSON, PETER GREGORY</b> <b>JACKSON, SANDRA LOLETTA</b> (Use the Deeds link to view any additional owners)		<b>Owner's Mailing Address</b> <b>1006 IRONGATE DR</b> <b>APEX NC 27502-6505</b>		<b>Property Location Address</b> <b>1008 IRONGATE DR</b> <b>APEX NC 27502-6505</b>	
<b>Administrative Data</b> Old Map # <b>671-00000-0054</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.46</b> Permit Date Permit #		<b>Transfer Information</b> Deed Date <b>8/31/2007</b> Book & Page <b>12735 2178</b> Revenue Stamps <b>70.00</b> Pkg Sale Date Pkg Sale Price Land Sale Date <b>8/31/2007</b> Land Sale Price <b>\$17,500</b> <b>Improvement Summary</b> Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area		<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed Tax Relief Land Use Value Use Value Deferment Historic Deferment Total Deferred Value Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>	

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## Wake County Real Estate Data Account Summary

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 Real Estate ID **0041895**    PIN # **0741125184**
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 Location Address                      Property Description  
**1047 IRONGATE DR**                      **LO30 IRON GATE SUB**
[Pin/Parcel History](#)   [Search Results](#)   [New Search](#)

[NORTH CAROLINA](#)   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

<b>Property Owner</b> <b>JOHNSON, TRACY LEWIS</b> (Use the Deeds link to view any additional owners)		<b>Owner's Mailing Address</b> <b>3807 SHAFTSBURY ST</b> <b>DURHAM NC 27704-1662</b>		<b>Property Location Address</b> <b>1047 IRONGATE DR</b> <b>APEX NC 27502-6506</b>	
<b>Administrative Data</b> Old Map # <b>671-00000-0044</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.46</b> Permit Date Permit #		<b>Transfer Information</b> Deed Date <b>5/28/2013</b> Book & Page <b>15288 2765</b> Revenue Stamps Pkg Sale Date <b>1/1/1969</b> Pkg Sale Price <b>\$1,500</b> Land Sale Date Land Sale Price <b>Improvement Summary</b> Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area		<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed Tax Relief Land Use Value Use Value Deferment Historic Deferment Total Deferred Value Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>	

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0014486**    PIN # **0741223721**

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Location Address                      Property Description  
**1027 IRONGATE DR**                      **LO15 & 16 IRON GATE SUB**

[Pin/Parcel History](#)   [Search Results](#)   [New Search](#)



NORTH CAROLINA   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

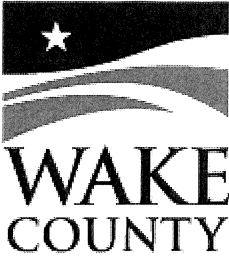
Property Owner <b>LASSITER, ROBERT MCCOY SR</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>1011 IRONGATE DR</b> <b>APEX NC 27502-6506</b>	Property Location Address <b>1027 IRONGATE DR</b> <b>APEX NC 27502-6506</b>
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Administrative Data	Transfer Information	Assessed Value
Old Map # <b>671-00000-0029</b>	Deed Date <b>12/19/1994</b>	Land Value Assessed <b>\$26,400</b>
Map/Scale <b>0741 03</b>	Book & Page <b>06380 0323</b>	Bldg. Value Assessed <b>\$89,054</b>
VCS <b>20AP008</b>	Revenue Stamps	Tax Relief
City	Pkg Sale Date <b>4/16/1985</b>	Land Use Value
Fire District <b>23</b>	Pkg Sale Price	Use Value Deferment
Township <b>WHITE OAK</b>	Land Sale Date	Historic Deferment
Land Class <b>R-&lt;10-HS</b>	Land Sale Price	Total Deferred Value
ETJ <b>AP</b>	<b>Improvement Summary</b>	Use/Hist/Tax Relief
Spec Dist(s)	Total Units <b>1</b>	Assessed
Zoning <b>RR</b>	Recycle Units <b>1</b>	Total Value Assessed* <b>\$115,454</b>
History ID 1	Apt/SC Sqft	
History ID 2	Heated Area <b>1,421</b>	
Acreage <b>.94</b>		
Permit Date		
Permit #		

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0014485**    PIN # **0741223832**

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Location Address                      Property Description  
**2002 REEDY CT**                      **LO14 IRON GATE SUB**

[Pin/Parcel History](#) | [Search Results](#) | [New Search](#)



NORTH CAROLINA   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

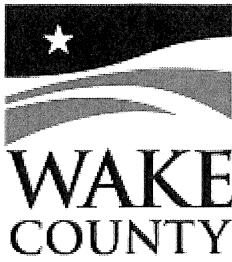
Property Owner <b>LASSITER, ROBERT M SR</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>1011 IRONGATE DR</b> <b>APEX NC 27502-6506</b>	Property Location Address <b>2002 REEDY CT</b> <b>APEX NC 27502-4701</b>
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Administrative Data	Transfer Information	Assessed Value
Old Map # <b>671-00000-0028</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.46</b> Permit Date Permit #	Deed Date <b>7/2/1998</b> Book & Page <b>08097 0726</b> Revenue Stamps Pkg Sale Date <b>4/16/1985</b> Pkg Sale Price Land Sale Date <b>7/2/1998</b> Land Sale Price <b>\$1,500</b>  <b>Improvement Summary</b> Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area	Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0014484**    PIN # **0741222951**

[Account Search](#)

Location Address  
**2001 REEDY CT**

Property Description  
**LO13 IRON GATE SUB**

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NORTH CAROLINA   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

Property Owner <b>LASSITER, ROBERT M SR</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>1011 IRONGATE DR</b> <b>APEX NC 27502-6506</b>	Property Location Address <b>2001 REEDY CT</b> <b>APEX NC 27502-4701</b>
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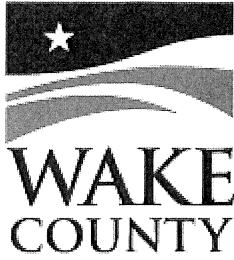
Administrative Data	Transfer Information	Assessed Value
Old Map # <b>671-00000-0027</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.50</b> Permit Date Permit #	Deed Date <b>7/2/1998</b> Book & Page <b>08097 0726</b> Revenue Stamps Pkg Sale Date <b>4/16/1985</b> Pkg Sale Price Land Sale Date <b>7/2/1998</b> Land Sale Price <b>\$1,500</b>  <b>Improvement Summary</b>  Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area	Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0014492**    PIN # **0741126630**

[Account Search](#)

Location Address                      Property Description  
**1014 IRONGATE DR**                      **LO43 IRON GATE SUB**

[Pin/Parcel History](#)   [Search Results](#)   [New Search](#)



NORTH CAROLINA   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

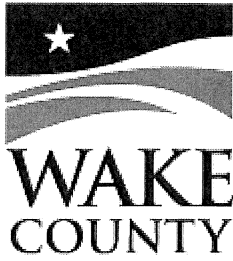
Property Owner <b>LASSITER, ROBERT MCCOY</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>1011 IRONGATE DR</b> <b>APEX NC 27502-6506</b>	Property Location Address <b>1014 IRONGATE DR</b> <b>APEX NC 27502-6505</b>
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<b>Administrative Data</b> Old Map # <b>671-00000-0057</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.46</b> Permit Date Permit #	<b>Transfer Information</b> Deed Date <b>8/6/1987</b> Book & Page <b>04081 0676</b> Revenue Stamps Pkg Sale Date <b>4/16/1985</b> Pkg Sale Price Land Sale Date Land Sale Price  <b>Improvement Summary</b> Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area	<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>
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## Wake County Real Estate Data Account Summary

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Real Estate ID **0014483**

PIN # **0741128837**

Account Search

Location Address  
**1017 IRONGATE DR**

Property Description  
**LO9 IRON GATE SUB**

[Pin/Parcel History](#) | [Search Results](#) | [New Search](#)



[NORTH CAROLINA](#) | [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

<b>Property Owner</b> <b>LASSITER, ROBERT MCCOY</b> (Use the Deeds link to view any additional owners)	<b>Owner's Mailing Address</b> <b>1011 IRONGATE DR</b> <b>APEX NC 27502-6506</b>	<b>Property Location Address</b> <b>1017 IRONGATE DR</b> <b>APEX NC 27502-6506</b>
<b>Administrative Data</b> Old Map # <b>671-00000-0023</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.53</b> Permit Date Permit #	<b>Transfer Information</b>  Deed Date <b>8/6/1987</b> Book & Page <b>04081 0676</b> Revenue Stamps Pkg Sale Date <b>4/16/1985</b> Pkg Sale Price Land Sale Date Land Sale Price  <b>Improvement Summary</b>  Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area	<b>Assessed Value</b>  Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>

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# Wake County Real Estate Data Account Summary

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Real Estate ID **0014491**

PIN # **0741125641**

Account Search

Location Address  
**1012 IRONGATE DR**

Property Description  
**LO42 IRON GATE SUB**

[Pin/Parcel History](#) [Search Results](#) [New Search](#)



[NORTH CAROLINA](#) | [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

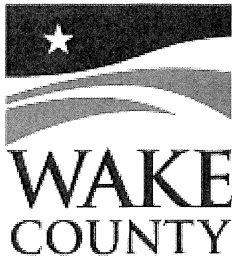
Property Owner <b>LASSITER, ROBERT MCCOY</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>1011 IRONGATE DR</b> <b>APEX NC 27502-6506</b>	Property Location Address <b>1012 IRONGATE DR</b> <b>APEX NC 27502-6505</b>
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Administrative Data	Transfer Information	Assessed Value
Old Map # <b>671-00000-0056</b>	Deed Date <b>8/6/1987</b>	Land Value Assessed <b>\$22,000</b>
Map/Scale <b>0741 03</b>	Book & Page <b>04081 0676</b>	Bldg. Value Assessed
VCS <b>20AP008</b>	Revenue Stamps	Tax Relief
City	Pkg Sale Date <b>4/16/1985</b>	Land Use Value
Fire District <b>23</b>	Pkg Sale Price	Use Value Deferment
Township <b>WHITE OAK</b>	Land Sale Date	Historic Deferment
Land Class <b>VACANT</b>	Land Sale Price	Total Deferred Value
ETJ <b>AP</b>	<b>Improvement Summary</b>	Use/Hist/Tax Relief Assessed
Spec Dist(s)	Total Units <b>0</b>	Total Value Assessed* <b>\$22,000</b>
Zoning <b>RR</b>	Recycle Units <b>0</b>	
History ID 1	Apt/SC Sqft	
History ID 2	Heated Area	
Acreage <b>.47</b>		
Permit Date		
Permit #		

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0014494**

PIN # **0741126440**

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Location Address  
**1046 IRONGATE DR**

Property Description  
**LO54 IRON GATE SUB**

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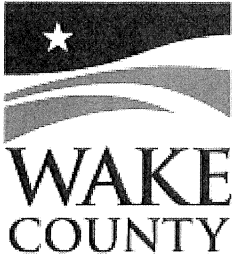
Property Owner <b>LASSITER, ROBERT MCCOY</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>1011 IRONGATE DR</b> <b>APEX NC 27502-6506</b>	Property Location Address <b>1046 IRONGATE DR</b> <b>APEX NC 27502-6505</b>
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<b>Administrative Data</b> Old Map # <b>671-00000-0066</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.46</b> Permit Date Permit #	<b>Transfer Information</b> Deed Date <b>8/6/1987</b> Book & Page <b>04081 0676</b> Revenue Stamps Pkg Sale Date <b>4/16/1985</b> Pkg Sale Price Land Sale Date Land Sale Price  <b>Improvement Summary</b> Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area	<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>
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\*Wake County assessed building and land values reflect the market value as of January 1, 2016, which is the date of the last county-wide revaluation. Any inflation, deflation or other economic changes occurring after this date does not affect the assessed value of the property and cannot be lawfully considered when reviewing the value for adjustment.

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0014493**    PIN # **0741127549**

[Account Search](#)

Location Address                      Property Description  
**1016 IRONGATE DR**                      **LO44 IRON GATE SUB**

[Pin/Parcel History](#) | [Search Results](#) | [New Search](#)



NORTH CAROLINA   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

Property Owner <b>LASSITER, ROBERT MCCOY</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>1011 IRONGATE DR</b> <b>APEX NC 27502-6506</b>	Property Location Address <b>1016 IRONGATE DR</b> <b>APEX NC 27502-6505</b>
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<b>Administrative Data</b> Old Map # <b>671-00000-0058</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.46</b> Permit Date Permit #	<b>Transfer Information</b> Deed Date <b>8/6/1987</b> Book & Page <b>04081 0676</b> Revenue Stamps Pkg Sale Date <b>4/16/1985</b> Pkg Sale Price Land Sale Date Land Sale Price  <b>Improvement Summary</b> Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area	<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>
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## Wake County Real Estate Data Account Summary

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Real Estate ID **0014482**    PIN # **0741126837**

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Location Address  
**1013 IRONGATE DR**

Property Description  
**LO7 IRON GATE SUB BM1969-157**

[Pin/Parcel History](#)   [Search Results](#)   [New Search](#)



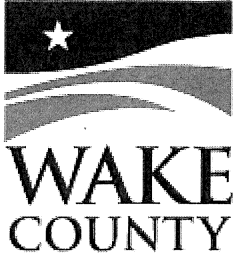
NORTH CAROLINA   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

Property Owner <b>LASSITER, ROBERT MCCOY</b> <b>LASSITER, VANESSA JOHNSON</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>1011 IRONGATE DR</b> <b>APEX NC 27502-6506</b>	Property Location Address <b>1013 IRONGATE DR</b> <b>APEX NC 27502-6506</b>
<b>Administrative Data</b> Old Map # <b>671-00000-0021</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.52</b> Permit Date Permit #	<b>Transfer Information</b> Deed Date <b>7/14/1999</b> Book & Page <b>08361 0774</b> Revenue Stamps Pkg Sale Date <b>4/16/1985</b> Pkg Sale Price Land Sale Date Land Sale Price  <b>Improvement Summary</b> Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area	<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>

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Real Estate ID **0059862**

PIN # **0741125847**

Account Search

Location Address  
**1011 IRONGATE DR**

Property Description  
**LO6 IRON GATE SUB SUB BM1969-156**

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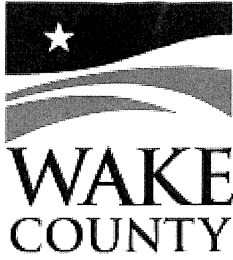
[NORTH CAROLINA](#) | [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

<b>Property Owner</b> <b>LASSITER, ROBERT MCCOY</b> <b>LASSITER, VANESSA JOHNSON</b> (Use the Deeds link to view any additional owners)	<b>Owner's Mailing Address</b> <b>1011 IRONGATE DR</b> <b>APEX NC 27502-6506</b>	<b>Property Location Address</b> <b>1011 IRONGATE DR</b> <b>APEX NC 27502-6506</b>
<b>Administrative Data</b> Old Map # <b>671-00000-0020</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>R-&lt;10-HS</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.52</b> Permit Date Permit #	<b>Transfer Information</b> Deed Date <b>7/14/1999</b> Book & Page <b>08361 0774</b> Revenue Stamps Pkg Sale Date <b>1/1/1969</b> Pkg Sale Price <b>\$1,500</b> Land Sale Date <b>11/21/1997</b> Land Sale Price <b>\$2,000</b>  <b>Improvement Summary</b> Total Units <b>1</b> Recycle Units <b>1</b> Apt/SC Sqft Heated Area <b>1,618</b>	<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed <b>\$159,041</b>  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$181,041</b>

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0062876**

PIN # **0741121839**

Location Address  
**1003 IRONGATE DR**

Property Description  
**LO2 IRON GATE SUB BM1969-00156**

Account Search

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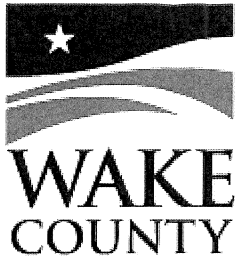
Property Owner <b>MEDERO, ANGEL O</b> <b>SIERRA-TORRES, TAMIA T</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>113 WATERTREE LN</b> <b>APEX NC 27502-4180</b>	Property Location Address <b>1003 IRONGATE DR</b> <b>APEX NC 27502-6506</b>
<b>Administrative Data</b> Old Map # <b>671-00000-0016</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>R-&lt;10-HS</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.62</b> Permit Date <b>7/20/2017</b> Permit # <b>2017-00280</b>	<b>Transfer Information</b> Deed Date <b>6/22/2018</b> Book & Page <b>17163 1182</b> Revenue Stamps Pkg Sale Date <b>1/1/1969</b> Pkg Sale Price <b>\$2,000</b> Land Sale Date <b>11/14/2012</b> Land Sale Price <b>\$27,000</b>  <b>Improvement Summary</b> Total Units <b>1</b> Recycle Units <b>1</b> Apt/SC Sqft Heated Area <b>2,167</b>	<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed <b>\$205,194</b>  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$227,194</b>

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0077181**

PIN # **0741124135**

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Location Address  
**1049 IRONGATE DR**

Property Description  
**LO31&32 RECOMB IRON GATE SUB BM2005-01087**

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NORTH CAROLINA [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

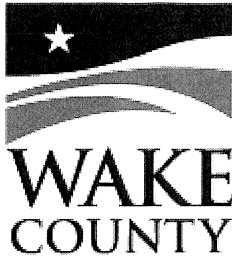
Property Owner <b>NEWBY, SILAS E JR &amp; JENNIFER T</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>1049 IRONGATE DR</b> <b>APEX NC 27502-6506</b>	Property Location Address <b>1049 IRONGATE DR</b> <b>APEX NC 27502-6506</b>
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Administrative Data	Transfer Information	Assessed Value
Old Map # <b>671--</b>	Deed Date <b>6/10/2005</b>	Land Value Assessed <b>\$26,400</b>
Map/Scale <b>0741 03</b>	Book & Page <b>11406 0222</b>	Bldg. Value Assessed <b>\$135,646</b>
VCS <b>20AP008</b>	Revenue Stamps	Tax Relief
City	Pkg Sale Date	Land Use Value
Fire District <b>23</b>	Pkg Sale Price	Use Value Deferment
Township <b>WHITE OAK</b>	Land Sale Date	Historic Deferment
Land Class <b>R-&lt;10-HS</b>	Land Sale Price	Total Deferred Value
ETJ <b>AP</b>		
Spec Dist(s)	<b>Improvement Summary</b>	
Zoning <b>RR</b>	Total Units <b>1</b>	Use/Hist/Tax Relief Assessed
History ID 1	Recycle Units <b>1</b>	Total Value Assessed* <b>\$162,046</b>
History ID 2	Apt/SC Sqft	
Acreage <b>.94</b>	Heated Area <b>2,016</b>	
Permit Date <b>9/2/2011</b>		
Permit # <b>0000021074</b>		

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0001467**    PIN # **0741223182**

Location Address                      Property Description  
**3004 RIVER CIR**                      **LO22 IRON GATE SUB**

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NORTH CAROLINA    [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

Property Owner <b>PERKINS, JOSEPH E &amp; SANDRA M</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>PO BOX 702</b> <b>APEX NC 27502-0702</b>	Property Location Address <b>3004 RIVER CIR</b> <b>APEX NC 27502-3781</b>
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Administrative Data	Transfer Information	Assessed Value
Old Map # <b>671-00000-0036</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>R-&lt;10-HS</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.47</b> Permit Date <b>4/1/2009</b> Permit # <b>0000030023</b>	Deed Date <b>12/28/1976</b> Book & Page <b>02462 0275</b> Revenue Stamps Pkg Sale Date <b>1/1/1976</b> Pkg Sale Price <b>\$28,000</b> Land Sale Date Land Sale Price  <b>Improvement Summary</b> Total Units <b>1</b> Recycle Units <b>1</b> Apt/SC Sqft Heated Area <b>1,395</b>	Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed <b>\$80,925</b>  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$102,925</b>

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0014488**    PIN # **0741224339**

Location Address  
**3005 RIVER CIR**

Property Description  
**LO18 IRON GATE SUB**

[Account Search](#)

[Pin/Parcel History](#)   [Search Results](#)   [New Search](#)



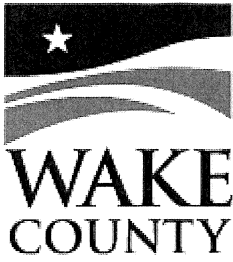
NORTH CAROLINA   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

Property Owner <b>PERKINS, JOSEPH E &amp; SANDRA A</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>PO BOX 702</b> <b>APEX NC 27502-0702</b>	Property Location Address <b>3005 RIVER CIR</b> <b>APEX NC 27502-3781</b>
<b>Administrative Data</b> Old Map # <b>671-00000-0032</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.57</b> Permit Date <b>8/10/2000</b> Permit # <b>0000002512</b>	<b>Transfer Information</b> Deed Date <b>3/19/1987</b> Book & Page <b>03966 0470</b> Revenue Stamps <b>2.50</b> Pkg Sale Date <b>3/19/1987</b> Pkg Sale Price <b>\$2,500</b> Land Sale Date Land Sale Price  <b>Improvement Summary</b> Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area	<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0033560**    PIN # **0741225323**

Account Search

Location Address  
**3003 RIVER CIR**

Property Description  
**LO19 IRON GATE SUB**

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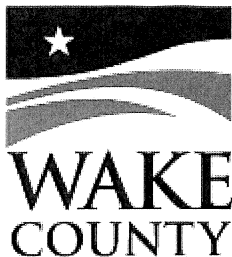
Property Owner <b>PERKINS, JOSEPH E &amp; SANDRA A</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>PO BOX 702</b> <b>APEX NC 27502-0702</b>	Property Location Address <b>3003 RIVER CIR</b> <b>APEX NC 27502-3781</b>
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<b>Administrative Data</b> Old Map # <b>671-00000-0033</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.47</b> Permit Date Permit #	<b>Transfer Information</b> Deed Date <b>7/29/1988</b> Book & Page <b>04316 0089</b> Revenue Stamps <b>2.00</b> Pkg Sale Date <b>7/29/1988</b> Pkg Sale Price <b>\$2,000</b> Land Sale Date Land Sale Price  <b>Improvement Summary</b> Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area	<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>
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## Wake County Real Estate Data Account Summary

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Real Estate ID **0038753**    PIN # **0741225189**

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Location Address  
**3001 RIVER CIR**

Property Description  
**LO20 IRON GATE SUB BM1969-00156**

[Pin/Parcel History](#)   [Search Results](#)   [New Search](#)



NORTH CAROLINA   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

Property Owner <b>PERKINS, JOSEPH E &amp; SANDRA A</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>PO BOX 702</b> <b>APEX NC 27502-0702</b>	Property Location Address <b>3001 RIVER CIR</b> <b>APEX NC 27502-3781</b>
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<b>Administrative Data</b> Old Map # <b>671-00000-0034</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.48</b> Permit Date Permit #	<b>Transfer Information</b>  Deed Date <b>5/6/1988</b> Book & Page <b>04255 0315</b> Revenue Stamps <b>2.00</b> Pkg Sale Date <b>5/6/1988</b> Pkg Sale Price <b>\$2,000</b> Land Sale Date Land Sale Price  <b>Improvement Summary</b>  Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area	<b>Assessed Value</b>  Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>
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\*Wake County assessed building and land values reflect the market value as of January 1, 2016, which is the date of the last county-wide revaluation. Any inflation, deflation or other economic changes occurring after this date does not affect the assessed value of the property and cannot be lawfully considered when reviewing the value for adjustment.

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0014489**    PIN # **0741225009**

[Account Search](#)

Location Address                      Property Description  
**3002 RIVER CIR**                      **LO21 IRON GATE SUB**

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NORTH CAROLINA   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

Property Owner <b>PERKINS, JOSEPH EDWARD &amp; SANDRA A</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>PO BOX 702</b> <b>APEX NC 27502-0702</b>	Property Location Address <b>3002 RIVER CIR</b> <b>APEX NC 27502-3781</b>
--	---	---

<b>Administrative Data</b> Old Map # <b>671-00000-0035</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.46</b> Permit Date Permit #	<b>Transfer Information</b> Deed Date <b>1/1/1978</b> Book & Page <b>02648 0083</b> Revenue Stamps Pkg Sale Date Pkg Sale Price Land Sale Date Land Sale Price  <b>Improvement Summary</b> Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area	<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>
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## Wake County Real Estate Data Account Summary

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Real Estate ID **0051557**    PIN # **0741222186**

[Account Search](#)

Location Address                      Property Description  
**3006 RIVER CIR**                      **LO23 IRON GATE SUB**

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NORTH CAROLINA   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

Property Owner <b>PERKINS, JOSEPH EDWARD</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>PO BOX 702</b> <b>APEX NC 27502-0702</b>	Property Location Address <b>3006 RIVER CIR</b> <b>APEX NC 27502-3781</b>
---	---	---

Administrative Data	Transfer Information	Assessed Value
Old Map # <b>671-00000-0037</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.58</b> Permit Date Permit #	Deed Date <b>3/10/1977</b> Book & Page <b>02492 0310</b> Revenue Stamps Pkg Sale Date <b>1/1/1977</b> Pkg Sale Price <b>\$1,500</b> Land Sale Date Land Sale Price  <b>Improvement Summary</b> Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area	Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>

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# Wake County Real Estate Data Account Summary

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Real Estate ID **0007378**

PIN # **0741224521**

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Location Address  
**1029 IRONGATE DR**

Property Description  
**LO17 IRON GATE SUB**

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<b>Property Owner</b> <b>PERKINS, JOSEPH E &amp; SANDRA A</b> (Use the Deeds link to view any additional owners)	<b>Owner's Mailing Address</b> <b>3004 RIVER CIR</b> <b>APEX NC 27502-3781</b>	<b>Property Location Address</b> <b>1029 IRONGATE DR</b> <b>APEX NC 27502-6506</b>
--	--	--

Administrative Data	Transfer Information	Assessed Value
Old Map # <b>671-00000-0031</b>	Deed Date <b>9/20/2019</b>	Land Value Assessed <b>\$22,000</b>
Map/Scale <b>0741 03</b>	Book & Page <b>17583 1155</b>	Bldg. Value Assessed
VCS <b>20AP008</b>	Revenue Stamps <b>54.00</b>	Tax Relief
City	Pkg Sale Date <b>9/20/2019</b>	Land Use Value
Fire District <b>23</b>	Pkg Sale Price <b>\$27,000</b>	Use Value Deferment
Township <b>WHITE OAK</b>	Land Sale Date	Historic Deferment
Land Class <b>VACANT</b>	Land Sale Price	Total Deferred Value
ETJ <b>AP</b>	<b>Improvement Summary</b>	Use/Hist/Tax Relief
Spec Dist(s)	Total Units <b>0</b>	Assessed
Zoning <b>RR</b>	Recycle Units <b>0</b>	Total Value Assessed* <b>\$22,000</b>
History ID 1	Apt/SC Sqft	
History ID 2	Heated Area	
Acreage <b>.47</b>		
Permit Date		
Permit #		

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0060685**

PIN # **0741122838**

[Account Search](#)

Location Address  
**1005 IRONGATE DR**

Property Description  
**LO3 IRON GATE SUB**

[Pin/Parcel History](#) | [Search Results](#) | [New Search](#)



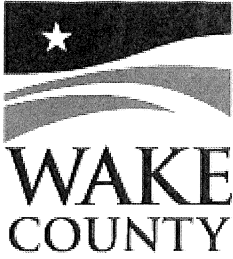
[NORTH CAROLINA](#) | [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

<b>Property Owner</b> <b>RICKENBAKER, THOMAS R &amp; HEATHER M</b> (Use the Deeds link to view any additional owners)	<b>Owner's Mailing Address</b> <b>1005 IRONGATE DR</b> <b>APEX NC 27502-6506</b>	<b>Property Location Address</b> <b>1005 IRONGATE DR</b> <b>APEX NC 27502-6506</b>
<b>Administrative Data</b> Old Map # <b>671--</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>R-&lt;10-HS</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.52</b> Permit Date <b>9/19/2017</b> Permit # <b>2017-00300</b>	<b>Transfer Information</b> Deed Date <b>2/1/2018</b> Book & Page <b>17035 1441</b> Revenue Stamps <b>521.00</b> Pkg Sale Date <b>2/1/2018</b> Pkg Sale Price <b>\$260,500</b> Land Sale Date <b>11/1/2004</b> Land Sale Price <b>\$25,000</b>  <b>Improvement Summary</b> Total Units <b>1</b> Recycle Units <b>1</b> Apt/SC Sqft Heated Area <b>1,653</b>	<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed <b>\$158,670</b>  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$180,670</b>

\*Wake County assessed building and land values reflect the market value as of January 1, 2016, which is the date of the last county-wide revaluation. Any inflation, deflation or other economic changes occurring after this date does not affect the assessed value of the property and cannot be lawfully considered when reviewing the value for adjustment.

The January 1, 2016 values will remain in effect until the next county-wide revaluation. Until that time, any real estate accounts created or new construction built is assessed according to the 2016 Schedule of Values.

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# Wake County Real Estate Data Account Summary

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Real Estate ID **0026768**

PIN # **0741220651**

Account Search

Location Address  
**1022 IRONGATE DR**

Property Description  
**LO47 IRON GATE SUB BM1969-00156**

[Pin/Parcel History](#) [Search Results](#) [New Search](#)



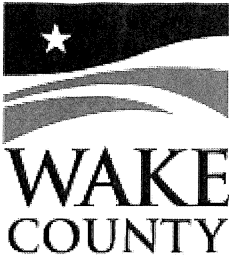
NORTH CAROLINA [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

<b>Property Owner</b> <b>RICKS, GAIL A</b> (Use the Deeds link to view any additional owners)		<b>Owner's Mailing Address</b> <b>1022 IRONGATE DR</b> <b>APEX NC 27502-6505</b>		<b>Property Location Address</b> <b>1022 IRONGATE DR</b> <b>APEX NC 27502-6505</b>	
<b>Administrative Data</b> Old Map # <b>671-00000-0061</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>R-&lt;10-HS</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.45</b> Permit Date <b>1/7/2014</b> Permit # <b>2013-00028</b>		<b>Transfer Information</b> Deed Date <b>11/4/2013</b> Book & Page <b>15493 1085</b> Revenue Stamps Pkg Sale Date Pkg Sale Price Land Sale Date <b>5/10/2001</b> Land Sale Price <b>\$6,500</b>  <b>Improvement Summary</b> Total Units <b>1</b> Recycle Units <b>1</b> Apt/SC Sqft Heated Area <b>2,632</b>		<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed <b>\$163,942</b>  Tax Relief Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$185,942</b>	

\*Wake County assessed building and land values reflect the market value as of January 1, 2016, which is the date of the last county-wide revaluation. Any inflation, deflation or other economic changes occurring after this date does not affect the assessed value of the property and cannot be lawfully considered when reviewing the value for adjustment.

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0014490**    PIN # **0741120631**

Account  
Search

Location Address                      Property Description  
**1801 TINGEN RD**                      **LO37-38 IRON GATE SUB**

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NORTH CAROLINA   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

<b>Property Owner</b> <b>RICKS, GAIL ANDERSON</b> (Use the Deeds link to view any additional owners)	<b>Owner's Mailing Address</b> <b>1022 IRONGATE DR</b> <b>APEX NC 27502-6505</b>	<b>Property Location Address</b> <b>1801 TINGEN RD</b> <b>APEX NC 27502-7208</b>
<b>Administrative Data</b> Old Map # <b>671-00000-0051</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>R-&lt;10-HS</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.94</b> Permit Date Permit #	<b>Transfer Information</b>  Deed Date <b>1/12/2016</b> Book & Page <b>16264 2628</b> Revenue Stamps <b>200.00</b> Pkg Sale Date <b>1/12/2016</b> Pkg Sale Price <b>\$100,000</b> Land Sale Date Land Sale Price  <b>Improvement Summary</b>  Total Units <b>1</b> Recycle Units <b>1</b> Apt/SC Sqft Heated Area <b>1,536</b>	<b>Assessed Value</b>  Land Value Assessed <b>\$26,400</b> Bldg. Value Assessed <b>\$84,866</b>  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$111,266</b>

\*Wake County assessed building and land values reflect the market value as of January 1, 2016, which is the date of the last county-wide revaluation. Any inflation, deflation or other economic changes occurring after this date does not affect the assessed value of the property and cannot be lawfully considered when reviewing the value for adjustment.

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# Wake County Real Estate Data Account Summary

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Real Estate ID **0062962**    PIN # **0741123413**

[Account Search](#)

Location Address    Property Description  
**1052 IRONGATE DR**    **LO57 IRON GATE SUB**

[Pin/Parcel History](#)   [Search Results](#)   [New Search](#)



[NORTH CAROLINA](#)   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

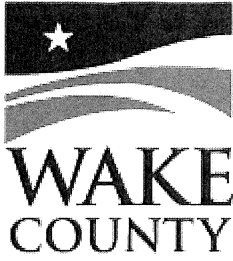
<b>Property Owner</b> <b>SEAGRAVES, SAMUEL &amp; MARGARET O</b> (Use the Deeds link to view any additional owners)	<b>Owner's Mailing Address</b> <b>PO BOX 39</b> <b>APEX NC 27502-0039</b>	<b>Property Location Address</b> <b>1052 IRONGATE DR</b> <b>APEX NC 27502-6505</b>
--	---	--

Administrative Data	Transfer Information	Assessed Value
Old Map # <b>671-00000-0063</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>R-&lt;10-HS</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.58</b> Permit Date Permit #	Deed Date <b>1/1/1969</b> Book & Page <b>01888 0499</b> Revenue Stamps Pkg Sale Date Pkg Sale Price Land Sale Date Land Sale Price  <b>Improvement Summary</b> Total Units <b>1</b> Recycle Units <b>1</b> Apt/SC Sqft Heated Area <b>2,295</b>	Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed <b>\$129,580</b>  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$151,580</b>

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## Wake County Real Estate Data Account Summary

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Real Estate ID **0057274**    PIN # **0741124430**

[Account Search](#)

Location Address                      Property Description  
**1050 IRONGATE DR**                      **LO56 IRON GATE SUB**

[Pin/Parcel History](#) | [Search Results](#) | [New Search](#)



NORTH CAROLINA   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

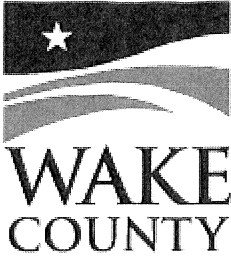
Property Owner <b>SEAGRAVES, SAMUEL &amp; MARGARET O</b> (Use the Deeds link to view any additional owners)	Owner's Mailing Address <b>PO BOX 39</b> <b>APEX NC 27502-0039</b>	Property Location Address <b>1050 IRONGATE DR</b> <b>APEX NC 27502-6505</b>
---	--	---

Administrative Data	Transfer Information	Assessed Value
Old Map # <b>671-00000-0064</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>VACANT</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.48</b> Permit Date Permit #	Deed Date <b>5/2/1984</b> Book & Page <b>03277 0105</b> Revenue Stamps Pkg Sale Date Pkg Sale Price Land Sale Date Land Sale Price  <b>Improvement Summary</b> Total Units <b>0</b> Recycle Units <b>0</b> Apt/SC Sqft Heated Area	Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$22,000</b>

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Real Estate ID **0001819**    PIN # **0741129650**

Account  
Search

Location Address    Property Description  
**1020 IRONGATE DR**    **LO46 IRON GATE SUB**

[Pin/Parcel History](#) | [Search Results](#) | [New Search](#)



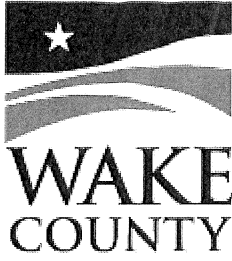
[NORTH CAROLINA](#) | [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

<b>Property Owner</b> <b>SPULLER, RICHARD E &amp; ALISON B</b> (Use the Deeds link to view any additional owners)		<b>Owner's Mailing Address</b> <b>1020 IRONGATE DR</b> <b>APEX NC 27502-6505</b>		<b>Property Location Address</b> <b>1020 IRONGATE DR</b> <b>APEX NC 27502-6505</b>	
<b>Administrative Data</b> Old Map # <b>671--</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>R-&lt;10-HS</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.47</b> Permit Date <b>2/25/2008</b> Permit # <b>0000015337</b>		<b>Transfer Information</b> Deed Date <b>9/28/2016</b> Book & Page <b>16548 2363</b> Revenue Stamps <b>530.00</b> Pkg Sale Date <b>9/28/2016</b> Pkg Sale Price <b>\$265,000</b> Land Sale Date <b>5/30/2007</b> Land Sale Price <b>\$50,000</b>		<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed <b>\$160,166</b> Tax Relief Land Use Value Use Value Deferment Historic Deferment Total Deferred Value Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$182,166</b>	
		<b>Improvement Summary</b> Total Units <b>1</b> Recycle Units <b>1</b> Apt/SC Sqft Heated Area <b>2,386</b>			

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# Wake County Real Estate Data Account Summary

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Real Estate ID **0224419**    PIN # **0741220461**

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Location Address    Property Description  
**1038 IRONGATE DR**    **LO49 & 50 IRON GATE SUB BM1969-156**

[Pin/Parcel History](#) | [Search Results](#) | [New Search](#)



[NORTH CAROLINA](#) | [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

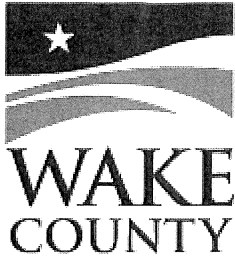
<b>Property Owner</b> <b>STUART, NORMA J</b> (Use the Deeds link to view any additional owners)	<b>Owner's Mailing Address</b> <b>1038 IRONGATE DR</b> <b>APEX NC 27502-6505</b>	<b>Property Location Address</b> <b>1038 IRONGATE DR</b> <b>APEX NC 27502-6505</b>
---	--	--

Administrative Data	Transfer Information	Assessed Value
Old Map # <b>671--</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>R-&lt;10-HS</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>1.14</b> Permit Date <b>1/3/2001</b> Permit # <b>0000002391</b>	Deed Date <b>9/27/1996</b> Book & Page <b>07164 0551</b> Revenue Stamps Pkg Sale Date Pkg Sale Price Land Sale Date Land Sale Price  <b>Improvement Summary</b> Total Units <b>1</b> Recycle Units <b>1</b> Apt/SC Sqft Heated Area <b>2,598</b>	Land Value Assessed <b>\$26,400</b> Bldg. Value Assessed <b>\$156,036</b>  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$182,436</b>

\*Wake County assessed building and land values reflect the market value as of January 1, 2016, which is the date of the last county-wide revaluation. Any inflation, deflation or other economic changes occurring after this date does not affect the assessed value of the property and cannot be lawfully considered when reviewing the value for adjustment.

The January 1, 2016 values will remain in effect until the next county-wide revaluation. Until that time, any real estate accounts created or new construction built is assessed according to the 2016 Schedule of Values.

**For questions regarding the information displayed on this site, please contact the Revenue Department at [RevHelp@wakegov.com](mailto:RevHelp@wakegov.com) or call 919-856-5400.**



[Home](#)

# Wake County Real Estate Data Account Summary

[iMaps](#)  
[Tax Bills](#)

Real Estate ID **0029435**    PIN # **0741125440**

[Account Search](#)

Location Address    Property Description  
**1048 IRONGATE DR**    **LO55 IRON GATE SUB**

[Pin/Parcel History](#) | [Search Results](#) | [New Search](#)



[NORTH CAROLINA](#) | [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

<b>Property Owner</b> <b>THOMAS, MILTON L &amp; DOROTHY G</b> (Use the Deeds link to view any additional owners)	<b>Owner's Mailing Address</b> <b>PO BOX 683</b> <b>APEX NC 27502-0683</b>	<b>Property Location Address</b> <b>1048 IRONGATE DR</b> <b>APEX NC 27502-6505</b>
--	--	--

Administrative Data	Transfer Information	Assessed Value
Old Map # <b>671-00000-0065</b>	Deed Date <b>8/11/1997</b>	Land Value Assessed <b>\$22,000</b>
Map/Scale <b>0741 03</b>	Book & Page <b>07598 0540</b>	Bldg. Value Assessed <b>\$93,727</b>
VCS <b>20AP008</b>	Revenue Stamps	Tax Relief
City	Pkg Sale Date <b>1/1/1974</b>	Land Use Value
Fire District <b>23</b>	Pkg Sale Price <b>\$25,000</b>	Use Value Deferment
Township <b>WHITE OAK</b>	Land Sale Date	Historic Deferment
Land Class <b>R-&lt;10-HS</b>	Land Sale Price	Total Deferred Value
ETJ <b>AP</b>		
Spec Dist(s)	<b>Improvement Summary</b>	
Zoning <b>RR</b>	Total Units <b>1</b>	Use/Hist/Tax Relief
History ID 1	Recycle Units <b>1</b>	Assessed
History ID 2	Apt/SC Sqft	Total Value Assessed* <b>\$115,727</b>
Acreage <b>.46</b>	Heated Area <b>1,754</b>	
Permit Date		
Permit #		

\*Wake County assessed building and land values reflect the market value as of January 1, 2016, which is the date of the last county-wide revaluation. Any inflation, deflation or other economic changes occurring after this date does not affect the assessed value of the property and cannot be lawfully considered when reviewing the value for adjustment.

The January 1, 2016 values will remain in effect until the next county-wide revaluation. Until that time, any real estate accounts created or new construction built is assessed according to the 2016 Schedule of Values.

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# Wake County Real Estate Data Account Summary

[iMaps](#)  
[Tax Bills](#)

Real Estate ID **0069405**    PIN # **0741128339**

[Account Search](#)

Location Address                      Property Description  
**1042 IRONGATE DR**                      **LO52 IRON GATE SUB**

[Pin/Parcel History](#)   [Search Results](#)   [New Search](#)



[NORTH CAROLINA](#)   [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

<b>Property Owner</b> <b>UZZELL, RONALD</b> (Use the Deeds link to view any additional owners)		<b>Owner's Mailing Address</b> <b>1042 IRONGATE DR</b> <b>APEX NC 27502-6505</b>		<b>Property Location Address</b> <b>1042 IRONGATE DR</b> <b>APEX NC 27502-6505</b>	
<b>Administrative Data</b> Old Map # <b>671-00000-0068</b> Map/Scale <b>0741 03</b> VCS <b>20AP008</b> City Fire District <b>23</b> Township <b>WHITE OAK</b> Land Class <b>R-&lt;10-HS</b> ETJ <b>AP</b> Spec Dist(s) Zoning <b>RR</b> History ID 1 History ID 2 Acreage <b>.46</b> Permit Date <b>9/24/2014</b> Permit # <b>0000028254</b>		<b>Transfer Information</b> Deed Date <b>10/29/2015</b> Book & Page <b>16196 2248</b> Revenue Stamps <b>150.00</b> Pkg Sale Date <b>10/29/2015</b> Pkg Sale Price <b>\$75,000</b> Land Sale Date Land Sale Price  <b>Improvement Summary</b> Total Units <b>1</b> Recycle Units <b>1</b> Apt/SC Sqft Heated Area <b>1,257</b>		<b>Assessed Value</b> Land Value Assessed <b>\$22,000</b> Bldg. Value Assessed <b>\$50,611</b>  Tax Relief  Land Use Value Use Value Deferment Historic Deferment Total Deferred Value  Use/Hist/Tax Relief Assessed Total Value Assessed* <b>\$72,611</b>	

\*Wake County assessed building and land values reflect the market value as of January 1, 2016, which is the date of the last county-wide revaluation. Any inflation, deflation or other economic changes occurring after this date does not affect the assessed value of the property and cannot be lawfully considered when reviewing the value for adjustment.

The January 1, 2016 values will remain in effect until the next county-wide revaluation. Until that time, any real estate accounts created or new construction built is assessed according to the 2016 Schedule of Values.

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[Home](#)

# Wake County Real Estate Data Account Summary

[iMaps](#)  
[Tax Bills](#)

Real Estate ID **0073324**

PIN # **0741126183**

[Account Search](#)

Location Address  
**1045 IRONGATE DR**

Property Description  
**LO29 IRON GATE SUB BM1969-156**

[Pin/Parcel History](#) | [Search Results](#) | [New Search](#)



[NORTH CAROLINA](#) | [Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

<b>Property Owner</b> <b>WALTERS, ROSELLA N</b> (Use the Deeds link to view any additional owners)	<b>Owner's Mailing Address</b> <b>1045 IRONGATE DR</b> <b>APEX NC 27502-6506</b>	<b>Property Location Address</b> <b>1045 IRONGATE DR</b> <b>APEX NC 27502-6506</b>
--	--	--

Administrative Data	Transfer Information	Assessed Value
Old Map # <b>671-00000-0043</b>	Deed Date <b>10/2/1997</b>	Land Value Assessed <b>\$22,000</b>
Map/Scale <b>0741 03</b>	Book & Page <b>07686 0066</b>	Bldg. Value Assessed <b>\$86,316</b>
VCS <b>20AP008</b>	Revenue Stamps <b>170.00</b>	Tax Relief
City	Pkg Sale Date <b>10/2/1997</b>	Land Use Value
Fire District <b>23</b>	Pkg Sale Price <b>\$85,000</b>	Use Value Deferment
Township <b>WHITE OAK</b>	Land Sale Date	Historic Deferment
Land Class <b>R-&lt;10-HS</b>	Land Sale Price	Total Deferred Value
ETJ <b>AP</b>	<b>Improvement Summary</b>	Use/Hist/Tax Relief
Spec Dist(s)	Total Units <b>1</b>	Assessed
Zoning <b>RR</b>	Recycle Units <b>1</b>	Total Value Assessed* <b>\$108,316</b>
History ID 1	Apt/SC Sqft	
History ID 2	Heated Area <b>1,694</b>	
Acreage <b>.46</b>		
Permit Date <b>4/27/1995</b>		
Permit # <b>0000004159</b>		

\*Wake County assessed building and land values reflect the market value as of January 1, 2016, which is the date of the last county-wide revaluation. Any inflation, deflation or other economic changes occurring after this date does not affect the assessed value of the property and cannot be lawfully considered when reviewing the value for adjustment.

The January 1, 2016 values will remain in effect until the next county-wide revaluation. Until that time, any real estate accounts created or new construction built is assessed according to the 2016 Schedule of Values.

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RESOLUTION SETTING DATE OF PUBLIC HEARING  
ON THE QUESTION OF ANNEXATION PURSUANT TO G.S. § 160A-31 AS AMENDED

Annexation Petition #610  
200 Howell Road

WHEREAS, a petition requesting annexation of the area described herein has been received; and

WHEREAS, the Town Council of Apex, North Carolina has by Resolution directed the Town Clerk to investigate the sufficiency thereof; and

WHEREAS, Certification by the Town Clerk as to the sufficiency of said petition has been made;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Apex, North Carolina that:

Section 1. A public hearing on the question of annexation of the area described herein will be held at the Apex Town Hall at 6:00 o'clock p.m. on the 21st day of January 2020.

Section 2. The area proposed for annexation is described as attached.

Section 3. Notice of said public hearing shall be published on the Town of Apex Website, [www.apexnc.org](http://www.apexnc.org), Public Notice, at least ten (10) days prior to the date of said public hearing.

This the 7<sup>th</sup> day of January 2020.

---

Jacques K. Gilbert Mayor

ATTEST:

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Donna B. Hosch, MMC, NCCMC, Town Clerk

# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: CONSENT AGENDA

Meeting Date: January 7, 2020

## Item Details

Presenter(s): Dianne Khin, Planning Director

Department(s): Planning

### Requested Motion

Motion to adopt a Resolution Directing the Town Clerk to Investigate Petition Received, to accept the Certificate of Sufficiency by the Town Clerk, and to adopt a Resolution Setting Date of Public Hearing on the Question of Annexation – Apex Town Council's intent to annex Robert and Amy Rossi (existing single-family dwelling) property containing 2.87 acres located at 7109 Beaver Trail, Annexation #683 into the Town's corporate limits.

### Approval Recommended?

Planning Department recommends approval.

### Item Details

The Town Clerk certifies to the investigation of said annexation. Adoption of the Resolution authorizes the Town Clerk to advertise said public hearing by electronic means and on the Town of Apex's website. The Public Hearing would be scheduled for the January 21, 2020 Town Council meeting.

### Attachments

- Annexation Petition
- Legal Description
- Vicinity Map
- Resolution Directing the Town Clerk to Investigate Petition
- Certificate of Sufficiency by the Town Clerk
- Resolution Setting Date of Public Hearing



**PETITION FOR VOLUNTARY ANNEXATION**

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

Application #:   #683   Submittal Date:   12.2.2019    
 Fee Paid:   \$ 200   Check #:   4410  

**TO THE TOWN COUNCIL APEX, NORTH CAROLINA**

1. We, the undersigned owners of real property, respectfully request that the area described in Part 4 below be annexed to the Town of Apex, Wake County, North Carolina.
2. The area to be annexed is  contiguous,  non-contiguous (satellite) to the Town of Apex, North Carolina and the boundaries are as contained in the metes and bounds description attached hereto.
3. If contiguous, this annexation will include all intervening rights-of-way for streets, railroads and other areas as stated in G.S. 160A-31(f), unless otherwise stated in the annexation amendment.

**Owner Information**

<u>  ROBERT ALAN ROSSI AMY M. ROSSI  </u>	<u>  0731.01-19-5228  </u>
Owner Name (Please Print)	Property PIN or Deed Book & Page #
<u>  919 427 4657  </u>	<u>  rossiutilities@nc.rr.com  </u>
Phone	E-mail Address
_____	_____
Owner Name (Please Print)	Property PIN or Deed Book & Page #
_____	_____
Phone	E-mail Address
_____	_____
Owner Name (Please Print)	Property PIN or Deed Book & Page #
_____	_____
Phone	E-mail Address

**Surveyor Information**

Surveyor:   SMITH & SMITH SURVEYORS    
 Phone:   919 362-7111   Fax: \_\_\_\_\_  
 E-mail Address:   staley@smithandsmithsurveyors.net  

**Annexation Summary Chart**

Total Acreage to be annexed:	<u>  2.87  </u>	Reason for annexation: (select one)	
Population of acreage to be annexed:	<u>  2  </u>	Receive Town Services	<input checked="" type="checkbox"/>
Existing # of housing units:	<u>  1  </u>	Other (please specify)	_____
Zoning District*:	<u>  RR  </u>		

\*If the property to be annexed is not within the Town of Apex's Extraterritorial Jurisdiction, the applicant must also submit a rezoning application with the petition for voluntary annexation to establish an Apex zoning designation. Please contact the Planning Department for questions.

PETITION FOR VOLUNTARY ANNEXATION

Application #: #683

Submittal Date: 12/2/19

COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Robert Alan Rossi
Please Print

Robert Alan Rossi
Signature

Amy M. Rossi
Please Print

Amy M. Rossi
Signature

Please Print

Signature

Please Print

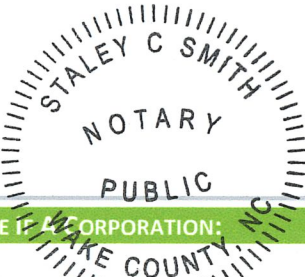
Signature

STATE OF NORTH CAROLINA
COUNTY OF WAKE

Sworn and subscribed before me, Staley C. Smith, a Notary Public for the above State and County, this the 2nd day of December, 2019.

Staley C. Smith
Notary Public

SEAL



My Commission Expires: 10-6-21

COMPLETE IF BY CORPORATION:

In witness whereof, said corporation has caused this instrument to be executed by its President and attested by its Secretary by order of its Board of Directors, this the \_\_\_ day of \_\_\_, 20\_\_.

Corporate Name

SEAL

By: President (Signature)

Attest:

Secretary (Signature)

STATE OF NORTH CAROLINA
COUNTY OF WAKE

Sworn and subscribed before me, \_\_\_, a Notary Public for the above State and County, this the \_\_\_ day of \_\_\_, 20\_\_.

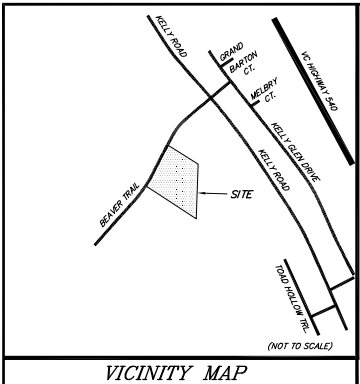
Notary Public

SEAL

My Commission Expires: \_\_\_\_\_

Lying and being in Buckhorn Township, Wake County, North Carolina and described more fully as follows to wit:

BEGINNING at a calculated point being a southwest corner of JVI Building & Development, Inc.; thence with a northern property line of Brian Yates, North 57°09' 35" West, 439.64 feet to a calculated point on the eastern right-of-way of Beaver Trail; thence the following two (2) courses and distances with the aforesaid right-of-way of Beaver Trail, a curve in a counter clockwise direction having a radius of 869.76 feet, a length of 102.45 feet and a chord of North 30°56' 12" East, 102.39 feet to a calculated point and North 27°33'43" East, 267.29 feet to a calculated point on aforesaid right-of-way, being the southwestern corner of Ronald S. Padget; thence with the southern property line of aforesaid Padget and beyond with the southern property line of Tanya Adderson-Davidson, South 56°02'26" East, 249.09 feet to a calculated point, being a western corner of Tanya L Adderson-Davidson; thence with the western line of aforesaid Adderson-Davidson and beyond with a western property line of JVI Building & Development, Inc., South 01° 49'44" West, 424.27 feet to the point and place of BEGINNING, containing 2.87 acres more or less. The above described tract of land being all of Wake County PIN 0731.01-19-5228.



N.C. GRID NORTH  
NAD 83/2011  
B.M. 2018, P.C. 1855

ANNEXATION # \_\_\_\_\_  
I, Donna B. Hosch, MMC, NCCMC, Town Clerk, Apex, North Carolina certify this is a true and exact map of annexation adopted this the \_\_\_\_\_ day of \_\_\_\_\_, 2019, by the Town Council. I set my hand and seal of the Town of Apex, \_\_\_\_\_, 2019.

Donna B. Hosch, MMC, NCCMC, Town Clerk

(16)  
DAVID GRAHAM BALL  
LINDA PULLIAM BALL  
D.B. 3758, PG. 307  
B.M. 1985, PG. 450

(1)  
RONALD S. PADGET  
LINDA W. PADGET  
D.B. 3794, PG. 696  
B.M. 1985, PG. 450

(2)  
TANYA L. ADDERSON-DAVIDSON  
TODD D. DAVIDSON  
D.B. 13930, PG. 1504  
B.M. 1985, PG. 450

(15)  
LARRY D. COATS  
SUZANNE B. COATS  
D.B. 4240, PG. 351  
B.M. 1985, PG. 450

2.87 ACRES ANNEXED  
PIN 0731.01-19-5228

(4)  
JM BUILDING &  
DEVELOPMENT, INC.  
D.B. 17033, PG. 612  
B.M. 2018, PG. 714  
ANNEXATION # 644  
(B.M. 2018, PG. 1855)

(7)  
BRIAN YATES  
GAYLE YATES  
D.B. 17269, PG. 686  
B.M. 2018, PG. 714

I, STALEY C. SMITH, certify that this plat was drawn under my supervision from deeds of record, that boundaries not surveyed are clearly indicated as broken lines and drawn from information found in Deed Book 3495, Page 928; that the precision as calculated is 1: N/A; that this plat meets the requirements of the standards of practice for land surveying in North Carolina 21 NCAC 56.1600.

Witness my original signature, license number and seal this 20th day of November, A.D., 2019.

**PRELIMINARY**

THIS IS A PRELIMINARY DRAWING AND IS NOT TO BE USED AS A SURVEY OR TO TRANSFER ANY PROPERTY SHOWN HEREON.

Professional Land Surveyor  
L-3768  
License Number

ALL DISTANCES ARE HORIZONTAL GROUND U.S. SURVEY FEET MEASUREMENTS.

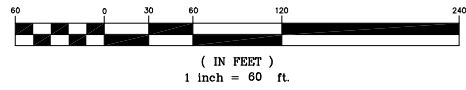
AREA DETERMINED USING COORDINATE METHOD.

REFERENCE: DEED BOOK 3495, PAGE 929  
BOOK OF MAPS 1985, PAGE 450 (LOT 3)

- SURVEYOR NOTES:**
- (a) THE PROPERTY SHOWN HEREON IS SUBJECT TO ALL EASEMENTS OF RECORD AFFECTING SAME.
  - (b) NO TITLE SEARCH HAS BEEN PERFORMED BY THIS FIRM DURING THE COURSE OF THIS SURVEY.
  - (c) THIS SURVEYOR DOES NOT CERTIFY TO THE EXISTENCE OR NON-EXISTENCE OF ANY UNDERGROUND UTILITIES, BURIAL GROUNDS, OR ANY SUBSURFACE FEATURES THAT MAY OR MAY NOT BE PRESENT ON THIS SITE.
  - (d) NOT AN ACTUAL SURVEY ON THIS DATE.
  - (e) THIS MAP OR PLAT IS EXEMPT FROM THE REQUIREMENTS OF G.S. 170-30 PURSUANT TO G.S. 170-30 (b).
  - (f) THIS MAP IS PREPARED FOR THE SOLE PURPOSE OF MUNICIPAL BOUNDARY ANNEXATION.

- LEGEND**
- XXXX - Street Address (Typical)
  - TL - Total
  - R/W - Right Of Way
  - TOA - Town of Apex
  - Existing Corporate Limit Line
  - - - Right Of Way Line
  - - - Unsurveyed Line
  - - - Unsurveyed Line
  - - - Unsurveyed Line
  - - - Unsurveyed Line

2.87 ACRES TOTAL ANNEXED



**ANNEXATION MAP FOR THE TOWN OF APEX**

PROPERTY OWNED BY  
**ROBERT ALAN ROSSI**  
**AMY M. ROSSI**  
BUCKHORN TOWNSHIP, WAKE COUNTY, NORTH CAROLINA

<b>LISTED OWNER</b> (NOT A TITLE VERIFICATION) ROBERT ALAN ROSSI AMY M. ROSSI 7109 BEAVER TRAIL APEX, N.C. 27502-9545 P.I.N. 0731.01-19-5228	 <b>Smith and Smith</b> surveyors FIRM LICENSE No. C-0153 P.O. BOX 457 APEX, N.C. 27508 (919) 362-7111	<b>DATE</b> JULY 23, 2018 <b>SCALE</b> 1" = 60' <b>DRAWN BY</b> J.A.B. <b>PROJECT NO.</b> 19-77
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**Annexation #683**

*Beaver Creek*

*Beaver Trl*

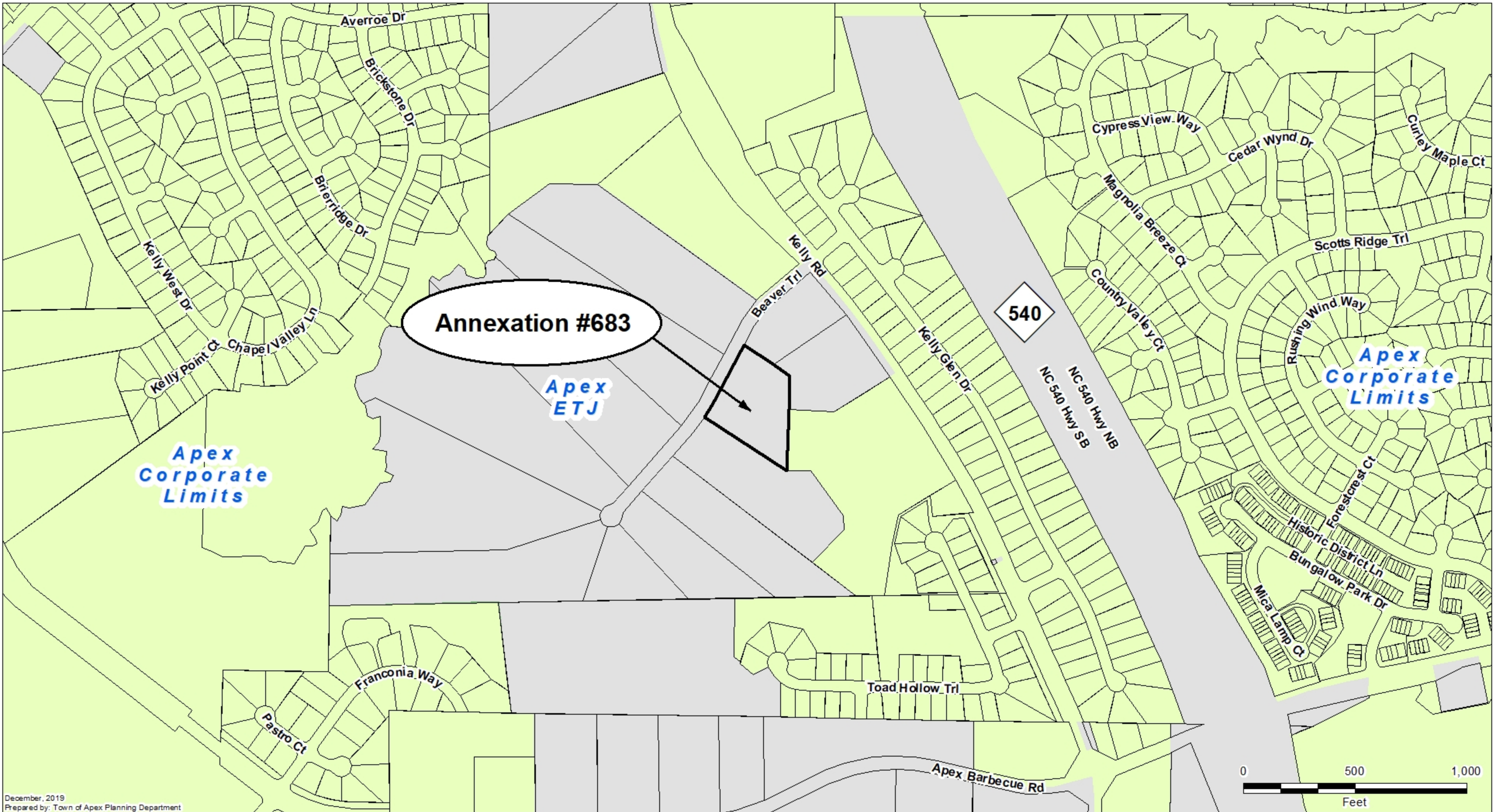
*Kelly Rd*

*Kelly Glen Dr*

**Kelly Glen**

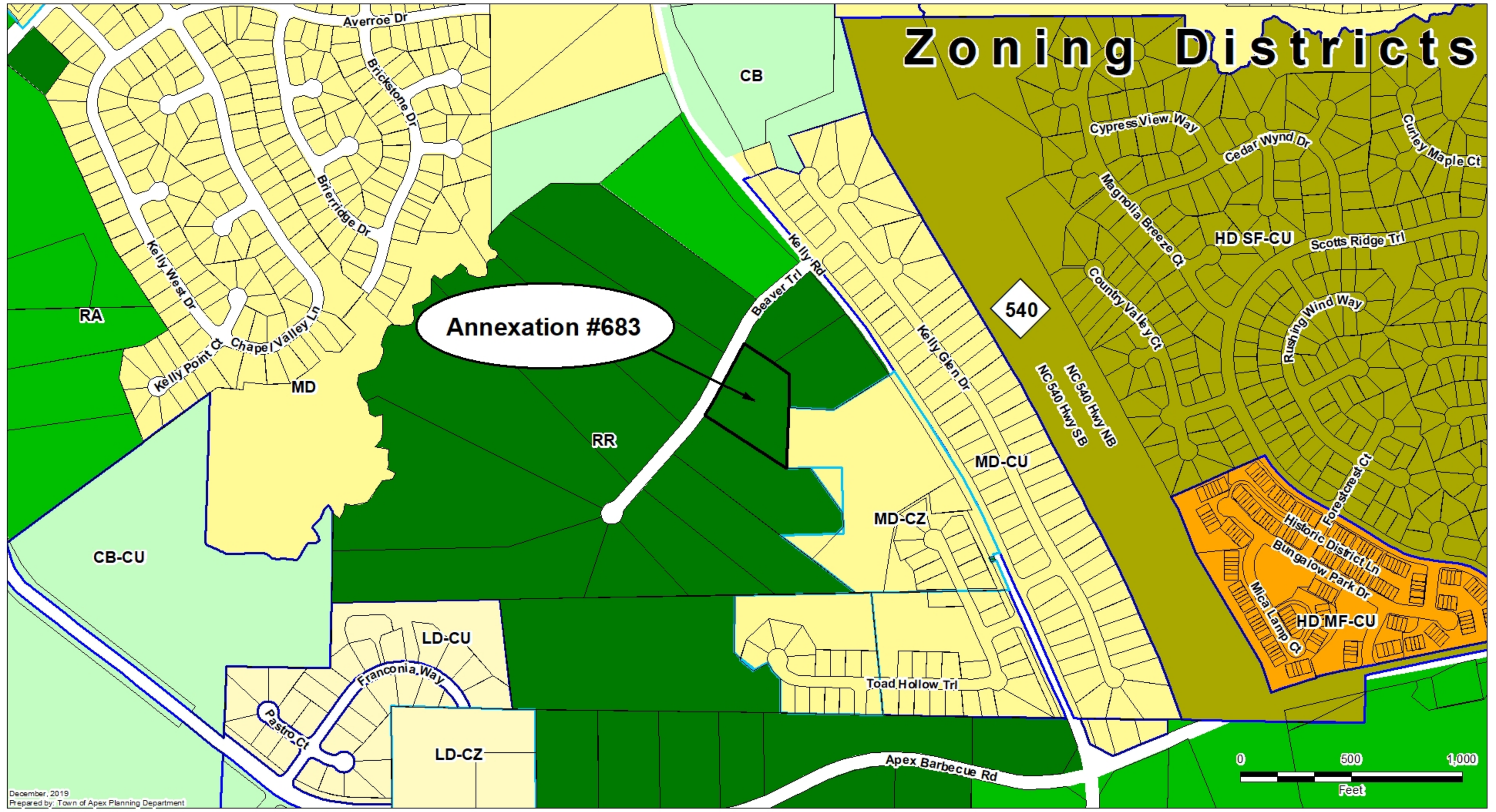
*NC 540 Hwy SB*

0 250 500  
Feet



# Zoning Districts

Annexation #683





RESOLUTION DIRECTING THE TOWN CLERK  
TO INVESTIGATE PETITION RECEIVED UNDER G.S. § 160A-31

Annexation Petition #683  
7109 Beaver Trail

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

WHEREAS, the Town Council of the Town of Apex deems it advisable to proceed in response to this request for annexation;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Apex, that the Town Clerk is hereby directed to investigate the sufficiency of the above-described petition and to certify to the Town Council the result of her investigation.

This the 7th day of January 2020.

---

Jacques K. Gilbert  
Mayor

ATTEST:

---

Donna B. Hosch, MMC, NCCMC  
Town Clerk



CERTIFICATE OF SUFFICIENCY BY THE TOWN CLERK

Annexation Petition #683  
7109 Beaver Trail

**To: The Town Council of the Town of Apex, North Carolina**

I, Donna B. Hosch, Town Clerk, do hereby certify that I have investigated the annexation petition attached hereto, and have found, as a fact, that said petition is signed by all owners of real property lying in the area described therein, in accordance with G.S. § 160A-31, as amended.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town of Apex, North Carolina this 7th day of January 2020.

\_\_\_\_\_  
Donna B. Hosch, MMC, NCCMC  
Town Clerk

(Seal)



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## Wake County Real Estate Data Account Summary

[iMaps](#)  
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Real Estate ID **0142622**

PIN # **0731195228**

Account  
Search

Location Address  
**7109 BEAVER TRL**

Property Description  
**LO3 BEAVER CREEK SUB BM1985-450**

[Pin/Parcel History](#) | [Search Results](#) | [New Search](#)



[Account](#) | [Buildings](#) | [Land](#) | [Deeds](#) | [Notes](#) | [Sales](#) | [Photos](#) | [Tax Bill](#) | [Map](#)

Property Owner <b>ROSSI, ROBERT ALAN &amp; AMY M</b> (Use the <a href="#">Deeds</a> link to view any additional owners)	Owner's Mailing Address <b>7109 BEAVER TRL</b> <b>APEX NC 27502-9549</b>	Property Location Address <b>7109 BEAVER TRL</b> <b>APEX NC 27502-9549</b>
---	--	--

Administrative Data	Transfer Information	Assessed Value
Old Map # <b>646-00000-0038</b>	Deed Date <b>6/11/1985</b>	Land Value Assessed <b>\$145,000</b>
Map/Scale <b>0731 01</b>	Book & Page <b>03495 0929</b>	Bldg. Value Assessed <b>\$206,246</b>
VCS <b>03AP010</b>	Revenue Stamps <b>27.00</b>	Tax Relief
City	Pkg Sale Date	Land Use Value
Fire District <b>23</b>	Pkg Sale Price	Use Value Deferment
Township <b>BUCKHORN</b>	Land Sale Date <b>6/11/1985</b>	Historic Deferment
Land Class <b>R-&lt;10-HS</b>	Land Sale Price <b>\$27,000</b>	Total Deferred Value
ETJ <b>AP</b>	<b>Improvement Summary</b>	Use/Hist/Tax Relief Assessed
Spec Dist(s)	Total Units <b>1</b>	Total Value Assessed* <b>\$351,246</b>
Zoning <b>RR</b>	Recycle Units <b>1</b>	
History ID 1	Apt/SC Sqft	
History ID 2	Heated Area <b>2,021</b>	
Acreage <b>2.87</b>		
Permit Date <b>1/29/2007</b>		
Permit # <b>0000072454</b>		

\*Wake County assessed building and land values reflect the market value as of January 1, 2016, which is the date of the last county-wide revaluation. Any inflation, deflation or other economic changes occurring after this date does not affect the assessed value of the property and cannot be lawfully considered when reviewing the value for adjustment.

The January 1, 2016 values will remain in effect until the next county-wide revaluation. Until that time, any real estate accounts created or new construction built is assessed according to the 2016 Schedule of Values.

**For questions regarding the information displayed on this site, please contact the Department of Tax Administration at [Taxhelp@wakegov.com](mailto:Taxhelp@wakegov.com) or call 919-856-5400.**



RESOLUTION SETTING DATE OF PUBLIC HEARING  
ON THE QUESTION OF ANNEXATION PURSUANT TO G.S. § 160A-31 AS AMENDED

Annexation Petition #683  
7109 Beaver Trail

WHEREAS, a petition requesting annexation of the area described herein has been received; and

WHEREAS, the Town Council of Apex, North Carolina has by Resolution directed the Town Clerk to investigate the sufficiency thereof; and

WHEREAS, Certification by the Town Clerk as to the sufficiency of said petition has been made;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Apex, North Carolina that:

Section 1. A public hearing on the question of annexation of the area described herein will be held at the Apex Town Hall at 6:00 o'clock p.m. on the 21st day of January 2020.

Section 2. The area proposed for annexation is described as attached.

Section 3. Notice of said public hearing shall be published on the Town of Apex Website, [www.apexnc.org](http://www.apexnc.org), Public Notice, at least ten (10) days prior to the date of said public hearing.

This the 1st day of August 2017.

\_\_\_\_\_  
Jacques K. Gilbert, Mayor

ATTEST:

\_\_\_\_\_  
Donna B. Hosch, MMC, NCCMC, Town Clerk

# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: CONSENT AGENDA

Meeting Date: January 7, 2020

## Item Details

Presenter(s): Liz Loffin, Senior Planner

Department(s): Planning

### Requested Motion

Motion to approve Ordinance to remove the Historic Landmark status for the property located at 4525 Green Level West Road in compliance with North Carolina General Statute 160A-400.4 through 160A-400.15.

### Approval Recommended?

Planning Department recommends approval

### Item Details

### Attachments

- Ordinance





**APEX TOWN COUNCIL  
JANUARY 7, 2020**

**ORDINANCE PROVIDING FOR THE REPEAL OF THE DESIGNATION OF THE JAMES MADISON WILLIAMS HOUSE AT 4525 GREEN LEVEL WEST ROAD AS AN APEX HISTORIC LANDMARK**

WHEREAS, the Apex Town Council recognizes its authority to repeal an ordinance of designation of a Historic Landmark in accordance with G.S. 160A-400.5; and

WHEREAS, the owner has followed the appropriate procedures in applying for removal of the Historic Landmark designation of her property; and

WHEREAS, the State Historic Preservation Office has reviewed the request for removal of the Historic Landmark designation; and

WHEREAS, the Apex Town Council has, after notice, held a public hearing in the Apex Town Hall, 73 Hunter Street, Apex, North Carolina, on the 17<sup>th</sup> day of December, 2019, concerning the removal of the Historic Landmark designation of the James Madison Williams House; and

WHEREAS, the Apex Town Council finds that the James Madison Williams House is no longer of special significance in terms of history, architecture, cultural importance, design, setting and workmanship, and no longer meets the requirements of NCGS160A- 400.5;

NOW, THEREFORE, IT IS ORDAINED THAT THE APEX TOWN COUNCIL REMOVES THE DESIGNATION OF THE FOLLOWING AS AN APEX HISTORIC LANDMARK:

Property: James Madison Williams House  
Location: 4525 Green Level West, Apex  
PIN: 0713943738  
Owner: Eliza C. Williams

A Certificate of Appropriateness will no longer be required for any alterations to the house or property.

Deferred taxes related to the landmark designation, if any, for the previous three fiscal years are due and payable in accordance with GS 105-277.1F when the property loses the benefit of this designation.

All owners of the property hereinabove described, whose identity and addresses can be ascertained by the exercise of due diligence, shall be sent, by certified mail, a copy of this ordinance.

This ordinance shall be indexed after the property owner's name in the grantor and grantee indexes in the Office of the Registrar of Deeds of Wake County.

---

Motion by Council Member \_\_\_\_\_

Seconded by Council Member \_\_\_\_\_

With \_\_\_\_\_ Council Member(s) voting "aye."

With \_\_\_\_\_ Council Member(s) voting "no."

This the 7th day of January, 2020

**TOWN OF APEX**

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Town Clerk

This instrument approved as to form by:

\_\_\_\_\_  
Town Attorney

Ordinance No. \_\_\_\_\_

NORTH CAROLINA  
WAKE COUNTY

I hereby certify that the foregoing is a true and accurate copy of an ordinance duly adopted by the Apex Town Council, at a meeting held January 7, 2020 at 6:00 p.m. in the Apex Town Hall, 73 Hunter Street, Apex, North Carolina.

\_\_\_\_\_

NORTH CAROLINA  
WAKE COUNTY

I, the undersigned Notary Public, do hereby certify that Donna Hosch, Town Clerk, personally appeared before me this day and acknowledged the due execution of the foregoing certification for the purposes therein expressed.

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_ 2020.

My commission expires \_\_\_\_\_.

# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: CONSENT AGENDA

Meeting Date: January 7, 2020

## Item Details

Presenter(s): Liz Loffin, Senior Planner

Department(s): Planning

### Requested Motion

Motion to approve Ordinance to designate the property located at 2708 Olive Chapel Road a Historic Landmark in compliance with North Carolina General Statute 160A-400.4 through 160A-400.15.

### Approval Recommended?

Planning Department recommends approval.

### Item Detail

### Attachments

- Ordinance



**APEX TOWN COUNCIL  
JANUARY 7, 2020**

**DESIGNATING THE ALSEY THOMAS OLIVE HOUSE  
IN THE PLANNING JURISDICTION OF APEX, NORTH CAROLINA  
A HISTORIC LANDMARK**

WHEREAS, the General Assembly of the State of North Carolina authorized the creation of a countywide Historic Preservation Commission for Wake County and otherwise provided for the preservation of certain historic sites and buildings by the passage of Part 3C, Chapter 160A, Article 19 of the North Carolina General Statutes; and

WHEREAS, the Wake County Historic Preservation Commission has made an investigation and recommended the following property be designated an historic landmark; and

WHEREAS, the North Carolina Department of Cultural Resources has made an analysis that the following property is eligible to be designated a historic landmark; and

WHEREAS, on the 17<sup>th</sup> day of December, 2019, a public hearing was held in the Apex Town Hall, 73 Hunter Street, Apex, North Carolina, by the Apex Town Council to determine whether the hereinafter described property should be designated a historic landmark; and

WHEREAS, all requirements of Part 3C, Chapter 160A, Article 19 of the North Carolina General Statutes, preceding the adoption of this ordinance, have been met.

NOW, THEREFORE, BE IT ORDAINED BY THE APEX TOWN COUNCIL THAT:

Section 1. The property designated as the Alsey Thomas Olive House, owned by Michael A. Ingram, be and is declared an Apex Historic Landmark. Said property being more particularly described as follows:

Asley Thomas Olive House located on 0.66 acres at 2708 Olive Chapel Road, Apex, 27502 (Wake County PIN # 0721392386, REID # 0458130).

Section 2. Those elements that are integral to its historical, architectural, archaeological significance or any combination thereof are as follows:

All exterior design elements, form, features, materials of the buildings, the landscape and any archaeological resources within the designated landmark boundary of 0.66 acres.

Section 3. No building, site, structure, or object that is designated in this ordinance located on the hereinbefore described site may be altered, restored, moved, remodeled, or reconstructed so that a change in design, material, or outer appearance occurs unless and until a certificate of appropriateness is obtained from the Wake County Historic Preservation Commission or its successors.

Section 4. No building, site, structure, or object that is designated in this ordinance located on the hereinbefore described site may be demolished unless and until either approval of demolition is obtained from the Wake County Historic Preservation Commission or a period of three hundred sixty-five (365) days has elapsed following final review by the Wake County Historic Preservation Commission of a request for demolition (or any longer period required by N.C.G.S. 1 60A-400.14 as it may be amended hereafter).

Section 5. All owners of the property hereinabove described, whose identity and addresses can be ascertained by the exercise of due diligence, shall be sent by certified mail a copy of this ordinance.

Section 6. This ordinance shall be indexed after the property owner's name in the grantor and grantee indexes in the Office of the Register of Deeds of Wake County.

Section 7. The Town of Apex and the Wake County Historic Preservation Commission are hereby authorized to have erected an appropriate sign on the site herein described setting forth the fact that said site has been designated a historic landmark by action of the Apex Town Council and the Wake County Historic Preservation Commission.

Section 8. In the event any building, site, structure, or object is demolished in accordance with the ordinances of Wake County, this ordinance may be repealed.

Section 9. Any violation of this ordinance shall be unlawful as by law provided.

---

Motion by Council Member \_\_\_\_\_

Seconded by Council Member \_\_\_\_\_

With \_\_\_\_\_ Council Member(s) voting "aye."

With \_\_\_\_\_ Council Member(s) voting "no."

This the 7<sup>th</sup> day of January, 2020

**TOWN OF APEX**

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Town Clerk

This instrument approved as to form by:

\_\_\_\_\_  
Town Attorney

Ordinance No. \_\_\_\_\_

NORTH CAROLINA  
WAKE COUNTY

I hereby certify that the foregoing is a true and accurate copy of an ordinance duly adopted by the Apex Town Council, at a meeting held January 7, 2020 at 6:00 p.m. in the Apex Town Hall, 73 Hunter Street, Apex, North Carolina.

\_\_\_\_\_  
NORTH CAROLINA  
WAKE COUNTY

I, the undersigned Notary Public, do hereby certify that Donna Hosch, Town Clerk, personally appeared before me this day and acknowledged the due execution of the foregoing certification for the purposes therein expressed.

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_ 2020.

My commission expires \_\_\_\_\_.

# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: CONSENT AGENDA

Meeting Date: January 7, 2020

## Item Details

Presenter(s): Sarah Rayfield, Senior Planner

Department(s): Planning Department

### Requested Motion

Motion to set Public Hearing for the January 21, 2020 Town Council Meeting regarding Rezoning Application #19CZ12 Kissena Lane PUD. The applicant, Hector Cuales, seeks to rezone approximately 1.74 acres located at 0 & 1105 Tingen Road (PINs 0741361302, 0741269237, & 0741268380) from Residential Agricultural (RA) and High Density Single-family Residential (HDSF) to Planned Unit Development-Conditional Zoning (PUD-CZ).

### Approval Recommended?

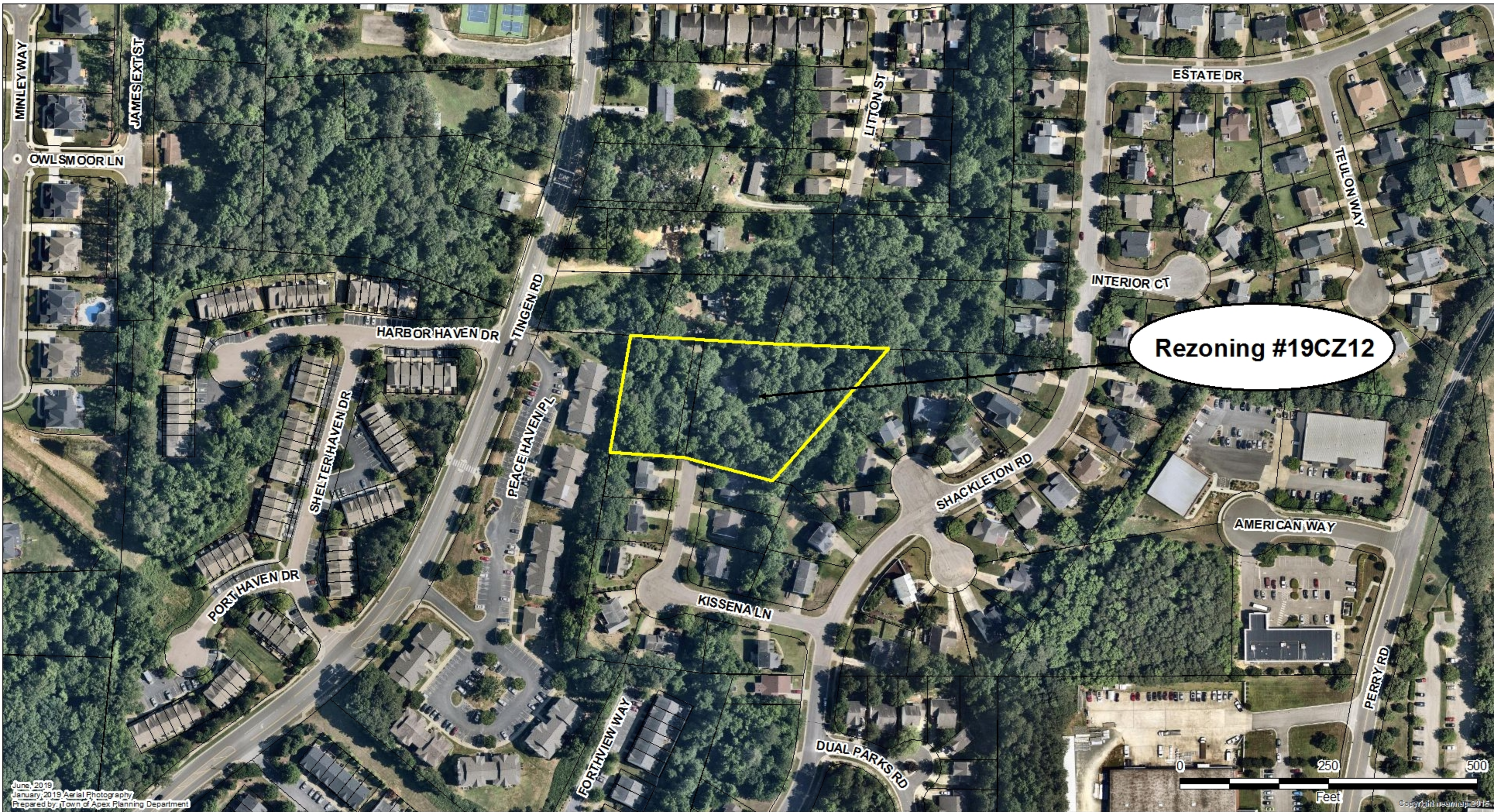
The Planning Department recommends approval.

### Item Details

### Attachments

- Vicinity Map
- Application





Rezoning #19CZ12

## PLANNED UNIT DEVELOPMENT APPLICATION

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

Application #: \_\_\_\_\_ Submittal Date: \_\_\_\_\_  
Fee Paid \$ \_\_\_\_\_ Check # \_\_\_\_\_

## PETITION TO AMEND THE OFFICIAL ZONING DISTRICT MAP

Project Name: \_\_\_\_\_

Address(es): \_\_\_\_\_

PIN(s) \_\_\_\_\_

\_\_\_\_\_ Acreage: \_\_\_\_\_

Current Zoning: \_\_\_\_\_ Proposed Zoning: \_\_\_\_\_

Current 2045 LUM Designation: \_\_\_\_\_

Requested 2045 LUM Designation: \_\_\_\_\_

See next page for LUM amendment

If any portion of the project is shown as mixed use (3 or more stripes on the 2045 Land Use Map) provide the following:

Area classified as mixed use: \_\_\_\_\_ Acreage: \_\_\_\_\_

Area proposed as non-residential development: \_\_\_\_\_ Acreage: \_\_\_\_\_

Percent of mixed use area proposed as non-residential: \_\_\_\_\_ Percent: \_\_\_\_\_

## Applicant Information

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Phone: \_\_\_\_\_ E-mail: \_\_\_\_\_

## Owner Information

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Phone: \_\_\_\_\_ E-mail: \_\_\_\_\_

## Agent Information

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Phone: \_\_\_\_\_ E-mail: \_\_\_\_\_

Other contacts: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_



**PLANNED UNIT DEVELOPMENT APPLICATION**

Application #: 19CZ12

Submittal Date: 6/3/19

**2045 LAND USE MAP AMENDMENT (if applicable)**

The applicant does hereby respectfully request the Town Council amend the 2045 Land Use Map. In support of this request, the following facts are shown:

The area sought to be amended on the 2045 Land Use Map is located at:

\_\_\_\_\_

Current 2045 Land Use Classification: \_\_\_\_\_

Proposed 2045 Land Use Classification: \_\_\_\_\_

What conditions justify the passage of the amendment to the 2045 Land Use Map? Discuss the existing use classifications of the subject area in addition to the adjacent land use classifications.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
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\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

## LEGAL DESCRIPTION

BEGINNING at a point at the eastern right of way of Apex – Kissena Lane, said point having North Carolina State Plane Coordinates of North: 716185.88, East: 2042966.10; thence S 75°25'28.9" E a distance of 114.0' to a point; thence N 41°31'17.7" E a distance of 159.57' to a point; thence N 41°02'51.63" W a distance of 135.43' to a point; thence N 87°31'47.18" W a distance of 194.25' to a point; thence N 86°36'12.88" W a distance of 115.97' to a point; thence N 86°36'13.48" W a distance of 15.09' to a point; thence N 86°46'43.74" W a distance of 68.94' to a point; thence N 86°46'44.71" W a distance of 40.12' to a point; thence S 10°01'58.36" W a distance of 199.57' to a point; thence S 86°24'20.96" E a distance of 109.94' to a point; thence S 76°02'36.51" E a distance of 5.22' to a point; thence N 86°21'54.99" E a distance of 11.0' to a point; thence S 75°25'28.79" E a distance of 39.0' to the original Point of Beginning.

The above described annexation area containing an area of 75,917 square feet (1.74 acres).

All deeds referenced above recorded in Wake County Register of Deeds.

**CERTIFIED LIST OF NEIGHBORING PROPERTY OWNERS**

Application #: 19CZ12

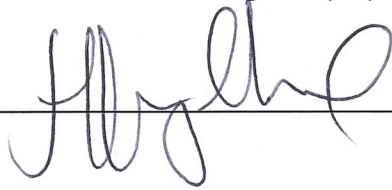
Submittal Date: 6/3/19

Provide a certified list of property owners subject to this application and all property owners within 300' of the subject property and HOA Contacts.

	Owner's Name	PIN
1.	See Attached	
2.		
3.		
4.		
5.		
6.		
7.		
8.		
9.		
10.		
11.		
12.		
13.		
14.		
15.		

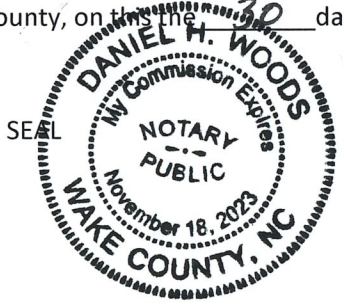
I, Jeff Roach, certify that this is an accurate listing of all property owners and property owners within 300' of the subject property.


Date: 5/30/2019

By: 

COUNTY OF WAKE STATE OF NORTH CAROLINA

Sworn and subscribed before me, DANIEL H WOODS, a Notary Public for the above State and County, on this the 30 day of MAY, 2019.



  
Notary Public  
DANIEL H WOODS  
Print Name

My Commission Expires: 11/18/23

Owner	Mail Address 1	Mail Address 2	PIN
STEPHENS, ASHLEY	1106 KISSENA LN	APEX NC 27502-1864	741257899
FAHRER, NOLAN BENNETT, STEPHANIE	1104 KISSENA LN	APEX NC 27502-1864	741259808
WESTHAVEN TOWNHOMES HOMEOWNERS ASSN PPM	11010 RAVEN RIDGE RD	RALEIGH NC 27614-8837	741261195
GALLOWAY, JOSEPH CLEVELAND	211 JAMES ST	APEX NC 27502-2121	741264605
PITTMAN, ROBERT ALEXANDER PITTMAN, ROBIN	103 HARBOR HAVEN DR	APEX NC 27502-4726	741265313
KELLY, BRIAN KELLY, KATHLEEN	1207 CAIRPHILLY CASTLE CT	APEX NC 27502-4064	741265333
FEDERAL HOME APEX, LLC FEDERAL HOME HARDEE TERRACE LLC	274 MADISON AVE RM 1401	NEW YORK NY 10016-0701	741266052
JUDD, REGINALD JUDD, TONY	8001 SMITH RD	APEX NC 27539-9550	741266614
AMOROSO, JOHN AMOROSO, JAME L	936 TINGEN RD	APEX NC 27502-8736	741266639
EPPS, DANIEL JR EPPS, CURTIS LEROY	501 BURTON ST	FUQUAY VARINA NC 27526-1607	741267486
BALDWIN, H B HEIRS	PO BOX 2331	RALEIGH NC 27602-2331	741267558
NGUYEN, CHAU	1108 KISSENA LN	APEX NC 27502-1864	741268011
AYLSWORTH, ART AYLSWORTH, GRETCHEN	1110 KISSENA LN	APEX NC 27502-1864	741268038
TURLEY, ZACHARY TURLEY, JENNIFER	1114 KISSENA LN	APEX NC 27502-1864	741268146
CUALES, HECTOR	3308 WHITTINGHAM DR	NEW HILL NC 27562-8985	741268380
GALLOWAY, JOSEPH CLEVELAND	211 JAMES ST	APEX NC 27502-2121	741268652
MANGUM, STELLA J HEIRS C/O PATRICIA M BECKWITH	2909 EARTH DR	APEX NC 27539-6266	741268658
CUALES, HECTOR	3308 WHITTINGHAM DR	NEW HILL NC 27562-8985	741269237
CHAVIS, FRANCES E EPPS, CURTIS LEROY	PO BOX 153	APEX NC 27502-0153	741269566
CLARK, MATTHEW L	1000 SHACKLETON RD	APEX NC 27502-5313	741350816
CUALES, MARLENE D	3308 WHITTINGHAM DR	NEW HILL NC 27562-8985	741351909
BROOKS, MICHAEL BROOKS, TAMEKA	903 SHACKLETON RD	APEX NC 27502-5312	741352867
POLO, ESTEBAN JORGE	837 SHACKLETON RD	APEX NC 27502-1221	741352985
MCDANIEL, CARL MCDANIEL, MILISA	1109 KISSENA LN	APEX NC 27502-1864	741360000
TSUN, DAVID LIN, TUEY	1111 KISSENA LN	APEX NC 27502-1864	741360017
VANDEBROEK, AMANDA	1113 KISSENA LN	APEX NC 27502-1864	741360124
JOHNSON, MARY G JOHNSON, TRACY M	1007 TINGEN RD	APEX NC 27502-8766	741360405
ROMINGER, TIM	112 LITTON ST	APEX NC 27502-1228	741360636
BASHOR, GREGORY	902 SHACKLETON RD	APEX NC 27502-5311	741361027
GOLDER, MICHAEL COLLINS JR GOLDER, ANDREA COAKLEY	832 SHACKLETON RD	APEX NC 27502-1215	741361179
CUALES, HECTOR HOOKER, WALTER E HEIRS	3308 WHITTINGHAM DR	NEW HILL NC 27562-8985	741361302
AMH NC PROPERTIES LP	30601 AGOURA RD STE 200	AGOURA HILLS CA 91301-2148	741361635
SIDNER, ROBERT W JR SIDNER, CYNTHIA	1141 NEWMARKET DR	VIRGINIA BEACH VA 23464-5707	741361649
ZHANG, WENLI	834 SHACKLETON RD	APEX NC 27502-1215	741362110
MAGLY, MARTIN GEORGE	830 SHACKLETON RD	APEX NC 27502-1215	741362258
CUALES, MARLENE DELORIS	3308 WHITTINGHAM DR	NEW HILL NC 27562-8985	741362484
CUALES, MARLENE DELORIS	3308 WHITTINGHAM DR	NEW HILL NC 27562-8985	741362672
TASKA, JEFFREY	111 LITTON ST	APEX NC 27502-1229	741362686
BIGELOW, JAMES	2649 NORTHSTREAM CT	HAW RIVER NC 27258-9529	741363340
EPPS, DANIEL JR EPPS, OLIVIA	501 BURTON ST	FUQUAY VARINA NC 27526-1607	741363556

MARTINOV, MARTIN I MARTINOV, VELINA G	827 SHACKLETON RD	APEX NC 27502-1221	741364046
GAO, PU LIU, DAOKUN	826 SHACKLETON RD	APEX NC 27502-1215	741364202
ATKINSON, CHARLES S	820 SHACKLETON RD	APEX NC 27502-1215	741364266
MULKEY, BARBARA ALLISON MULKEY, BARBARA H	818 SHACKLETON RD	APEX NC 27502-1215	741364392
UNITED ESTATES OF AMERICA INC	3308 WHITTINGHAM DR	NEW HILL NC 27562-8985	741364725
STALLINGS, PAUL G STALLINGS, SUSAN LEIGH	3712 GRANDBRIDGE DR	APEX NC 27539-5715	741365018
KINSEY, GRETYL CRISTINA	816 SHACKLETON RD	APEX NC 27502-1215	741365410
RAY, MARY B	814 SHACKLETON RD	APEX NC 27502-1215	741365418
MAGGI, RICARDO G MAGGI, PATRICIA E	812 SHACKLETON RD	APEX NC 27502-1215	741365517

**TOWN OF APEX UTILITIES OFFER AND AGREEMENT**

Application #: 19CZ12 Submittal Date: 6/3/19

Town of Apex  
73 Hunter Street  
P.O. Box 250 Apex, NC 27502  
919-249-3400

WAKE COUNTY, NORTH CAROLINA CUSTOMER SELECTION AGREEMENT

0 Tingen Road  
1105 Tingen Road  
(the "Premises")

The Town of Apex offers to provide you with electric utilities on the terms described in this Offer & Agreement. If you accept the Town's offer, please fill in the blanks on this form and sign and we will have an Agreement once signed by the Town.

Hector Cuales, the undersigned customer ("Customer") hereby irrevocably chooses and selects the Town of Apex (the "Town") as the permanent electric supplier for the Premises. Permanent service to the Premises will be preceded by temporary service if needed.

The sale, delivery, and use of electric power by Customer at the Premises shall be subject to, and in accordance with, all the terms and conditions of the Town's service regulations, policies, procedures and the Code of Ordinances of the Town.

Customer understands that the Town, based upon this Agreement, will take action and expend funds to provide the requested service. By signing this Agreement the undersigned signifies that he or she has the authority to select the electric service provider, for both permanent and temporary power, for the Premises identified above.

Any additional terms and conditions to this Agreement are attached as Appendix 1. If no appendix is attached this Agreement constitutes the entire agreement of the parties.

Acceptance of this Agreement by the Town constitutes a binding contract to purchase and sell electric power.

Please note that under North Carolina General Statute §160A-332, you may be entitled to choose another electric supplier for the Premises.

Upon acceptance of this Agreement, the Town of Apex Electric Utilities Division will be pleased to provide electric service to the Premises and looks forward to working with you and the owner(s).

ACCEPTED:

CUSTOMER: HECTOR CUALES TOWN OF APEX  
BY: SAME Hector Cuales BY: \_\_\_\_\_  
Authorized Agent Authorized Agent  
DATE: 5/29/2019 DATE: \_\_\_\_\_

**AGENT AUTHORIZATION FORM**

Application #: 19CZ12 Submittal Date: 6/3/19

Hector Cuales is the owner of the property for which the attached application is being submitted:

- Land Use Amendment
- Rezoning
- Site Plan
- Subdivision
- Variance
- Other: \_\_\_\_\_

The property address is: 0 Tingen Road

The agent for this project is: Peak Engineering & Design

I am the owner of the property and will be acting as my own agent

Agent Name: Jeff Roach

Address: 1125 Apex Peakway, Apex, NC 27502

Telephone Number: 919-439-0100

E-Mail Address: jroach@peakengineering.com

Signature(s) of Owner(s)



Hector Cuales

Type or print name

5/21/19

Date

Type or print name

Date

Type or print name

Date

Attach additional sheets if there are additional owners.

**\*Owner of record as shown on the latest equalized assessment rolls of Wake County. (An option to purchase does not constitute ownership). If ownership has been recently transferred, a copy of the deed must accompany this authorization.**

**AGENT AUTHORIZATION FORM**

Application #: 19CZ12 Submittal Date: 6/3/19

Hector Cuales is the owner of the property for which the attached application is being submitted:

- Land Use Amendment
- Rezoning
- Site Plan
- Subdivision
- Variance
- Other: \_\_\_\_\_

The property address is: 1105 Tingen Road

The agent for this project is: Peak Engineering & Design

I am the owner of the property and will be acting as my own agent

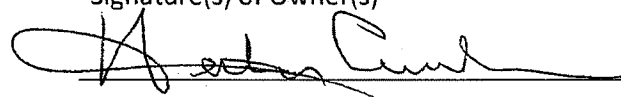
Agent Name: Jeff Roach

Address: 1125 Apex Peakway, Apex, NC 27502

Telephone Number: 919-439-0100

E-Mail Address: jroach@peakengineering.com

Signature(s) of Owner(s)



HECTOR CUALES  
Type or print name

5/21/19  
Date

\_\_\_\_\_  
Type or print name

\_\_\_\_\_  
Date

\_\_\_\_\_  
Type or print name

\_\_\_\_\_  
Date

Attach additional sheets if there are additional owners.

**\*Owner of record as shown on the latest equalized assessment rolls of Wake County. (An option to purchase does not constitute ownership). If ownership has been recently transferred, a copy of the deed must accompany this authorization.**



**AFFIDAVIT OF OWNERSHIP**

Application #: \_\_\_\_\_

Submittal Date: \_\_\_\_\_

The undersigned, Hector Cuales (the "Affiant") first being duly sworn, hereby swears or affirms as follows:

1. Affiant is over eighteen (18) years of age and authorized to make this Affidavit. The Affiant is the sole owner, or is the authorized agent of all owners, of the property located at 1105 Tingen Road, Apex, NC and legally described in **Exhibit "A"** attached hereto and incorporated herein (the "Property").
2. This Affidavit of Ownership is made for the purpose of filing an application for development approval with the Town of Apex.
3. If Affiant is the owner of the Property, Affiant acquired ownership by deed, dated 12-5-2019, and recorded in the Wake County Register of Deeds Office on 12-5-2019, in Book 017673 Page 01611-01616.
4. If Affiant is the authorized agent of the owner(s) of the Property, Affiant possesses documentation indicating the agency relationship granting the Affiant the authority to apply for development approval on behalf of the owner(s).
5. If Affiant is the owner of the Property, from the time Affiant was deeded the Property on 12-5-2019, Affiant has claimed sole ownership of the Property. Affiant or Affiant's predecessors in interest have been in sole and undisturbed possession and use of the property during the period of ownership. Since taking possession of the Property on 12-5-2019, no one has questioned Affiant's ownership or right to possession nor demanded any rents or profits. To Affiant's knowledge, no claim or action has been brought against Affiant (if Affiant is the owner), or against owner(s) (if Affiant is acting as an authorized agent for owner(s)), which questions title or right to possession of the property, nor is any claim or action pending against Affiant or owner(s) in court regarding possession of the Property.

This the 18 day of DECEMBER, 2019.

*Hector Cuales* (seal)

HECTOR CUALES

Type or print name

STATE OF NORTH CAROLINA

COUNTY OF WAKE

I, the undersigned, a Notary Public in and for the County of WAKE, hereby certify that HECTOR CUALES, Affiant, personally known to me or known to me by said Affiant's presentation of said Affiant's PERSONALLY KNOWN, personally appeared before me this day and acknowledged the due and voluntary execution of the foregoing Affidavit.



*Daniel H. Woods*

Notary Public DANIEL H. WOODS

State of North Carolina

My Commission Expires: 11/18/23

**AFFIDAVIT OF OWNERSHIP: EXHIBIT A – LEGAL DESCRIPTION**

Application #: \_\_\_\_\_

Submittal Date: \_\_\_\_\_

**Insert legal description below.**

# PROJECT CONTACT INFORMATION

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

## Development Contacts:

Project Name: Kissena Lane  
 Location: 0 Tingen Road, 1105 Tingen Road  
 Property PIN: 0741-31-1302 Acreage/Square Feet: 1.74 Ac  
 Zoning: HDSF, RA Subdivision/Development: \_\_\_\_\_

Property Owner: Hector Cuales  
 Address: 3308 Whittingham Drive  
 City: New Hill State: NC Zip: 27562  
 Phone: \_\_\_\_\_ Email: hectorcual@gmail.com

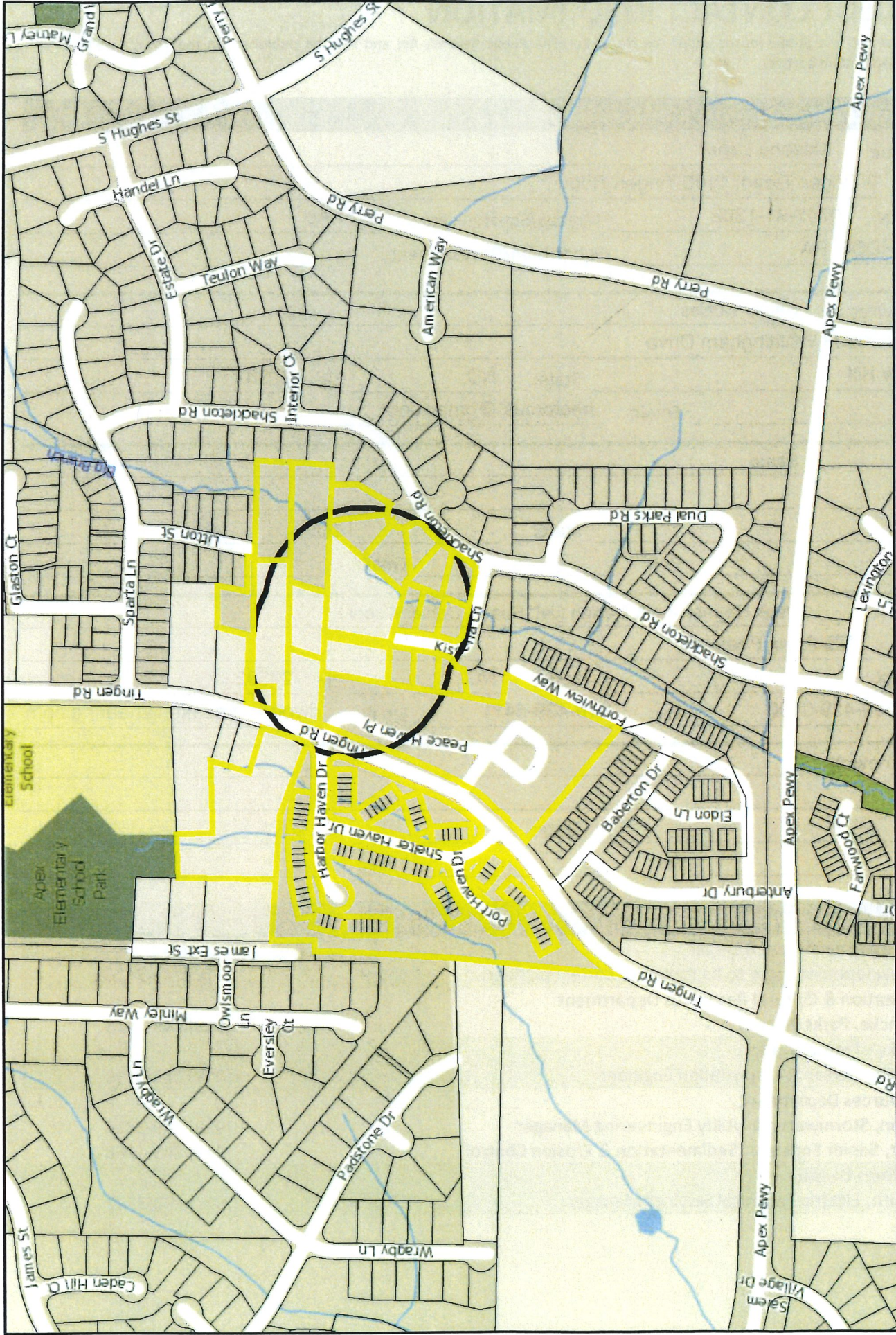
Developer: Same  
 Address: \_\_\_\_\_  
 City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
 Phone: \_\_\_\_\_ Fax: \_\_\_\_\_ Email: \_\_\_\_\_

Engineer: Peak Engineering & Design (Jeff Roach, Daniel Woods)  
 Address: 1125 Apex Peakway  
 City: Apex State: NC Zip: 27502  
 Phone: 919-439-0100 Fax: 919-439-6411 Email: dwoods@peakengineering.com

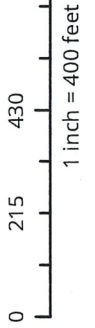
Builder (if known): \_\_\_\_\_  
 Address: \_\_\_\_\_  
 City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
 Phone: \_\_\_\_\_ Fax: \_\_\_\_\_ Email: \_\_\_\_\_

## Town of Apex Department Contacts

Planning Department Main Number (Provide development name to be routed to correct planner)	(919) 249-3426
Parks, Recreation & Cultural Resources Department Angela Reincke, Parks Planner	(919) 249-7468
Public Works - Transportation Russell Dalton, Senior Transportation Engineer	(919) 249-3358
Water Resources Department Mike Deaton, Stormwater & Utility Engineering Manager	(919) 249-3413
Stan Fortier, Senior Engineer (Sedimentation & Erosion Control)	(919) 249-1166
Electric Utilities Division Rodney Smith, Electric Technical Services Manager	(919) 249-3342

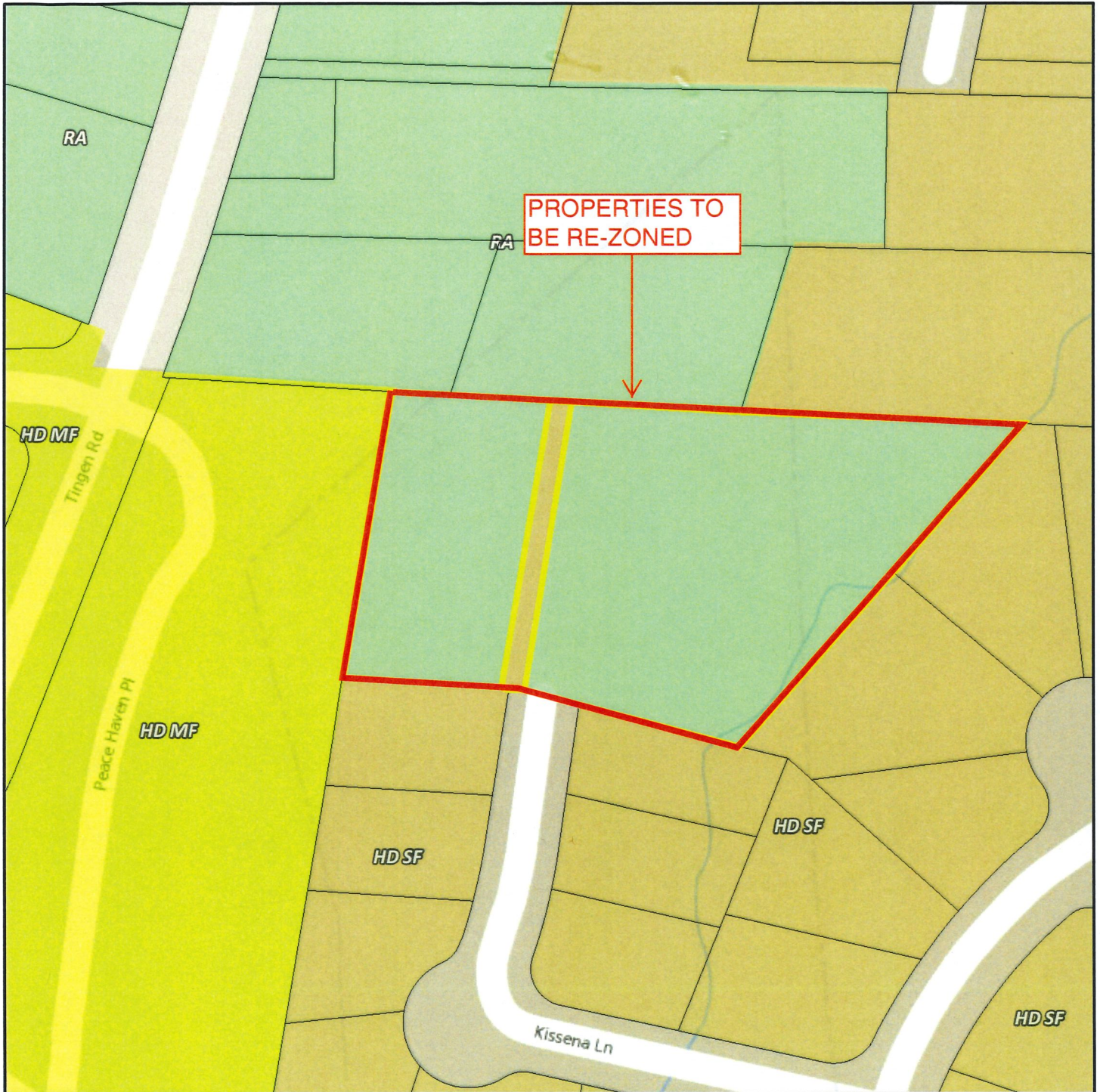


**Surrounding Properties**

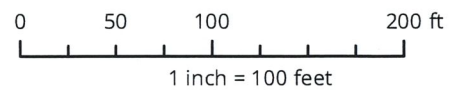


**Disclaimer**

iMaps makes every effort to produce and publish the most current and accurate information possible. However, the maps are produced for information purposes, and are NOT surveys. No warranties, expressed or implied, are provided for the data therein, its use, or its interpretation.



**Kissena Lane Existing Zoning**



**Disclaimer**

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# AFFIDAVIT OF CONDUCTING A NEIGHBORHOOD MEETING, SIGN-IN SHEET AND ISSUES/RESPONSES SUBMITTAL

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

I, Jeff Roach, do hereby declare as follows:  
Print Name

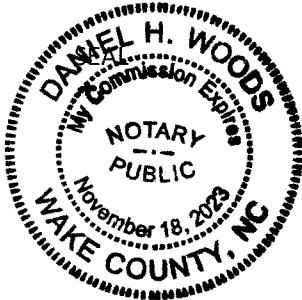
1. I have conducted a Neighborhood Meeting for the proposed Rezoning, Major Site Plan, Master Subdivision Plan, or Special Use Permit in accordance with UDO Sec. 2.2.7 *Neighborhood Meeting*.
2. The meeting invitations were mailed to the Apex Planning Department, all property owners within 300 feet of the subject property and any neighborhood association that represents citizens in the area via first class mail a minimum of 10 days in advance of the Neighborhood Meeting.
3. The meeting was conducted at 237 N. Salem Street, Apex, NC 27502 (location/address) on May 29, 2019 (date) from 5:30 (start time) to 7:30 (end time).
4. I have included the mailing list, meeting invitation, sign-in sheet, issue/response summary, and zoning map/reduced plans with the application.
5. I have prepared these materials in good faith and to the best of my ability.

5/30/2019  
Date

By: [Signature]

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, DANIEL H WOODS, a Notary Public for the above State and County, on this the 30 day of MAY, 2019.



Daniel H Woods  
Notary Public  
DANIEL H WOODS  
Print Name

My Commission Expires: 11/18/23

# NEIGHBORHOOD MEETING SIGN-IN SHEET

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

Meeting Address: 237 N. Salem Street, Apex, NC 27502

Date of meeting: 5/29/19 Time of meeting: 5:30 pm

Property Owner(s) name(s): Hector Cuales

Applicant(s): Peak Engineering & Design - Jeff Roach

Please print your name below, state your address and/or affiliation with a neighborhood group, and provide your phone number and email address. Providing your name below does not represent support or opposition to the project; it is for documentation purposes only.

	NAME/ORGANIZATION	ADDRESS	PHONE #	EMAIL	SEND PLANS & UPDATES
1.	Eileen M. VanDerBroek	1113 Kissera Lane	[REDACTED]	[REDACTED]	[REDACTED]
2.	Doreen VanDerBroek	1113 Kissera Ln.			
3.	Amanda VanDerBroek	1113 Kissera Lane			
4.	Nolan and Stephanie <sup>Fabro</sup>	1104 Kissera Ln			
5.	Jennifer Turner	1114 Kissera Ln			
6.	Velina Martinov	827 Shackleton Rd			
7.					
8.					
9.					
10.					
11.					
12.					
13.					
14.					

Use additional sheets, if necessary.

## Kissena Lane Property Neighborhood Meeting Minutes

Daniel Woods and Jeff Roach with Peak Engineering & Design opened the meeting at 5:30 pm on May 29, 2019 at the Halle Cultural Arts Center with a brief introduction and identification of the site. Those in attendance were directed to the sign-in sheet, handouts, and the exhibits of the project including the current zoning map, 2045 Land Use Plan, and an aerial depicting the location of the property. Following are the questions and answers during the meeting:

1. What is the plan for the property?
  - a. Development of 8-10 single family, detached homes. Homes will likely range in size from 1,200-1,800 SF
2. Type of buyer?
  - a. The development is being discussed with Habitat for Humanity Wake County for affordable housing product.
3. How will the dynamic of the community change with Habitat homes?
  - a. Since the homes will be purchased (not rental units), we expect the new residents to look for the same sense of community that the existing residents of Perry Hills and Perry Farms have.
4. What is going to happen to the "critters" (bunnies and deer) which are located along the creek on site?
  - a. We are not working within the stream buffers or other protected areas on site. Any animals will move to the creek area, north to vacant land, or south of other vegetated areas.
5. Will Kissena Lane be extended? Will it be extended to the Tingen Road? Will the street be extended to Litton Street? Will this area become a cut-through for other properties in the area?
  - a. Yes, Kissena Lane is an existing stub-street constructed years ago. The extension is required (1) by Town requirement and (2) as the only way to access the properties. The current design does not connect Kissena to Litton Street. Interconnectivity between properties and developments is critical to reduce volume on surround streets outside of neighborhoods. Future development of property north of Kissena Lane may connect as this project proposes to stub Kissena Lane to the Johnson and Epps properties.
6. How will the Apex service vehicles access the property? (Police, Fire, EMS, garbage and the vac trucks)
  - a. At the end of the proposed stub street, a temporary turn-around will be provided. This is a Town standard to allow the larger Town vehicles to safely maneuver the streets. Streets will be constructed to Town standard.
7. How will stormwater be routed through the property adjacent to the Turley property (PIN 0741-26-8146)? Currently have stormwater from West Haven Apartments running into the property and a storm pipe in the NE corner of the lot.
  - a. Although very early in the process, the design team will review the runoff patterns to limit impact or to assist with existing runoff concerns from the Kissena Lane property owners.
8. How will speeds be controlled on Kissena Lane after construction? (neighbors don't like speed bumps)
  - a. The development proposes to extend Kissena Lane ~200'. Speed is not expected to be an issue with this short extension, the stub street to the north, and the cul-de-sac bulb to the south.
9. The streets are narrow now. How will the extension of Kissena allow vehicles to pass through the site?
  - a. Kissena Lane was constructed to Town standards at that time. The streets allow current passage of vehicles and trucks and will continue to do so. The proposed street section allows vehicles to pass through for critical services.
10. Where will the utilities be connected?
  - a. Water, sewer, and storm connections are all at or near the existing stub on Kissena Lane. The plan is to extend utilities from this point into the property. There is also sewer along the eastern boundary of the property. Access to that sewer may be needed and will be determined at MSP and CD review.



The following questions were throughout the meeting specifically related to Habitat for Humanity of Wake County (or a similar organization which provides affordable homes for purchase) and the role they play in the development, construction, placement of families, and future resale of the homes.

11. If this is a Habitat for Humanity project, why is this the right location?
  - a. Location of affordable housing units is required to have access to services. Bus service, retail services, parks and greenways, and walkable communities. Kissena Lane is a small assembly of properties in a developed location. The integration of Habitat for Humanity homes into existing neighborhoods is essential for the sense of community and to provide stable housing for all income levels.
12. Would you want this type of project next to your neighborhood?
  - a. If the project is done right, then yes. Habitat for Humanity is a noble organization which provides homes which are typically similar in size and features to other homes in the surrounding communities. As an example, the homes on Ada Street have architectural features which create the sense of home and are visually appealing.
13. How do we propose to stop the deterioration of the homes as Habitat or low income housing?
  - a. The homes are “purchased” not “rentals”. The owner of the property is invested in the home from the initial construction (sweat equity) to the future sale of properties. The owner of these homes is like any other property owner – they should be interested in protecting their investments.
14. What type of buyer will be in the homes?
  - a. The homes will be sold by Habitat for Humanity to “families living on a modest income”.
15. Does Habitat maintain control over the homes with the ability to remove residents after the sale?
  - a. This is being researched by the design team. An email will be provided to the surrounding property owners to clarify the role of Habitat for Humanity after the initial sale of the property.
16. What happens when the homes are resold in the future?
  - a. The deed for Habitat property requires Habitat to approve any future sale of the homes (right of first refusal). There is a 20 year window on the initial property owners’ right to sell the home and Habitat’s ability to review the sales.
17. Have there been any studies that Habitat homes reduce the value of other homes in the area?
  - a. We are not aware of studies which says that Habitat homes increase or decrease values after the properties are occupied. Unless you review the deed for the initial sale of the property, you are unlikely to know if the home was built by a local builder or Habitat for Humanity group.
18. Is there a plan to fence the lots to stop people from coming from West Haven Apartments into the community?
  - a. This will be reviewed with Habitat to determine if a fence will be required adjacent to West Haven Apartments. The team will speak with the Apex Police Department to see if there is a reason to worry about West Haven and fence the homes.
19. What is the proposed cost of the homes?
  - a. That is yet to be determined. Habitat has started to look into the value.
20. What happens after the Habitat homes are occupied and the adjacent property owners go to sell their homes? Loss of value, new property owners, cost of the homes.
  - a. Habitat retains a 20-year control on the initial property buyers. As noted above, unless you researched the original sale of the home, people are not likely to know if the homes we built by Habitat or some other organization.
21. What happens to the sense of community with the new Habitat homes?
  - a. See questions and response #3 above.
22. How will crime be controlled with the affordable housing units being proposed?
  - a. These homes are “for sale” and cannot be compared to West Haven Apartments which are lower rate rental units. It has come to our attention – after the neighborhood meeting – that the management of West Haven Apartments did not fully vet the renters in the development. It is very difficult to evict

someone from a housing facility once they occupy. West Haven apartment cannot be compared to the proposed development based upon the buyers which these homes are focused on.

23. How will this project be different than a HUD or Section 8 housing development?

- a. The project is not a HUD or Section 8 housing development. The homes are sold to families earning “modest incomes” as opposed to government assistance to support monthly housing costs. The families which are part of the Habitat program still have a mortgage on the property and are required by the banks to maintain property as any other home owner would do.

At the conclusion of the public question and answer session, there were a number of breakout sections where additional questions were asked. These discussions were helpful in learning more about Perry Hills and Perry Farms and the issues which they are having with surrounding properties but were not questions related to zoning or future plans for the Kissena Lane extension.





# Kissena Lane

## A PLANNED UNIT DEVELOPMENT

### PD PLAN Rezoning Case #19CZ12

June 3, 2019

Revised July 12, 2019

Revised August 8, 2019

Revised August 20, 2019

Project Contact:

Hector Cuales

33085 Whittingham Drive

New Hill, NC 27562

Civil Engineering & Land Planning:

Jeff Roach, P.E.

Peak Engineering & Design, PLLC



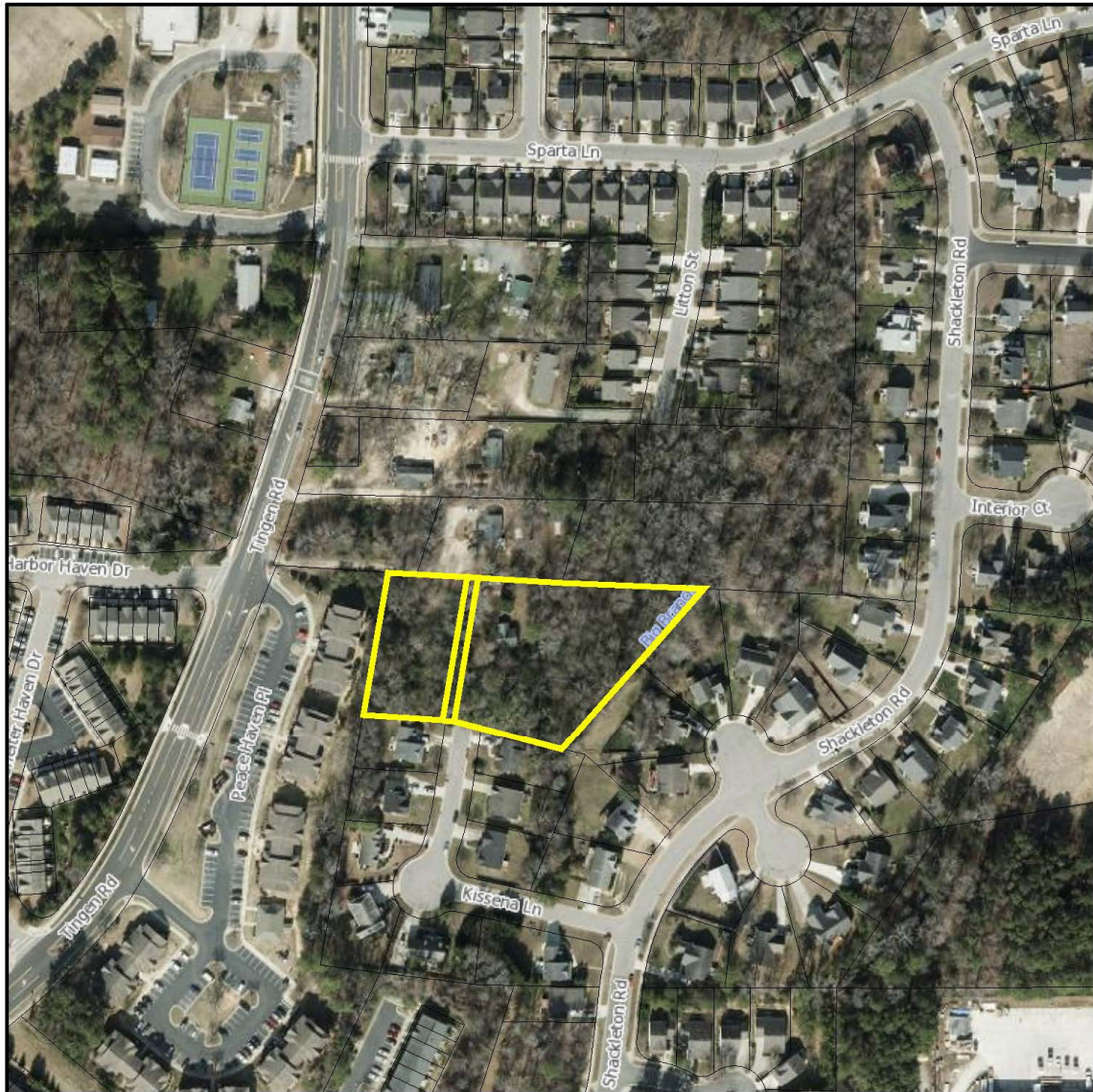
## **Table of Contents**

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Section 3:	Project Data
Section 4:	Purpose Statement
Section 5:	Permitted Uses
Section 6:	Description, Density and Dimensional Standards
Section 7:	Architectural Standards
Section 8:	Parking and Loading
Section 9:	Resource Conservation Area (RCA)
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Section 11:	Signage
Section 12:	Public Facilities
Section 13:	Pedestrian Circulation System and Amenities
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Section 18:	Plan Consistency
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Exhibits

**Section 2: Vicinity Map**

Kissena is an assembly of three (3) properties located at the termination of Kissena Lane; south of Sparta Lane, directly west of West Haven Apartments and Tingen Road. The property is bordered to the north by existing residential properties; to the east and south of by Perry Farms Subdivision; and apartments to the west.



**Section 3: Project Data**

Project name: Kissena Lane Extension

Property Owner:

Hector Cuales  
1105 Tingen Road  
Apex, NC 27502  
PINs 0741-31-1302 (1.17 acres)  
0741-26-9237 (0.07 acres)  
0741-26-8380 (0.50 acres)

**Project Contact:**

Hector Cuales  
3308 Whittingham Drive  
New Hill, NC 27562  
[hectorcual@gmail.com](mailto:hectorcual@gmail.com)

**Prepared by:**

Jeff Roach, P.E.  
Peak Engineering & Design, PLLC  
1125 Apex Peakway  
Apex, NC 27502  
(919) 439-0100  
[jroach@peakengineeringdesign.com](mailto:jroach@peakengineeringdesign.com)

Zoning:

Existing Zoning: High Density-Single Family (HD-SF) and  
Rural Agricultural (RA)  
Proposed Zoning: Planned Unit Development – Conditional Zoning (PUD-CZ)

2045 Land Use Map

Existing Land Use Designation: Medium Density Residential (< 6.0 units/acre residential)  
Proposed Land Use: Medium Density Residential (< 5.8 units/acre residential)  
Total Property: 1.74 acres

Legal descriptions for the properties being zoned are provided by Peak Engineering & Design, PLLC and has been assembled from available plats, deeds, and other Wake County GIS data. This information is public and provided within the zoning application packet.

#### **Section 4: Purpose Statement**

Kissena Lane is a proposed Planned Unit Development (PUD) with a maximum of 10 single family residential lots currently located inside the Apex town limits. As part of the rezoning process, some of the properties will be required to annex, to be voted on by the Apex Town Council. The PUD parameters are outlined in UDO Section 2.3.4(F)(1)(a)(i - vi) and answered in various locations within the PD text document.

The purpose of the PUD rezoning application is to develop a residential development that is compatible with the value, quality and character of the surrounding properties and developments. The standards included with the submittal provide for flexibility in the building design and lot sizes to accommodate various highly sought after products in the Apex market. The targeted market for this project includes houses high in quality and lower in cost compared to other recent residential developments within the Town of Apex. Items such as small lot sizes, building design, and other development components will be considered to make new homes within the Kissena Lane Extension affordable for persons with varying incomes. Habitat for Humanity, or similar programs, which aid in the affordability of new homes will assist in the design and construction of the new homes. 100% of the dwelling units developed on the property shall be set at a price that, on average, is affordable to a household with an annual income of 70% of the Area Median Income for the respectively-sized household in the Raleigh, NC MSA, as determined by the United States Department of Housing and Urban Development (HUD).

The construction throughout the property will include streets, utilities, and landscaping while protecting the natural environment to the maximum extent, all of which will be done in accordance with current Town of Apex requirements.

#### **Permitted Uses\***

The rezoned lands may be use for the uses listed below. The permitted uses are subject to the limitation stated in UDO Section 4.2.2:

1. Single family
2. Accessory apartment
3. Utility, minor
4. Recreation facility – private
5. Greenway
6. Park, active
7. Park, passive

\*100% of the dwelling units developed on the property shall be set at a price that, on average, is affordable to a household with an annual income of 70% of the Area Median Income for the respectively-sized household in the Raleigh, NC MSA, as determined by the United States Department of Housing and Urban Development (HUD).



### Section 5: Description, Density and Dimensional Standards

The project will comply with the standards as established by UDO Section 5.1.3 or as noted within the PD Text for the project:

Proposed maximum density: 5.80 units/acre  
(includes R/W, Open Space and lots)

Proposed Maximum Building Height: 36'

Proposed Minimum Lot Width: 33'

Proposed Minimum Building Setbacks:

Front: 20'

Side: 5'

Rear: 10'

Percentage of Built Upon Area: 70% maximum

Maximum number of lots: 10 lots

*\*\* Porches, patios, decks and other structures may encroach into requirement building setbacks as permitted by the Town of Apex UDO.*

### Section 6: Architectural Standards

#### Single-family residential standards:

1. Vinyl siding is permitted for exterior building materials.
2. The roof shall be pitched at 5:12 or greater. This excludes porches, screen porches, bay windows, and decorative elements.
3. Eaves shall project at least 8 inches from the wall of the structure.
4. The visible side of a home on a corner lot facing the public street shall contain at least 2 decorative elements such as, but not limited to, the following elements:
  - Windows
  - Bay window
  - Recessed window
  - Decorative window
  - Trim around the windows or decorative trim
  - Wrap around porch or side porch
  - Two or more building materials
  - Decorative brick/stone
  - Decorative trim
  - Decorative shake
  - Decorative air vents on gable
  - Decorative gable
  - Decorative cornice
  - Column
  - Portico
  - Balcony
  - Dormer
5. House entrances may be placed at finished grade or a raised floor with crawl space.
6. The rear and side elevations of the units that can be seen from the right-of-way shall have trim around the windows.
7. Front porches shall be a minimum of 6 feet deep.

**Section 7: Parking and Loading**

Parking will be provided by parking pads and/or driveways and will comply with the Town of Apex UDO Section 8.3 for single family residential lots. Residential driveways shall have a minimum width of 12' and 20' in length as measured from the back of the sidewalk or, where no sidewalk exists, the back of the curb, to count as required parking.

**Section 8: Resource Conservation Area (RCA)**

The project is required to meet UDO Section 8.1.2 for resource conservation area. The project is located east of I-540 and is required to establish 20% Resource Conservation Area with an additional 2% RCA if mass graded. The project will protect environmentally sensitive features to meet the RCA requirements. Final location and acreage will be provided during the Master Subdivision Plan submittal Process.

**Section 9: Landscaping**

Internal landscaping will comply with UDO section 8.2.4(A)(4) for street tree plantings, foundation plantings and tree preservation. In lieu of required buffer plantings along the western, northern and southern property lines, adjacent to PINs 0741-26-8146, 0741-26-6052, 0741-26-7486 and 0741-26-0405, a solid 6' wood fence shall be installed. A 50' section of the fence will be removed with the extension of Kissena Lane in the future. The location of the fence removal will be determined when Kissena Lane is extended beyond the project, into the adjacent property. Buffering to the east will be provided by the existing stream buffer. The project will maintain similar density and design of the existing development to the south.

**Section 10: Signage**

All signage will comply with the applicable standards and requirements of UDO Section 8.7. Signage for the residential development shall be coordinated with staff during the appropriate Master Subdivision Plan and/or Master Signage Plan approval.

**Section 11: Public Facilities**

The project's construction will consist of the extension of public facilities to serve the site. All public facilities and infrastructure shall comply with the Town of Apex Sewer and Water Master Plans and the Town of Apex Standards and Specifications. Facilities include:

Water:

Water will be provided by connecting to an existing waterline along Kissena Lane. The design team will coordinate with staff to locate and size the necessary extensions during the Master Subdivision and Construction Document review phases.

Sanitary Sewer:

Sanitary sewer will be provided by connecting to an existing sewer main at the end of Kissena Lane. The design shall be coordinated with Town of Apex staff during the Master Subdivision Plan and Construction Document phases. Extensions along natural draws are required per Town of Apex specifications.

#### Streets:

The project is showing the extension of Kissena Drive north from the existing dead end to the properties northern boundary. The development will stub a residential street to adjacent property owner to the north for future connections. No street stubs are provided east due to environmental feature or to the west due to existing development. The final alignment of all internal streets will be coordinated with staff. Per UDO Section 2.3.4, PUD developments commonly include sidewalk on both sides of the streets. The existing Kissena Lane street stub does not include sidewalks on either side of the street. To continue this design, and to reduce construction cost for affordability, sidewalks along the Kissena Lane Extension are not proposed.

#### Other Utilities:

Electric service shall be provided by the Town of Apex in conjunction with the appropriate staff. Gas, telephone, and cable shall be provided by the builder as coordinated with the appropriate utility companies.

#### Transportation:

A Traffic Impact Analysis (TIA) was not required for this project. There are no improvements to existing roads, signals or other transportation facilities proposed with this project.

### **Section 12: Pedestrian Circulation System and Amenities**

To assist with the affordability of the new homes, the absence of sidewalk on Kissena Lane and the small nature of the project, sidewalks are not proposed with this project.

### **Section 13: Parks and Recreation**

This Planned Development proposes less than 30 (or a maximum of 10) single family detached units so only a fee-in-lieu payment will be required per UDO Section 14.1.2 Exemptions. The property abuts existing Public Greenway Easement for the future Big Brach Greenway, but with the limited number of units, the necessity to cross Big Branch Creek and impact to riparian buffer when access to the greenway would be within 350 ft or 0.07 mile, the project is not requested to accommodate a connection within the project boundaries

### **Section 14: Natural Resources and Environmental Protection**

Kissena Lane is located within the Town's Secondary Watershed Protection Overlay District. The properties are currently undeveloped and has one stream containing stream buffers. The design team will coordinate with staff to minimize impacts to the buffer during the Master Subdivision and Construction Document review phases. Per FEMA FIRM Maps 3720074100J dated May 2, 2006 there are no Special Hazard Flood Prone areas. No historical structures are identified within the property boundary pursuant to the North Carolina State Historic Preservation Office's website.

### **Section 15: Stormwater Management**

The project will not require a Stormwater Control Measures (SCMs). The project is small in nature with a disturbance of less than one (1) acre. Per UDO Section 6.1, projects with a disturbance of 1 acre or less do not require an SCM.

**Section 16: Phasing**

The project is small in nature and consists of single family homes, roadway extensions, utility services and other site design features which will all be constructed in one phase. For this reason, a phasing plan has not been included as part of the design.

**Section 17: Plan Consistency**

The proposed zoning for Kissena complies with the 2045 Land Use Map designation for this area as a medium density residential development. Kissena Lane is a medium density development and will have an overall project density at or below 6.0 units/acre. The project will meet the requirements of the Transportation Master Plan, the Bike Apex Plan, the Parks, Recreation, Greenways, and Open Space Plan, along with other Town of Apex adopted plans which direct development, as amended from time-to-time.

**Section 18: Compliance with the Unified Development Ordinance**

Kissena Lane will comply with the relevant standards of the Town of Apex’s Unified Development Ordinance and other development related standards. Any deviation from standards shall be approved by staff, Planning Board, or Town Council representatives throughout the zoning and design development processes as required.

**EXHIBITS**

- I. COVER SHEET (Sheet C000)  
The Cover Sheet contains contact information, vicinity map, site design guidelines, and required Town of Apex notes and descriptions.
- II. EXISTING CONDITIONS (Sheet C001)  
The existing conditions plan includes the base site items, zoning of adjacent properties, boundary, environmental features, and existing conditions around the property.
- III. CONCEPTUAL SITE PLAN (Sheet C100)  
This sheet includes standard site notes, site infrastructure, vehicular connectivity locations, buffers, areas proposed for development.
- IV. CONCEPTUAL UTILITY PLAN (Sheet C200)  
The Conceptual Utility Plan shows the preliminary location for connection to existing water, sewer, and stormwater as well as the existing infrastructure for said services. The final design will be completed to the Apex standards at the time of Master Subdivision submittal.

# PLANNED UNIT DEVELOPMENT KISSENA LANE

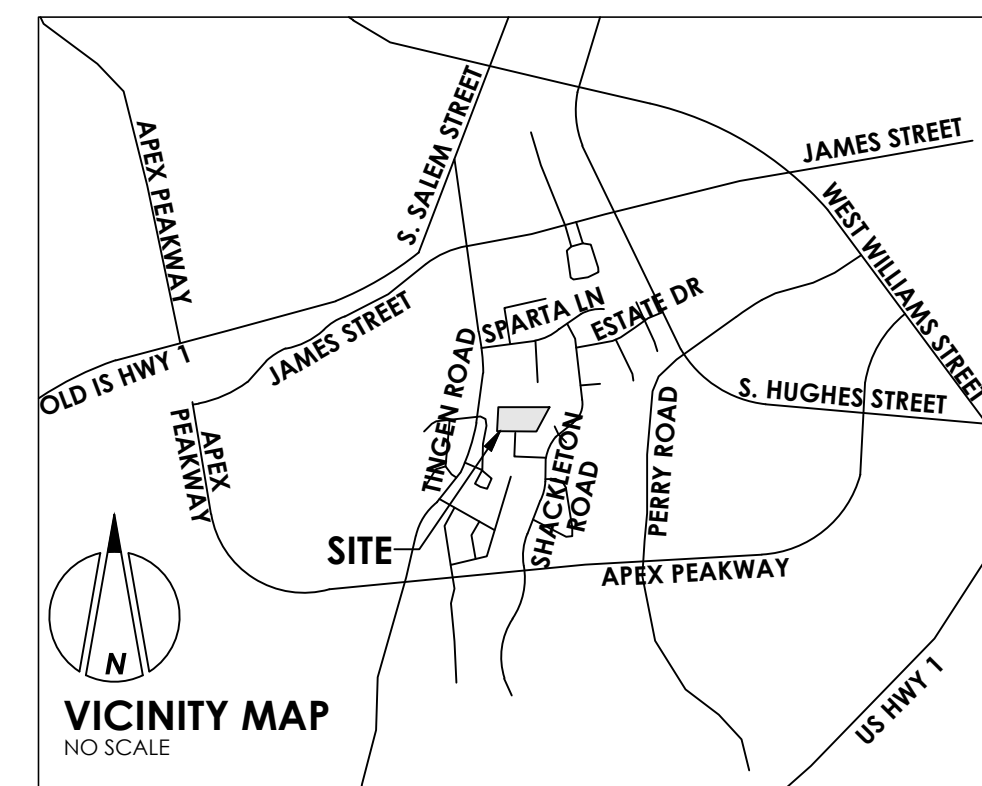
1105 TINGEN ROAD  
APEX, NORTH CAROLINA  
PROJECT NUMBER: 180901  
DATE: JUNE 3, 2019

## SITE INFORMATION:

Property Owner/Site Address	PIN	REID	Map Number	Deeded Acreage	Deed Book/Plat Book & Page
Hector Cuales 0 Tingen Road Apex, NC 27502	0741-26-8380	0052620	074110	0.5	DB 17272 PG 00548
Hector Cuales 0 Tingen Road Apex, NC 27502	0741-26-9237	0247235	074110	0.07	DB 17272 PG 00548
Hector Cuales 1105 Tingen Road Apex, NC 27502	0741-36-1302	0059739	074110	1.17	DB 17673 PG 001611

**Total Deeded Acreage: 1.74 acres**

Existing Zoning:	Rural Agricultural (RR), High Density-Single Family (HD-SF)
Proposed Zoning:	PUD-CZ (Planned Unit Development - Conditional Zoning)
2045 Land Use Map:	High Density Single Family
Existing Use:	Vacant & Single Family
Proposed Uses:	Single Family
Township:	White Oak
Flood Zone Information:	Firm Panel 3720074100J dated May 2, 2006 does not show the presence of flood zones on properties.
Watershed Information:	Secondary Watershed Protection Overlay District, Big Branch Basin, Cape Fear River Basin.
Historical:	Per the NC SHPO, no historical structures are located within the project boundary.
Design Standards:	
Minimum Lot Width:	33'
Maximum Built Upon Area:	70%
Maximum Density:	5.80 Units per Acre
Maximum Number Lots:	10
Building Setbacks:	
Front:	20'
Rear:	10'
Side:	5' min. (No Aggregate)
Side (Corner Lot):	5'
Maximum Density:	5.80 Units per Acre
Building:	
Proposed Building Height:	36' maximum
Proposed Building Stories:	3 stories (maximum)



## INDEX OF DRAWINGS:

- C000 COVER SHEET
- C001 EXISTING CONDITIONS
- C100 OVERALL SITE PLAN
- C105 OVERALL PHASING PLAN
- C200 OVERALL UTILITY PLAN



**DEVELOPER/OWNER**  
**HECTOR CUALES**  
3308 WHITTINGHAM DRIVE  
NEW HILL, NC 27562  
E: HECTORCUAL@GMAIL.COM

**ENGINEER/LAND PLANNER**  
**PEAK ENGINEERING & DESIGN, PLLC**  
JEFF ROACH, P.E.  
5448 APEX PEAKWAY #368  
APEX, NC 27502  
Phone (919) 439-0100  
www.PeakEngineering.com

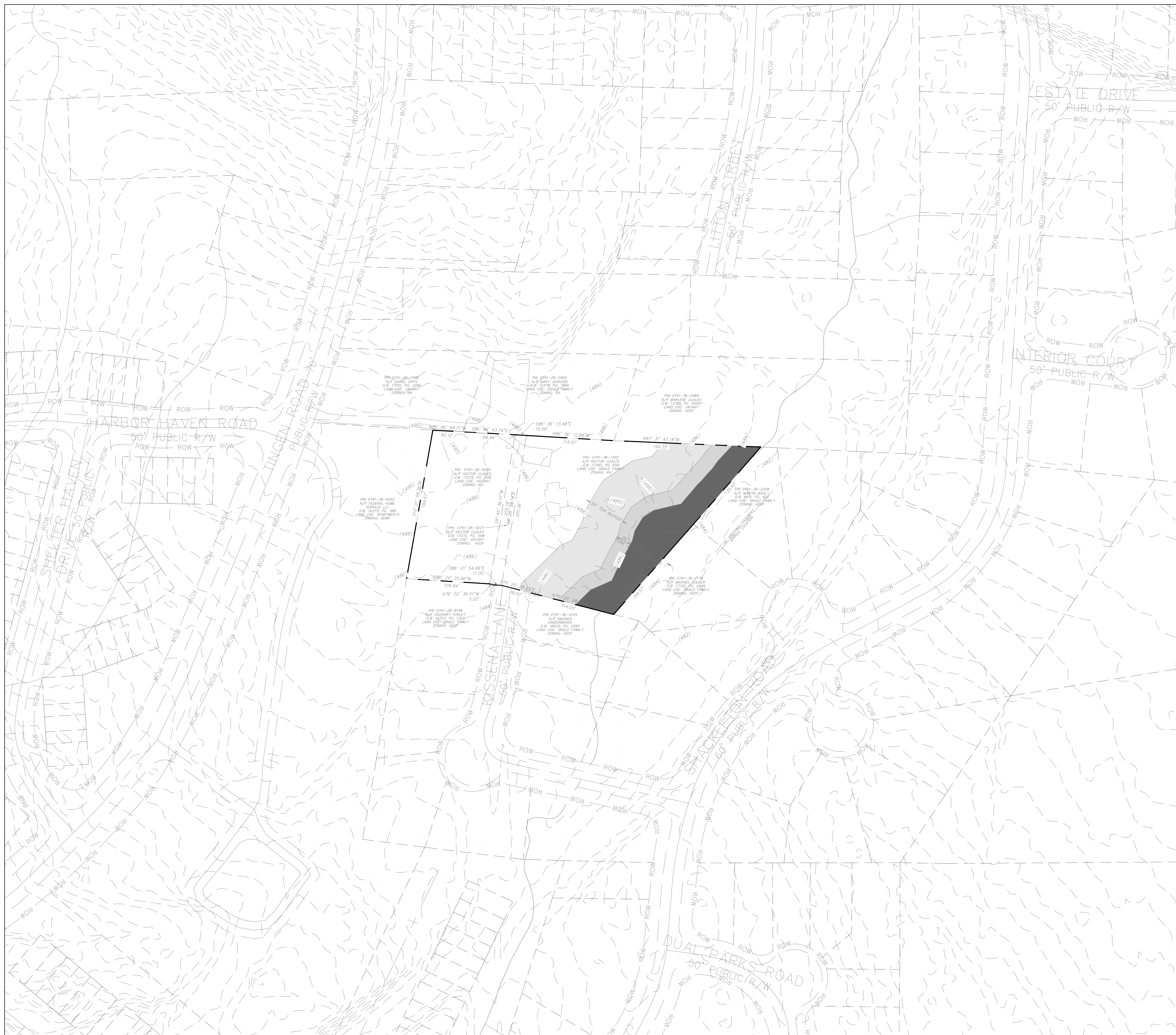


NO.	DATE	REVISION	BY
1	06/03/2019	DATE OF APEX COMMENTS	DR
2	06/03/2019	DATE OF APEX COMMENTS	DR

title:  
**COVER SHEET**

proj #:  
**180901**  
date:  
**June 3, 2019**  
dwg by: chkd by:  
**XXX JR**  
scale:  
**As Noted**

sheet:  
**C000**  
Planned Unit Development



- NOTES:**
1. THERE ARE NO CONTRIBUTING HISTORICAL STRUCTURES WITHIN THE PROJECT BOUNDARY.
  2. SUBJECT PROPERTIES KNOWN AS PARCEL IDENTIFICATION NUMBERS; AS SHOWN ON SHEET C000.
  3. ALL OFF-SITE EASEMENTS SHALL BE ACQUIRED BY THE DEVELOPER AND THESE OFF-SITE EASEMENTS SHALL BE RECORDED BY A DEED OF EASEMENT PRIOR TO UTILITY INFRASTRUCTURE CONSTRUCTION APPROVAL. THESE EASEMENTS SHALL BE DEDICATED TO THE TOWN OF APEX AND LABELED "TOWN OF APEX PUBLIC UTILITY EASEMENT".
  4. NO PERSON SHALL PLACE ANY PART OF A STRUCTURE, ANY PERMANENT EQUIPMENT, OR IMPONDMENT UPON TOWN OF APEX PUBLIC UTILITY EASEMENTS, PROHIBITED STRUCTURES INCLUDE, BUT ARE NOT LIMITED TO: BUILDINGS, HOUSES, AIR CONDITIONING UNITS, HEAT PUMP UNITS, DECKS, GARAGES, STORAGE/TOOL SHEDS, SWIMMING POOLS, WALLS, RETAINING WALL, MECHANISMS/APURTANCES AND FENCES. UPON PRIOR WRITTEN APPROVAL BY THE PUBLIC WORKS DEPARTMENT. FENCES MAY PERMITTED ACROSS EASEMENTS, PROVIDED THAT AN ACCESS GATE IS INSTALLED FOR THE FULL WIDTH OF THE EASEMENT.
  5. NO PERSON SHALL PLANT TREES, SHRUBS, OR OTHER PLANTS WITHIN A TOWN OF APEX PUBLIC UTILITY EASEMENT WITHOUT PRIOR WRITTEN APPROVAL FROM THE PUBLIC WORKS DEPARTMENT.
  6. ANY AND ALL STREET SIGNS SHALL ONLY BE PROVIDED AND INSTALLED BY THE TOWN OF APEX.
  7. FIRM PANEL 3720074100J EFFECTIVE 5-6-2006 DOES NOT SHOW THE PRESENCE OF FLOOD ZONES ON PROPERTIES.
  8. WATERSHED INFORMATION: SECONDARY WATERSHED PROTECTION OVERLAY DISTRICT, BIG BRANCH CREEK BASIN, CAPE FEAR RIVER BASIN.

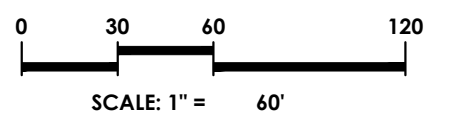
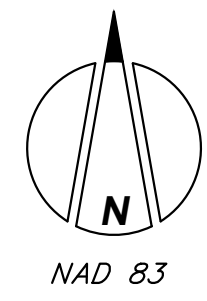
BOUNDARY INFORMATION OBTAINED FROM WAKE COUNTY GIS, DEED AND PLAT DESCRIPTIONS, APEX LIDAR, ADVANCED CIVIL DESIGN, AND OTHER AVAILABLE DATA SOURCES. FINAL BOUNDARY AND SURVEY DOCUMENTS WILL BE PROVIDED DURING THE MASTER SUBDIVISION PLAN DESIGN PHASE OF THE DEVELOPMENT.

**STREAM BUFFERS**

- 30' ZONE 1 BUFFER
- 20' ZONE 2 BUFFER
- 50' TOA BUFFER

--- PROJECT'S PERIMETER BOUNDARY

**ENVIRONMENTAL FEATURES NOTE:**  
 STREAM BUFFERS WERE OBTAINED FROM APEX WATERSHED PROTECTION OVERLAY DISTRICT MAP, USGS MAPPING, AND WAKE COUNTY SOILS SURVEY. A FINAL JURISDICTIONAL DETERMINATION (JD) MAP WILL BE PREPARED AND PROVIDED TO STAFF FOR APPROVAL CONCURRENCE.



**1** EXISTING CONDITIONS  
 SCALE: 1" = 60'



NC License #P-0673

project:  
**KISSENA LANE**  
**1105 TINGEN ROAD**  
**BUCKHORN**  
**APEX, NORTH CAROLINA 27502**



NO.	DATE	BY	REVISION
1	07/20/19		TOWN OF APEX COMMENTS
2	08/02/19		TOWN OF APEX COMMENTS

title:  
 EXISTING CONDITIONS

proj #:  
**180901**  
 date:  
**June 3, 2019**  
 dwg by: chkd by:  
 JE DW  
 scale:  
 As Noted

sheet:  
**C001**  
 Planned Unit Development



PIN 0741-26-7486  
N/F DANIEL EPPS  
D.B. 17051, PG. 1299  
LAND USE: VACANT  
ZONING: RA

PIN 0741-26-0405  
N/F MARY JOHNSON  
D.B. 12378, PG. 1889  
LAND USE: SINGLE FAMILY  
ZONING: RA

PIN 0741-36-2484  
N/F MARLENE CUALES  
D.B. 13789, PG. 00041  
LAND USE: VACANT  
ZONING: HDSF

PIN: 0741-26-8380  
N/F HECTOR CUALES  
D.B. 17272, PG. 548  
LAND USE: VACANT  
ZONING: RA

PIN: 0741-36-1302  
N/F HECTOR CUALES  
D.B. 17393, PG. 699  
LAND USE: SINGLE FAMILY  
ZONING: RA

PIN 0741-36-2258  
N/F MARTIN MAGLY/  
D.B. 8411, PG. 922  
LAND USE: SINGLE FAMILY  
ZONING: HDSF

PIN 0741-26-6052  
N/F FEDERAL HOME  
TERRACE LLC  
D.B. 16373, PG. 389  
LAND USE: APARTMENTS  
ZONING: HDMF

PIN: 0741-26-9237  
N/F HECTOR CUALES  
D.B. 17272, PG. 548  
LAND USE: VACANT  
ZONING: HDSF

PIN 0741-36-2179  
N/F MICHAEL GOLDER  
D.B. 17150, PG. 2409  
LAND USE: SINGLE FAMILY  
ZONING: HDSF

PIN 0741-26-8146  
N/F ZACHARY TURLEY  
D.B. 14707, PG. 1322  
LAND USE: SINGLE FAMILY  
ZONING: HDSF

PIN 0741-36-0124  
N/F AMANDA  
VANDERBROEK  
D.B. 16603, PG. 2289  
LAND USE: SINGLE FAMILY  
ZONING: HDSF

PRELIMINARY RESOURCE CONSERVATION AREA

PRELIMINARY DEVELOPMENT AREA

PRELIMINARY STREET CONNECTIONS

STREAM BUFFERS

30' ZONE 1 BUFFER

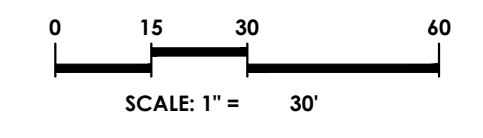
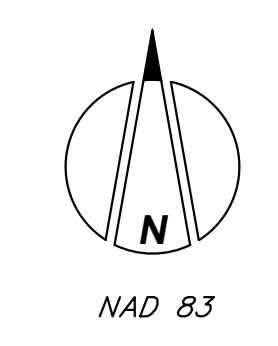
20' ZONE 2 BUFFER

50' TOA BUFFER

PROJECT'S PERIMETER BOUNDARY

PLAN SHEETS ARE INTENDED FOR ILLUSTRATIVE USE ONLY

ENVIRONMENTAL FEATURES NOTE:  
STREAM BUFFERS WERE OBTAINED FROM APEX WATERSHED PROTECTION OVERLAY DISTRICT MAP, USGS MAPPING AND WAKE COUNTY SOILS SURVEY. A FINAL JURISDICTIONAL DETERMINATION (JD) MAP WILL BE PREPARED AND PROVIDED TO STAFF FOR APPROVAL CONCURRENCE.



**1** CONCEPTUAL SITE PLAN  
C100 SCALE: 1"= 30'



NO.	DATE	BY	REVISION
1	6/3/2019	JJE	DATE OF APEX COMMENTS
2	6/6/2019	DW	DATE OF APEX COMMENTS

title:  
**CONCEPTUAL SITE PLAN**

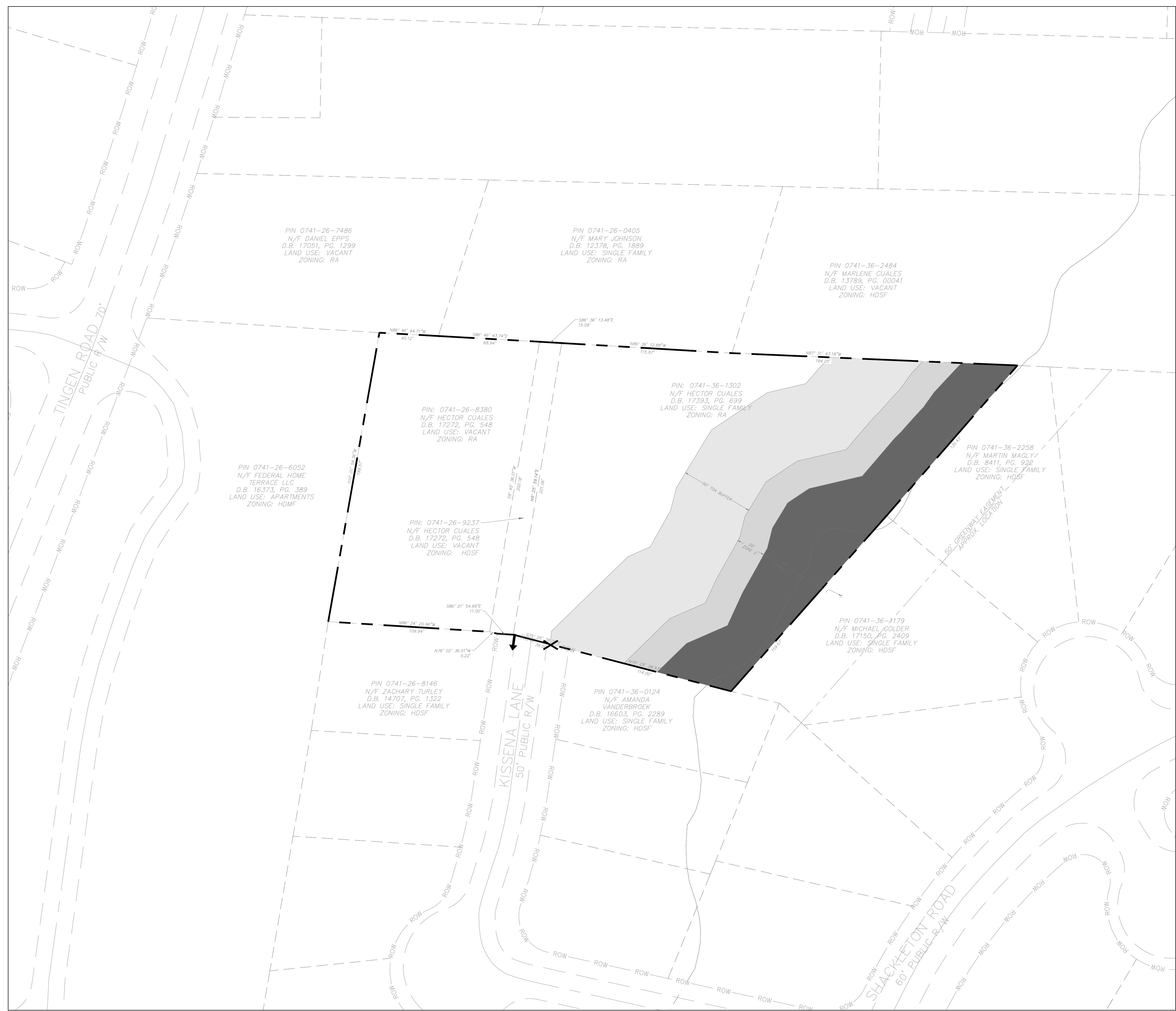
proj #:  
**180901**

date:  
**June 3, 2019**

dwg by: **JE** chkd by: **DW**

scale:  
**As Noted**

sheet:  
**C100**  
Planned Unit Development



- NOTES:
1. THE PROJECT IS REQUEST FULL TOWN OF APEX UTILITIES, INCLUDING WATER, SEWER AND ELECTRICAL SERVICES. THE FINAL LOCATION AND TIMING OF THE REFERENCED SERVICES SHALL BE COORDINATED WITH TOWN STAFF.
  2. THE PROJECT IS NOT PROPOSING PRIVATE SEWAGE DISPOSAL.
  3. THE LOCATION OF LOTS, STREETS, OPEN SPACE, RESOURCE CONSERVATION AREAS, STORMWATER CONTROLS, AND OTHER SITE IMPROVEMENTS ARE ILLUSTRATIVE ONLY AND WILL BE COORDINATED WITH STAFF DURING THE MASTER SUBDIVISION PLAN REVIEW PROCESS.
  4. THE PROJECT WILL COMPLY WITH TOWN OF APEX STANDARDS AND SPECIFICATIONS AS OUTLINED WITHIN THE DESIGN AND DEVELOPMENT MANUAL, THE REZONING PD TEXT, AND UNIFIED DEVELOPMENT ORDINANCE (UDO).

- ↑ PROPOSED WATER CONNECTION
- X PROPOSED SEWER CONNECTION

STREAM BUFFERS

- 30' ZONE 1 BUFFER
- 20' ZONE 2 BUFFER
- 50' TOA BUFFER

ENVIRONMENTAL FEATURES NOTE:  
 STREAM BUFFERS WERE OBTAINED FROM APEX WATERSHED PROTECTION OVERLAY DISTRICT MAP, USGS MAPPING, WAKE COUNTY SOILS SURVEY A FINAL JURISDICTIONAL DETERMINATION (JD) MAP WILL BE PREPARED AND PROVIDED TO STAFF FOR APPROVAL CONCURRENCE.

PROJECT PERIMETER BOUNDARY

**1** CONCEPTUAL UTILITY PLAN  
 C200 SCALE: 1"= 30'

NC License #P-0673

project:  
**KISSENA LANE**  
**1105 TINGEN ROAD**  
**BUCKHORN**  
**APEX, NORTH CAROLINA 27502**



NO.	DATE	BY	REVISION
1	07/20/19		TOWN OF APEX COMMENTS
2	08/02/19		TOWN OF APEX COMMENTS

title:  
**CONCEPTUAL UTILITY PLAN**

proj #:  
**180901**  
 date:  
**June 3, 2019**  
 dwg by: chkd by:  
 JE DW  
 scale:  
**As Noted**

sheet:  
**C200**  
 Planned Unit Development



# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: CONSENT AGENDA

Meeting Date: January 7, 2020

## Item Details

Presenter(s): Lauren Staudenmaier, Planner I

Department(s): Planning Department

### Requested Motion

Motion to approve Statement of the Town Council and Ordinance for Rezoning Case #19CZ20, Jones & Crossen Engineering, PLLC., petitioners for the property located at 2708 Blazing Trail Drive.

### Approval Recommended?

Planning Department recommends approval.

### Item Details

Rezoning Case #19CZ20 was approved at the December 17, 2019 Town Council Meeting.

### Attachments

- Statement of the Town Council
- Ordinance to Amend the Official Zoning District Map



**STATEMENT OF THE APEX TOWN COUNCIL PURSUANT TO G.S. 160A-383  
ADDRESSING ACTION ON ZONING PETITION #19CZ20**

Peter Cnossen, Jones & Cnossen Engineering, PLLC./Otha Mckoy Heirs, owner/applicant (the "Applicant"), submitted a completed application for a conditional zoning on the 1<sup>st</sup> day of October 2019 (the "Application"). The proposed conditional zoning is designated #19CZ20.

The Planning Director for the Town of Apex, Dianne Khin, caused proper notice to be given (by publication and posting) of a public hearing on #19CZ20 before the Planning Board held on the 9<sup>th</sup> day of December 2019.

Pursuant to G.S. §160A-384 and Sec. 2.2.11(E) of the Unified Development Ordinance, the Planning Director caused proper notice to be given (by publication and posting), of a public hearing on #19CZ20 before the Town Council on the 17<sup>th</sup> day of December 2019.

The Apex Planning Board held a public hearing on the 9<sup>th</sup> day of December 2019, gathered facts, received public comments and formulated a recommendation regarding the application for conditional zoning #19CZ20. A motion was made at the Apex Planning Board to recommend approval; the motion passed unanimously for the application for #19CZ20.

The Apex Town Council held a public hearing on the 17<sup>th</sup> day of December 2019. Lauren Staudenmaier, Planner I, presented the Planning Board's recommendation at the public hearing.

All persons who desired to present information relevant to the application for #19CZ20 and who were residents of Apex or its extraterritorial jurisdiction, or who owned property adjoining the property for which the conditional zoning is sought, were allowed to present evidence at the public hearing before the Apex Town Council. No one who wanted to speak was turned away.

The Town Council by a vote of 5 to 0 approved Application #19CZ20 rezoning the subject tract located at 2708 Blazing Trail Drive from Rural Residential (RR) to Medium Density Residential-Conditional Zoning (MD-CZ).

The Apex Town Council finds that the approval of the rezoning is consistent with the 2045 Land Use Plan and other adopted plans in that: the 2045 Land Use Map designates this area as Medium Density Residential. This designation on the 2045 Land Use Map includes the zoning district Medium Density Residential-Conditional Zoning (MD-CZ) and the Apex Town Council has further considered that the proposed rezoning to Medium Density Residential-Conditional Zoning (MD-CZ) will maintain the character and appearance of the area and provide the flexibility to accommodate the growth in population, economy, and infrastructure consistent with that contemplated by the 2045 Land Use Map.

**STATEMENT OF THE APEX TOWN COUNCIL ZONING PETITION #19CZ20**  
**PAGE 2**

The Apex Town Council finds that the approval of the rezoning is reasonable and in the public interest in that the proposed rezoning will continue the single-family development pattern from the north and provide a public pedestrian connection to Blazing Trail Drive from the adjacent properties to the north. The rezoning will encourage compatible development of the property and increase the tax base.

---

Jacques Gilbert  
Mayor

ATTEST:

---

Donna B. Hosch, MMC, NCCMC  
Town Clerk

---

Date

**ORDINANCE AMENDING THE OFFICIAL ZONING DISTRICT MAP OF THE TOWN OF APEX TO CHANGE THE ZONING OF APPROXIMATELY 2.00 ACRES LOCATED ON 2708 BLAZING TRAIL DRIVE FROM RURAL RESIDENTIAL (RR) TO MEDIUM DENSITY RESIDENTIAL-CONDITIONAL ZONING (MD-CZ)**

**#19CZ20**

**WHEREAS**, the application of Peter Cnossen, Jones & Cnossen Engineering, PLLC./Otha Mckoy Heirs petitioner, for the rezoning of lands hereinafter described was duly filed with the office of the Planning Director and thereafter public hearings were held hereon on the 9<sup>th</sup> day of December 2019 before the Planning Board and the 17<sup>th</sup> day of December 2019, before the Town Council, respectively, pursuant to due notice mailed and published pursuant to G.S. § 160A-384. Thereafter, the Planning Board submitted its final report to the Town Council recommending approval of said application for the rezoning of the lands hereinafter described, all in accordance with the requirements of the Town of Apex Unified Development Ordinance and the provisions of Chapter 160A, Article 19, of the North Carolina General Statutes; **NOW, THEREFORE,**

**BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF APEX**

**Section 1:** The lands that are the subject of the Ordinance are those certain lands described in Attachment “A” – Legal Description which is incorporated herein by reference, and said lands are hereafter referred to as the “Rezoned Lands.”

**Section 2:** The Town of Apex Unified Development Ordinance, including the Town of Apex North Carolina Official Zoning District Map which is a part of said Ordinance, is hereby amended by changing the zoning classification of the “Rezoned Lands” from Rural Residential (RR) to Medium Density Residential–Conditional Zoning (MD-CZ) District, subject to the conditions stated herein.

**Section 3:** The “Rezoned Lands” are subject to all of the following conditions which are imposed as part of this rezoning:

**Zoning Conditions:**

The Rezoned Lands may be used for, and only for, the uses listed immediately below. The permitted uses are subject to the limitations and regulations stated in the UDO and any additional limitations or regulations stated below. For convenience, some relevant sections of the UDO may be referenced; such references do not imply that other sections of the UDO do not apply.

**Permitted Uses and Limitations:**

1. Single-family
2. Utility, minor
3. Accessory apartment

**Conditions:**

1. Vinyl siding is not permitted; however, vinyl windows, decorative elements and trim are permitted.
2. All single-family homes shall have a crawl space or have a raised foundation which at a minimum rises at least 20 inches from average grade across the front of the house to the finished floor level at the front door.

## Ordinance Amending the Official Zoning District Map #19CZ20

### Page Two

3. Garage doors must have windows, decorative details or carriage-style adornments on them.
4. The garage cannot protrude more than 1 foot out from the front façade or front porch.
5. All roofs shall be pitched at 5:12 or greater for 75% of the building designs.
6. The width of the garage doors shall be no more than 60% of the total width of the house and garage together.
7. Eaves shall project at least 12 inches from the wall of the structure.
8. The visible side of a home on a corner lot facing the public street shall contain at least 3 decorative elements such as, but not limited to, the following elements:
  - Windows
  - Bay window
  - Recessed window
  - Decorative window
  - Trim around the windows
  - Wrap around porch or side porch
  - Two or more building materials
  - Decorative brick/stone
  - Decorative trim
  - Decorative shake
  - Decorative air vents on gable
  - Decorative gable
  - Decorative cornice
  - Column
  - Portico
  - Balcony
  - Dormer
9. A varied color palette shall be utilized on homes throughout the subdivision to include a minimum of three color families for siding and shall include varied trim, shutter and accent colors complementing the siding color.
10. House entrances for units with front-facing single-car garages shall have a prominent covered porch/stoop area leading to the front door.
11. The rear and side elevations of the units that can be seen from the right-of-way shall have trim around the windows.
12. Front porches shall be a minimum of 6 feet deep.
13. A minimum of one (1) residential dwelling in this development shall be constructed to include the installation of solar panels and a power system of at least 4 KW capacity. The lots of which these homes are located shall be identified on the Master Subdivision Plat, which may be amended from time to time. All other single-family detached homes shall be pre-configured with conduit for a solar energy system.
14. Home Owner Association covenants shall not restrict the construction of an accessory dwelling unit.
15. All single-family homes shall be built to meet or exceed the minimum standards for Energy Star certification.
16. A pedestrian connection consisting of 5' wide sidewalk within a 10' wide public access easement on Home Owners Association common area shall be provided from the stub of Lake Waccamaw Trail to the existing sidewalk within the Townes at Bella Casa Association, Inc. to the south. If an easement is not granted for this sidewalk connection by the Townes at Bella Casa Association, Inc., then the pedestrian connection consisting of 5' wide sidewalk within a 10' wide public access easement on Home Owners Association common area shall be provided from the stub of Lake Waccamaw Trail to Blazing Trail Drive.
17. The side yard setback for single-family lots shall be reduced from 6' minimum with a 16' aggregate to a 5' minimum with a 12' aggregate to accommodate the pedestrian connection from Lake Waccamaw Trail to Blazing Trail Drive.
18. Existing trees greater than 18" in diameter that are removed by site development shall be replaced by planting a 1.5" caliper native tree from the Town of Apex Design and Development Manual either on-site or at an alternative location approved by Town Planning Staff.

**Ordinance Amending the Official Zoning District Map #19CZ20**  
**Page Three**

**Section 4:** The Planning Director is hereby authorized and directed to cause the said Official Zoning District Map for the Town of Apex, North Carolina, to be physically revised and amended to reflect the zoning changes ordained by this Ordinance.

**Section 5:** The "Rezoned Lands" shall be perpetually bound to the conditions imposed including the uses authorized, unless subsequently changed or amended as provided for in the Unified Development Ordinance. Site plans for any development to be made pursuant to this amendment to the Official Zoning District Map shall be submitted for site plan approval as provided for in the Unified Development Ordinance.

**Section 6:** This ordinance shall be in full force and effect from and after its adoption.

Motion by Council Member \_\_\_\_\_

Seconded by Council Member \_\_\_\_\_

With \_\_\_\_ Council Member(s) voting "aye."

With \_\_\_\_ Council Member(s) voting "no."

This the \_\_\_\_ day of \_\_\_\_\_ 2020.

**TOWN OF APEX**

\_\_\_\_\_  
Mayor

**ATTEST:**

\_\_\_\_\_  
Town Clerk

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Town Attorney

Lying and being in Buckhorn Township, Wake County, North Carolina, and described as follows more fully to wit;

BEGINNING at a calculated point on the eastern right-of-way of Blazing Trail Drive and being the northwestern corner of The Townes At Bella Casa Association, Inc.; thence the following two (2) courses and distances with aforesaid eastern right-of-way, a curve in a counter-clockwise direction having a radius of 2,068.17 feet, a length of 34.45 feet and a chord of North 06°28'28" East, 34.45 feet to a calculated point, and North 06°00'00" East, 163.23 feet to a calculated point, being the southwestern corner of Lot 389 of Parkside At Bella Casa Phase 11; thence with the southern property lines of Lot 389, Lot 369, terminus of Lake Waccamaw Trail, and Lot 368 of Parkside At Bella Casa Phase 1, South 84°43'42" East, 427.08 feet to a calculated point, being the northwestern corner of Steven Thomas Hardesty; thence with the western property line of aforesaid Hardesty, South 06°00'00" West, 210.23 feet to a calculated point, being the northwestern corner of The Townes At Bella Casa Association, Inc.; thence with the northern property line of The Townes At Bella Casa Association, Inc., North 83°02'44" West, 427.39 feet to the point and place of BEGINNING and containing 2.00 acres more or less. The above described tract of land being all of Wake County PIN 0721.04-51-8983.

Item Type: CONSENT AGENDA

Meeting Date: January 7, 2020

## Item Details

Presenter(s): Lauren Staudenmaier, Planner I

Department(s): Planning Department

### Requested Motion

Motion to set Public Hearing for the January 21, 2020 Town Council Meeting regarding an amendment to the 2045 Land Use Map and Rezoning Application #19CZ24 Upchurch-Williams House. The applicant, Cara Powell, seeks to amend the 2045 Land Use Map from Medium/High Density Residential to Office Employment and to rezone approximately 5.50 acres for the property located at 7213 Roberts Road, from Rural Residential (RR) to Office and Institutional-Conditional Zoning (O&I-CZ).

### Approval Recommended?

The Planning Department recommends approval.

### Item Details

### Attachments

1. Vicinity Map
2. Application







Turling Way

Greenmoor

Lillard Ct

The Pines at Wake Crossing

540

NC 540 Hwy SB

NC 540 Hwy NB

Roberts Rd

Rezoning #19CZ24

Page Rd

Brook Pine Trl

0 150 300

Feet

**PETITION TO AMEND THE OFFICIAL ZONING MAP & 2045 LAND USE MAP**

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

Application #: 19CZ24 Submittal Date: 11-1-19  
2045 LUM Amendment: Yes Fee Paid: \$ 1600.00

**Project Information**

Project Name: The Upchurch-Williams House  
Address(es): 7213 Roberts Road Cary, NC 27519  
PIN(s): 0733337439  
Acreage: \_\_\_\_\_  
Current Zoning: Rural Residential Proposed Zoning: O&I-CZ  
Current 2045 LUM Designation: Medium Density/High  
Proposed 2045 LUM Designation: Office Employment  
See next page for LUM Amendment.

If any portion of the project is shown as mixed use (3 or more stripes on the 2045 Land Use Map) provide the following:

Area classified as mixed use:	Acreage:	_____
Area proposed as non-residential development:	Acreage:	_____
Percent of mixed use area proposed as non-residential:	Percent:	_____

**Applicant Information**

Name: Cara Powell  
Address: 1931 New Bern Avenue  
City: Raleigh State: NC Zip: 27610  
Phone: 919-389-5757 E-mail: cara@f8photostudios.com

**Owner Information**

Name: Capital Area Preservation, Inc.  
Address: 1101 Haynes Street Suite 001  
City: Raleigh State: NC Zip: 27604  
Phone: \_\_\_\_\_ E-mail: \_\_\_\_\_

**Agent Information**

Name: Cara and Brad Powell  
Address: 1931 New Bern Avenue  
City: Raleigh State: NC Zip: 27610  
Phone: 919-389-5757 E-mail: cara@f8photostudios.com  
Other contacts: Brad Powell 919-622-9401 fatherofthreegirls2017@gmail.com  
↓ csp 12/20/19

PETITION TO AMEND THE OFFICIAL ZONING MAP & 2045 LAND USE MAP

Application #: \_\_\_\_\_ Submittal Date: \_\_\_\_\_

2045 LAND USE MAP AMENDMENT (IF APPLICABLE)

The applicant does hereby respectfully request the Town Council amend the 2045 Land Use Map. In support of this request, the following facts are shown:

The area sought to be amended on the 2045 Land Use Map is located at:

\_\_\_\_\_

Current 2045 Land Use Classification: Medium High Density Residential

Proposed 2045 Land Use Classification: Office Employment

What condition(s) justifies the passage of the amendment to the 2045 Land Use Map? Discuss the existing use classifications of the subject area in addition to the adjacent land use classifications. Use additional pages as needed.

The existing neighborhood is changing because of the development going on around it. Changing these parcel from residential land use to office employment is consistent with the goals of the 2045 Land Use Map and the Town Council.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

## PETITION INFORMATION

Application #: \_\_\_\_\_

Submittal Date: \_\_\_\_\_

An application has been duly filed requesting that the property described in this application be rezoned from RR to O&I-CZ. It is understood and acknowledged that if the property is rezoned as requested, the property described in this request will be perpetually bound to the use(s) authorized and subject to such conditions as imposed, unless subsequently changed or amended as provided for in the Unified Development Ordinance. It is further understood and acknowledged that final plans for any specific development to be made pursuant to any such Conditional Zoning shall be submitted for site or subdivision plan approval. Use additional pages as needed.

## PROPOSED USES:

The Rezoned Lands may be used for, and only for, the uses listed immediately below. The permitted uses are subject to the limitations and regulations stated in the UDO and any additional limitations or regulations stated below. For convenience, some relevant sections of the UDO may be referenced; such references do not imply that other sections of the UDO do not apply.

1	Assembly hall, nonprofit	21
2	Church or place of worship p/s	22
3	Government service	23
4	Veterinary clinic or hospital	24
5	Vocational school	25
6	Botanical garden	26
7	Greenway	27
8	Park, active	28
9	Park, passive	29
10	Youth or day camps	30
11	Medical or dental clinic	31
12	Office, business, or professional	32
13	Barber or beauty shop	33
14	Floral shop	34
15	Real estate sales	35
16	Studio for art	36
17	Tailor shop	37
18	Pet services	38
19	Restaurant, general (%)	39
20	Personal service (%)	40

**PETITION INFORMATION**

Application #: \_\_\_\_\_ Submittal Date: \_\_\_\_\_

**PROPOSED CONDITIONS**

The applicant hereby requests that the Town Council of the Town of Apex, pursuant to the Unified Development Ordinance, approve the Conditional Zoning for the above listed use(s) subject to the following condition(s). Use additional pages as needed.

1. The sidewalk and parking for the historic landmark property shall be constructed with materials such as exposed aggregate concrete or similar material.
2. All renovations on historic buildings requiring site plan approval shall follow the Secretary of the Interior's guidelines for Rehabilitation of Historic Structures and applicable regulations in the UDO Section 6.3 Small Town Character Overlay District. If a historic building is designated as a Wake County Landmark, then a Certificate of Appropriateness from Wake County Historic Preservation Commission shall be required.
3. New development, construction or renovations to non-historic buildings shall comply with the applicable sections of the UDO and the following conditions:
  - a. EIFS or synthetic stucco shall not be used in the first first four (4) feet above grade. and shall be limited to only 25% of each building façade.
  - b. Predominate exterior building materials shall be high quality materials, including brick, wood, stacked stone, other native stone, and tinted/ textured concrete ~~Zoning -~~ masonry units.
  - c. Building exterior shall have more than one (1) material color.

*WCP 12/20/19*

**LEGISLATIVE CONSIDERATIONS - CONDITIONAL ZONING**

The applicant shall propose site-specific standards and conditions that take into account the following considerations, which are considerations that are relevant to the legislative determination of whether or not the proposed conditional zoning district rezoning request is in the public interest. These considerations do not exclude the legislative consideration of any other factor that is relevant to the public interest. Use additional pages as needed.

1) *Consistency with 2045 Land Use Map.* The proposed Conditional Zoning (CZ) District use's appropriateness for its proposed location and consistency with the purposes, goals, objectives, and policies of the 2045 Land Use Map.

This conditional rezoning request is provided concurrent with a request to amend the 2045 Land Use Map.

If the 2045 Land Use Map is amended, the allowable uses in this conditional rezoning request provide for uses that are consistent with neighborhood business services.

2) *Compatibility.* The proposed Conditional Zoning (CZ) District use's appropriateness for its proposed location and compatibility with the character of surrounding land uses.

The proposed uses and conditions for this rezoning will ensure that the district is compatible with I-540 & surrounding residential land uses.

PETITION INFORMATION

Application #: \_\_\_\_\_ Submittal Date: \_\_\_\_\_

3) Zoning district supplemental standards. The proposed Conditional Zoning (CZ) District use's compliance with Sec 4.4, Supplemental Standards, if applicable.

The proposed Conditional Zoning District will be in compliance with Section 4.4 Supplemental Standards.

4) Design minimizes adverse impact. The design of the proposed Conditional Zoning (CZ) District use's minimization of adverse effects, including visual impact of the proposed use on adjacent lands; and avoidance of significant adverse impacts on surrounding lands regarding trash, traffic, service delivery, parking and loading, odors, noise, glare, and vibration and not create a nuisance.

The design will match the surrounding residential areas and will have no significant adverse impacts on surrounding lands.

5) Design minimizes environmental impact. The proposed Conditional Zoning District use's minimization of environmental impacts and protection from significant deterioration of water and air resources, wildlife habitat, scenic resources, and other natural resources.

This project will adhere to all required buffering, will be dedicating Resource Conservation Area and will adhere to the Town of Apex stormwater requirements.

6) Impact on public facilities. The proposed Conditional Zoning (CZ) District use's avoidance of having adverse impacts on public facilities and services, including roads, potable water and wastewater facilities, parks, schools, police, fire and EMS facilities.

The proposed uses will not increase the demand on public facilities and services.

7) Health, safety, and welfare. The proposed Conditional Zoning (CZ) District use's effect on the health, safety, or welfare of the residents of the Town or its ETJ.

The proposed uses will not be detrimental to health, safety, or welfare of the residents of the town.

PETITION INFORMATION

Application #: \_\_\_\_\_ Submittal Date: \_\_\_\_\_

8) *Detrimental to adjacent properties.* Whether the proposed Conditional Zoning (CZ) District use is substantially detrimental to adjacent properties.

The proposed uses will not be detrimental to adjacent properties. Any proposed development shall meet all standards of buffers and landscaping associated with a non-residential parcel being developed adjacent to a residential parcel.

9) *Not constitute nuisance or hazard.* Whether the proposed Conditional Zoning (CZ) District use constitutes a nuisance or hazard due to traffic impact or noise, or because of the number of persons who will be using the Conditional Zoning (CZ) District use.

The proposed uses will not constitute as a nuisance or hazard to adjacent properties.

10) *Other relevant standards of this Ordinance.* Whether the proposed Conditional Zoning (CZ) District use complies with all standards imposed on it by all other applicable provisions of this Ordinance for use, layout, and general development characteristics.

We have limited the uses allowed and will be restoring the historic house to the Secretary of Interior standards that will help ensure this is a quality project capable of meeting all of the standards in the UDO.

CERTIFIED LIST OF NEIGHBORING PROPERTY OWNERS

Application #: \_\_\_\_\_

Submittal Date: \_\_\_\_\_

Provide a certified list of property owners subject to this application and all property owners within 300' of the subject property and HOA Contacts.

	Owner's Name	PIN
1.	Gayle and Gerald Woods	0733430868
2.	Dorothy Thorpe	0733531762
3.	Evelyn P. Moss	0733434406
4.	Pulte Home Company, Inc.	0733342131
5.	Pulte Home Company, Inc.	0733239284
6.	NC Department of Transportation	0733334229
7.	Capital Area Preservation, Inc.	0733337439
8.	Don T. Poitras	0733430044
9.	Patricia and James Myer	0733440120
10.	Meghaan and Ryan Hampton	0733431684
11.	Melanie and Brian Ensman	0733336006
12.		
13.		
14.		
15.		

I, Cara Powell, certify that this is an accurate listing of all property owners and property owners within 300' of the subject property.

Date: 10/31/19

By: Cara Powell

COUNTY OF WAKE STATE OF NORTH CAROLINA

Sworn and subscribed before me, Alberta T. Byrd, a Notary Public for the above State and County, on this the 31<sup>st</sup> day of October, 2019.

Alberta T. Byrd  
 Notary Public  
Alberta T. Byrd  
 Print Name



My Commission Expires: 3/28/2024



AGENT AUTHORIZATION FORM

Application #: \_\_\_\_\_ Submittal Date: \_\_\_\_\_

Capital Area Preservation is the owner\* of the property for which the attached application is being submitted:

- Land Use Amendment
- Rezoning: For Conditional Zoning and Planned Development rezoning applications, this authorization includes express consent to zoning conditions that are agreed to by the Agent which will apply if the application is approved.
- Site Plan
- Subdivision
- Variance
- Other: \_\_\_\_\_

The property address is: 7213 Roberts Road Cary, NC 27519

The agent for this project is: Cara Powell

I am the owner of the property and will be acting as my own agent

Agent Name: Cara Powell

Address: 1931 New Bern Avenue Raleigh, NC 27610

Telephone Number: 919-389-5757

E-Mail Address: cara@f8photostudios.com

Signature(s) of Owner(s)\*

CAPITAL AREA PRESERVATION BY  
Gary G. Roth PRESIDENT & CEO 10-30-19  
 Type or print name Date

\_\_\_\_\_  
 Type or print name Date

Attach additional sheets if there are additional owners.

\*Owner of record as shown on the latest equalized assessment rolls of Wake County. An option to purchase does not constitute ownership. If ownership has been recently transferred, a copy of the deed must accompany this authorization.

Pursuant to Article 40 of Chapter 66 of the North Carolina General Statutes (the Uniform Electronic Transactions Act) this application and all documents related hereto containing an electronic or digitized signature are legally binding in the same manner as are hard copy documents executed by hand signature. The parties hereby consent to use electronic or digitized signatures in accordance with the Town's Electronic Signature Policy and intend to be bound by the application and any related documents. If electronic signatures are used the application shall be delivered in an electronic record capable of retention by the recipient at the time of receipt.

**AFFIDAVIT OF OWNERSHIP**

Application #: \_\_\_\_\_

Submittal Date: \_\_\_\_\_

The undersigned, Cara Powell (the "Affiant") first being duly sworn, hereby swears or affirms as follows:

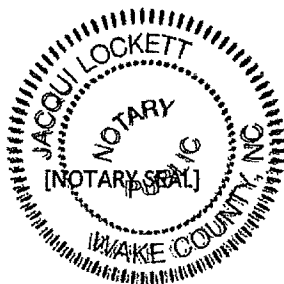
1. Affiant is over eighteen (18) years of age and authorized to make this Affidavit. The Affiant is the sole owner, or is the authorized agent of all owners, of the property located at 7213 Roberts Road and legally described in Exhibit "A" attached hereto and incorporated herein (the "Property").
2. This Affidavit of Ownership is made for the purpose of filing an application for development approval with the Town of Apex.
3. If Affiant is the owner of the Property, Affiant acquired ownership by deed, dated \_\_\_\_\_, and recorded in the Wake County Register of Deeds Office on \_\_\_\_\_, in Book \_\_\_\_\_ Page \_\_\_\_\_.
4. If Affiant is the authorized agent of the owner(s) of the Property, Affiant possesses documentation indicating the agency relationship granting the Affiant the authority to apply for development approval on behalf of the owner(s).
5. If Affiant is the owner of the Property, from the time Affiant was deeded the Property on \_\_\_\_\_, Affiant has claimed sole ownership of the Property. Affiant or Affiant's predecessors in interest have been in sole and undisturbed possession and use of the property during the period of ownership. Since taking possession of the Property on \_\_\_\_\_, no one has questioned Affiant's ownership or right to possession nor demanded any rents or profits. To Affiant's knowledge, no claim or action has been brought against Affiant (if Affiant is the owner), or against owner(s) (if Affiant is acting as an authorized agent for owner(s)), which questions title or right to possession of the property, nor is any claim or action pending against Affiant or owner(s) in court regarding possession of the Property.

This the 31 day of October, 2019.

Cara Powell (seal)  
Cara Powell  
 Type or print name

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

I, the undersigned, a Notary Public in and for the County of WAKE, hereby certify that Cara Powell, Affiant, personally known to me or known to me by said Affiant's presentation of said Affiant's \_\_\_\_\_, personally appeared before me this day and acknowledged the due and voluntary execution of the foregoing Affidavit.



Jacquie Lockett  
 Notary Public  
 State of North Carolina  
 My Commission Expires: May 23, 2024

Application #: \_\_\_\_\_

Submittal Date: \_\_\_\_\_

**Insert legal description below.**

Being all of the 5.57 acre shown on a plat which is recorded in Book of Maps 2015, Page 1405, Wake County Registry.

# NOTICE OF NEIGHBORHOOD MEETING

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

10/09/19

Date

Dear Neighbor:

You are invited to a neighborhood meeting to review and discuss the development proposal at  
 7213 Roberts Road Cary, North Carolina 27519      0733337439

Address(es)

PIN(s)

in accordance with the Town of Apex Neighborhood Meeting procedures. This meeting is intended to be a way for the applicant to discuss the project and review the proposed plans with adjacent neighbors and neighborhood organizations before the submittal of an application to the Town. This provides neighbors an opportunity to raise questions and discuss any concerns about the impacts of the project before it is officially submitted. Once an application has been submitted to the Town, it may be tracked using the [Interactive Development Map](#) or the [Apex Development Report](#) located on the Town of Apex website at [www.apexnc.org](http://www.apexnc.org).

A Neighborhood Meeting is required because this project includes (check all that apply):

Application Type		Approving Authority
<input checked="" type="checkbox"/>	Rezoning (including Planned Unit Development)	Town Council
<input type="checkbox"/>	Major Site Plan	Town Council (QJPH*)
<input type="checkbox"/>	Special Use Permit	Town Council (QJPH*)
<input type="checkbox"/>	Residential Master Subdivision Plan (excludes exempt subdivisions)	Technical Review Committee (staff)

\*Quasi-Judicial Public Hearing: The Town Council cannot discuss the project prior to the public hearing.

The following is a description of the proposal (also see attached map(s) and/or plan sheet(s)):  
 The proposal is to discuss the restoration of the Upchurch-Williams House as a wedding venue. We look forward to meeting everyone!

Estimated submittal date: 11/01/19

### MEETING INFORMATION:

Property Owner(s) name(s): Capital Area Preservation

Applicant(s): Cara Grace Powell

Contact information (email/phone): info@f8photostudios.com

Meeting Address: Halle Cultural Center 237 N Salem Street

Date of meeting\*\*: 10/22/19

Time of meeting\*\*: 8pm

### MEETING AGENDA TIMES:

Welcome: 8:10      Project Presentation: 8:15      Question & Answer: 8:30

\*\*Meetings shall occur between 5:00 p.m.-9:00 p.m. on a Monday through Thursday (excluding Town recognized holidays). If you have questions about the general process for this application, please contact the Planning Department at 919-249-3426. You may also find information about the Apex Planning Department and on-going planning efforts at <http://www.apexnc.org/180/Planning>.

# PROJECT CONTACT INFORMATION

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

## Development Contacts:

Project Name: Upchurch-Williams House Zoning: Rural residential  
 Location: 7213 Roberts Road Cary, North Carolina 27519  
 Property PIN(s): 0733337439 Acreage/Square Feet: 5.5acres/3600sqft

Property Owner: Capital Area Preservation, Inc.  
 Address: 1101 Haynes St Suite 001  
 City: Raleigh State: NC Zip: 27604  
 Phone: (919) 833-6404 Email: jbradham@cappresinc.org

Developer: Cara and Brad Powell  
 Address: 1931 New Bern Avenue  
 City: Raleigh State: NC Zip: 27610  
 Phone: 919-389-5757 Fax: \_\_\_\_\_ Email: info@f8photostudios.com

Engineer: \_\_\_\_\_  
 Address: \_\_\_\_\_  
 City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
 Phone: \_\_\_\_\_ Fax: \_\_\_\_\_ Email: \_\_\_\_\_

Builder (if known): \_\_\_\_\_  
 Address: \_\_\_\_\_  
 City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
 Phone: \_\_\_\_\_ Fax: \_\_\_\_\_ Email: \_\_\_\_\_

**Please note that Town staff will not have complete information about a proposed development until the application is submitted for review. If you have a question about Town development standards and how they relate to the proposed development, please contact the appropriate staff person listed below.**

## Town of Apex Department Contacts

Planning Department Main Number (Provide development name or location to be routed to correct planner)	(919) 249-3426
Parks, Recreation & Cultural Resources Department Angela Reincke, Parks Planner	(919) 249-7468
Public Works - Transportation Russell Dalton, Senior Transportation Engineer	(919) 249-3358
Water Resources Department Mike Deaton, Stormwater & Utility Engineering Manager	(919) 249-3413
Stan Fortier, Senior Engineer (Sedimentation & Erosion Control)	(919) 249-1166
Electric Utilities Division Rodney Smith, Electric Technical Services Manager	(919) 249-3342

# SUMMARY OF DISCUSSION FROM THE NEIGHBORHOOD MEETING

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

Property Owner(s) name(s): Capital Area Preservation, Inc

Applicant(s): Cara and Brad Powell

Contact information (email/phone): cara@f8photostudios.com 919-389-5757

Meeting Address: Halle Cultural Arts Center 237 N Salem St, Apex, NC 27502

Date of meeting: 10/22/19 Time of meeting: 8:00pm

Please summarize the questions/comments and your response from the Neighborhood Meeting in the spaces below (attach additional sheets, if necessary). Please state if/how the project has been modified in response to any concerns. The response should not be "Noted" or "No Response". There has to be documentation of what consideration the neighbor's concern was given and justification for why no change was deemed warranted.

Question/Concern #1:

see next page for list of questions and responses

Applicant's Response:

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Question/Concern #2:

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Applicant's Response:

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Question/Concern #3:

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Applicant's Response:

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Question/Concern #4:

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Applicant's Response:

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## Neighborhood Meeting Questions and Responses:

1. Where is the living room now located in the house?

Response: Jeremy(CAP) explained how the original 1905 floor plan was reinstated and that the living room was once again in the front of the home.

2. Are you going to put back on the garage?

Response: Cara responded that with the restoration of the house, the facade would be fully restored as it was built in 1905 and that the garage would not be added back.

3. Do you plan on using the space for other events besides weddings?

Response: Cara responded that she would assume that the space might be used for other events like showers, birthday parties and charity events.

4. How will security be handled on the property?

Response: Cara responded that the venue would never be unmanned without an employee at an event. She noted that in her 16 years in the event industry that she had never witnessed a security issue but that it would be a main priority to keep in mind.

5. How much do you plan to put into the property?

Response: Cara responded that based on the quotes from contractors that we have gotten that it would be a minimum of 400k.

6. Do you plan on hooking into utilities?

Response: Cara responded that it will depend on the expense to put in well and septic versus hooking up to city water and sewer. She explained that as it stood now, putting in a well and septic was a considerably cheaper option.

7. What about runoff? What are your plans for that to control that?

Response: Cara explained that she had a conversation with an engineer that is familiar with the project and plan to set up a meeting to talk about potential issues such as this and that it will be addressed.

8. What would the maximum venue capacity be?

Response: Cara responded max capacity would be 200 people but that most events would range from 40-125 people.

9. Do we plan to put in a commercial kitchen and will there be other vendors?

Response: Cara replied that there would be a commercial kitchen placed at the back of the house at the part where the house "L"s out. And that other vendors would be on site but they would all be pre-approved vendors.

10. Is the house historically marked or being "studied"

Response: Jeremy(CAP) responded that yes it was currently in a study to protect the house as a historic preservation easement.

11. A concern was expressed that what if the house burns down? Will a 7-11 for example be allowed to come in?

Response: A conversation from the neighbors ensued where others chimed in and said that they would assume that Cara and Brad would rebuild from insurance money since it was their business and investment. Cara concurred and Gary(CAP) added that currently having the Upchurch-Williams House there is what is stopping other commercial businesses that are less satisfactory from popping up in its place.

12. What would the parking lot material be?

Response: Cara responded that it would need to be a permeable material so either gravel with markers or aggregate concrete.

13. What about lighting? Parking lot lights?

Response: Cara responded that it would be tastefully done. She explained that it would be lit aesthetically beautiful like any house would. Regarding the parking lot lights, she said that she would need to look into it further but did not have specifics as of yet. She said that she foresaw low lighting on a path.

14. If it gets rezoned, when would we start?

Response: Cara responded that we didn't have an exact timeline with regards to renovation, but she shared the process with everyone with regards to when the application is due and when the public hearing would take place. She stated that they would be invited to attend the hearing on January 22, 2020.



15. What is the name of the business going to be?

Response: Cara responded that she was not sure yet but had been tossing around ideas.

16. How long after the purchase does Capital Area Preservation have a hand in it?

Response: Gary(CAP) responded that it would be for perpetuity.

17. Where would parking happen during construction because people mistake my driveway for a road.

Response: Cara responded that she was hiring a considerate and responsible contractor and she would make it a priority to communicate this issue with the crew. Suggestions were made from the group for maybe a no parking sign.

18. Where do we plan for the getting ready bridal suite to go?

Response: Cara responded that currently she envisions the bridal suite to be located upstairs on one of the front rooms and the groom's room would be upstairs in the back.

# NEIGHBORHOOD MEETING SIGN-IN SHEET

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

Meeting Address: \_\_\_\_\_

Date of meeting: \_\_\_\_\_ Time of meeting: \_\_\_\_\_

Property Owner(s) name(s): \_\_\_\_\_

Applicant(s): \_\_\_\_\_

Please print your name below, state your address and/or affiliation with a neighborhood group, and provide your phone number and email address. Providing your name below does not represent support or opposition to the project; it is for documentation purposes only.

	NAME/ORGANIZATION	ADDRESS	PHONE #	EMAIL	SEND PLANS & UPDATES
1.	Gary Roth / CAP Inc	Raleigh, NC	[REDACTED]	[REDACTED]	[REDACTED]
2.	Jeremy Bradham	Raleigh, NC			
3.	Gerald Woods	Apex Cary NC			
4.	Patsy Myer	7224 Roberts Cary			
5.	Evelyn Moss	7120 Roberts Rd Cary			
6.	Nancy A Thorpe	7124 Roberts Rd Cary			
7.	TONY THORPE	7001 PAGE RD CARY			
8.	DON POITRAS	7125 ROBERTS RD			
9.					
10.					
11.					
12.					
13.					
14.					

Use additional sheets, if necessary.

# AFFIDAVIT OF CONDUCTING A NEIGHBORHOOD MEETING, SIGN-IN SHEET AND ISSUES/RESPONSES SUBMITTAL

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

I, Cara Powell, do hereby declare as follows:  
Print Name

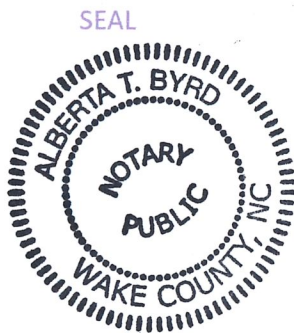
1. I have conducted a Neighborhood Meeting for the proposed Rezoning, Major Site Plan, Master Subdivision Plan, or Special Use Permit in accordance with UDO Sec. 2.2.7 *Neighborhood Meeting*.
2. The meeting invitations were mailed to the Apex Planning Department, all property owners within 300 feet of the subject property and any neighborhood association that represents citizens in the area via first class mail a minimum of 10 days in advance of the Neighborhood Meeting.
3. The meeting was conducted at Halle Cultural Arts Center <sup>237 N. Salem St. Apex, NC 27502</sup> (location/address) on 10/22/2019 (date) from 8:00pm (start time) to 9:20pm (end time).
4. I have included the mailing list, meeting invitation, sign-in sheet, issue/response summary, and zoning map/reduced plans with the application.
5. I have prepared these materials in good faith and to the best of my ability.

10/29/2019  
Date

By: Cara Powell

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Alberta T. Byrd, a Notary Public for the above State and County, on this the 29<sup>th</sup> day of October, 2019.



Alberta T. Byrd  
Notary Public  
Alberta T. Byrd  
Print Name

My Commission Expires: 3/28/2024

# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: CONSENT AGENDA

Meeting Date: January 7, 2020

## Item Details

Presenter(s): Marty Stone, Assistant Town Manager

Department(s): Administration

### Requested Motion

Motion to approve and authorize the Town Manager to execute the same for an Assumption of Agreement between the Town of Apex and North Carolina Department of Transportation.

### Approval Recommended

Administration recommends approval

### Item Details

This Assumption of Agreement with North Carolina Department of Transportation is for post construction maintenance and use of an 8-inch ductile iron pipe and 16-inch steel casing crossing the American Tobacco Trail for public sanitary sewer to serve the subdivision known as Point at Lake Castleberry. On October 9, 2017, JS Development Company (developer) and North Carolina Department of Transportation entered into a License Agreement for Property Encroachment on the Rail Corridor right-of-way known as the American Tobacco Trail for construction of the utilities. Construction of the public sanitary sewer has been installed and approved by the town. This agreement will allow the town to maintain the utilities within the NCDOT right of way.

### Attachments

- Assumption of Agreement between North Carolina Department of Transportation and Town of Apex
- Exhibit A – Executed copy of License Agreement for Property Encroachment between North Carolina Department of Transportation and JS Development Company



ASSUMPTION OF AGREEMENT County of Wake RR Milepost DD.19.85

This Assumption of Agreement (" Agreement"), made and entered into this \_\_\_\_\_ day of July 2018, by and between the North Carolina Department of Transportation, an agency of the State of North Carolina ("Licensor") and Town of Apex, hereinafter referred to as Licensee, WITNESSETH:

WHEREAS, by an original Encroachment Agreement dated October 9, 2017 between the Licensor and JS Development Company, the Licensor allowed for construction, maintenance and use of a 8-inch(8") ductile iron pipe (DIP) carrier in 16 inch (16") steel casing pipe and

WHEREAS, Licensee desires to assume the Encroachment Agreement from JS Development, and

WHEREAS, Licensee has requested and Licensor has granted approval to allow the Lessee to assume the aforementioned Encroachment Agreement, and

WHEREAS, the Parties desire to amend the Encroachment Agreement as herein set forth;

Now therefore, in consideration of the Licensor's approval to allow Licensee to assume the Encroachment across Licensor's property, it is mutually agreed that effective July \_\_\_\_\_, 2018, The Town of Apex is the Licensee of record for said Agreement.

In Witness Whereof, the parties hereto have executed this Assumption of Agreement in duplicate the day and year first above written.

Town of Apex

**Attest:**  
\_\_\_\_\_

**By:** \_\_\_\_\_

**TITLE** \_\_\_\_\_

**Department of Transportation**

**By:** \_\_\_\_\_  
**Julie White**  
**Deputy Secretary of Multi Modal Transportation**

**Attest**  
\_\_\_\_\_

**(SEAL)**

**Processing Agent and  
Custodian of the Seal of the Department of  
Transportation**

NORTH CAROLINA  
WAKE COUNTY

DATE: October 9, 2017

NORTH CAROLINA DEPARTMENT  
OF TRANSPORTATION

AND

JS Development Company

LICENSE AGREEMENT FOR  
PROPERTY ENCROACHMENT -  
WAKE COUNTY  
D&SC RAIL DORRIDOR, MP DD.19.85

**THIS LICENSE AGREEMENT** is made and entered into on the last date executed below, by and between the North Carolina Department of Transportation, an agency of the State of North Carolina, hereinafter referred to as the "Department and/or Licensor," and JS Development Company, hereinafter referred to as "Company and/or Licensee," and individually hereinafter referred to as "Party," and collectively, as "Parties."

WITNESSETH:

THAT WHEREAS, the Licensor is the owner of the Rail Corridor right-of-way as described on Exhibit A ("Premises") as attached hereto and incorporated by reference; and,

THAT WHEREAS, the Licensee desires to encroach and has encroached on the right-of-way of the Rail Corridor as described on Exhibits A1 and A 2 ("Premises") attached hereto and incorporated by reference, located in Wake County, North Carolina with the construction, maintenance, and use of a 8-inch (8") ductile iron pipe (DIP) carrier in 16 inch (16") steel casing pipe; and,

THAT WHEREAS, Licensor is willing to grant Licensee the privilege of making such encroachment upon the Premises subject to and in accordance with this Agreement (such privilege, the "License");

NOW, THEREFORE, IT IS AGREED that Licensor hereby grants to Licensee the privilege to make this encroachment as shown on the attached plan sheet(s), specifications, and special provisions which are incorporated by reference upon the following conditions:

**SCOPE OF WORK:**

The sewer pipe line construction will cross under the American Tobacco Trail (ATT) approximately 1800 feet south of Green Level –West Road near milepost 19.85 in Wake County. Associated drawing and pipe specification form are attached to agreement as Exhibits A and B. Sewer pipe line is to be installed by "Bore & Jack" method eight (8) feet below American Tobacco Trail surface. Specifications for pipe construction shall meet engineering standards outlined in Section 5.3 of American Railway Engineering and Maintenance-of-way Association (AREMA) Manual for Railway Engineering. Construction of pipe line shall not compromise American Tobacco Trail (ATT) surface and shall not interfere with pedestrian use of ATT.

1. In consideration of Licensor's granting of this privilege to encroach upon Licensor's Premises, Licensee agrees to pay Licensor a one-time lump sum payment of \$3000.00. Payment is due when Licensee signs this License Agreement.
2. The License is granted solely and exclusively for the improvement, maintenance, and use of the encroachment as expressly set forth herein. This grant shall not be construed to convey or otherwise vest in the Licensee any other greater interest.
3. It is agreed between Licensor and Licensee that this license is personal to Licensee and shall not inure to the successors or assigns of Licensee. The parties understand and agree that any right or claim of Licensor created by this License Agreement shall inure to the benefit of, and be enforceable by, any successor or assignee of Licensor.
4. Licensor makes no warranties or representations regarding the condition of the Premises, and this Agreement shall not be construed to make or imply any warranty. Licensee accepts the use of the Premises "AS IS" and expressly waives any and all claims against Licensor relating to or arising from the condition of the Premises and the property surrounding the Premises, including, without limitation, any claims and costs related to environmental contamination (such as, without limitation, those claims which might arise under CERCLA, RCRA, and the North Carolina Oil Pollution and Hazardous Substances Act).
5. The installation, operation, and maintenance of the encroachment by Licensee (including Licensee's employees, contractors, and agents) will comply with the North Carolina Department of Transportation's latest RAIL CORRIDOR PRESERVATION POLICY, POLICIES AND PROCEDURES FOR ACCOMMODATING UTILITIES ON HIGHWAY RIGHTS-OF-WAY and THE AMERICAN RAILWAY ENGINEERING AND MAINTENANCE OF WAY ASSOCIATION MANUAL, and such revisions and amendments thereto as may be in effect at the date of this Agreement, all of which are hereby incorporated as terms and conditions of this Agreement, and compliance with which may not be waived except by written agreement of all parties. Information as to these policies and procedures may be obtained from the North Carolina Department of Transportation.
6. The Licensee agrees to provide during construction and any subsequent maintenance proper signs, signal lights, flagmen, and other warning devices for the protection of traffic in conformance with the latest Manual on Uniform Traffic Control Devices for Streets and Highways and amendments or supplements thereto.
7. The Licensee shall improve and/or maintain the encroachment at Licensee's own cost and expense. The Licensor shall be exempt from any costs, charges, or assessments of any kind or character on account of or incident to the License, the location and improvement of the encroachment within the limits of the right-of-way, or on account of any action or omission by the Licensee in connection therewith.
8. The Licensee agrees to install and/or maintain the encroachment in such safe and proper condition that the exercise of the License and the encroachment shall (i) will not interfere with or endanger existing or future uses by the Licensor of said right-of-way for railroad, trail, or other transportation purposes, (ii) will neither obstruct nor interfere with the proper operation and maintenance of said right-of-way or any tracks, structures, or appurtenances located thereon. The Licensee will reimburse the Licensor for any costs incurred by Licensor including, but not limited to costs for repairs or maintenance to the Licensor's corridor, roadways, and structures resulting from the installation and existence of Licensee's encroachment, or Licensee's exercise of the License granted

pursuant to this Agreement. Licensee shall take such measures as are required by applicable laws, rules, and regulations to identify improvements and encroachment facilities, including but not limited to those that are located beneath the surface of the ground.

9. The Licensee agrees to install and maintain in good order the encroachment in such a manner as not to interfere with the proper drainage of the roadbed/trackbed and right-of-way. The Licensee will not allow or permit the diversion of any additional drainage into existing drainage facilities or upon the right-of-way, and, moreover, the Licensee will arrange its drainage system so as to prevent the ponding of water upon the right-of-way.
10. In the event Licensee deems it necessary for Licensor to remove, adjust and relocate any structures or property of third persons or corporations, including, but not limited to, wire lines and poles or other supports, now located and constructed upon or near Licensor's right-of-way, the Licensee shall obtain the consent of Licensor prior to initiating any such removal, adjustment or relocation, and will remove, adjust and/or relocate or arrange for the removal, adjustment and/or relocation of same without cost or expense to the Licensor, and in all respects in accordance with the requirements of the Licensor. Any utility changes must conform to specifications promulgated by the American Railroad Engineering and Maintenance of Way Association (AREMA) and the North Carolina Department of Transportation.
11. The Licensee agrees to protect, indemnify, and save Licensor wholly harmless from and against the consequences of any damages or loss of life, personal injury, or property which may be caused by or result from the improvement, maintenance or use of the encroachment, or the failure or neglect of the Licensee to maintain proper drainage in connection with the encroachment, or the failure of Licensee to comply with applicable laws, rules or regulations, or the terms of this Agreement. This provision shall survive the termination, lapse, or expiration of this Agreement or the abandonment of the encroachment by Licensee.
12. The Licensee agrees to restore all areas disturbed during installation or maintenance of the encroachment to the Licensor's reasonable satisfaction. The Licensee agrees to exercise every reasonable precaution during construction or maintenance to prevent eroding of soil; silting or pollution of rivers, streams, lakes, reservoirs, other water impoundments, ground surfaces, or other property; or pollution of the air. When any installation or maintenance operation disturbs the ground surface and existing ground cover, Licensee agrees to remove and replace the sod or otherwise reestablish the grass cover to the reasonable satisfaction of the Licensor.
13. Licensee shall comply with applicable laws, rules and regulations of North Carolina, including but not limited to the rules and regulations of the North Carolina Department of Environmental Quality, and ordinances and regulations of various counties, municipalities, and other agencies relating to pollution prevention and control. Licensee agrees to comply with all federal, state and local environmental laws, rules, and regulations. None of the terms of this paragraph, or of this Agreement elsewhere shall be construed as a waiver of any environmental regulations. If hazardous or any other unauthorized material is discovered, and it is determined that such material is present as a result of action by Licensee, Licensee shall be solely responsible and hold the Department harmless for all costs associated with the removal of the material and any damages caused by the existence of said material. This provision shall survive the termination, lapse, or expiration of this Agreement or the abandonment of the encroachment by Licensee.



14. It is agreed by all parties that this Agreement shall become void if actual construction of the work contemplated herein is not begun within one (1) year from the date of authorization by the Licensor, unless written waiver is secured from the Licensor.

**NOTICES**

All notices, requests, or other communications permitted or required to be given by one Party to the other and all questions about the contract from one Party to the other shall be addressed and delivered to the other Party's Contract Administrator. The name, post office address, street address, telephone number, fax number, and email address of the Parties' respective initial Contract Administrators are set out below. Either Party may change the name, post office address, street address, telephone number, fax number, or email address of its Contract Administrator by giving timely written notice to the other Party.

For the Department/Licensor:

If Delivered by US Postal Service:	If Delivered by Any Other Means:
Allan Paul Operations & Facilities Branch NCDOT Rail Division 1553 Mail Service Center Raleigh, NC 27699-1553  Telephone: 919-707-4712 Fax: 919-715-6580 Email: <a href="mailto:wshhead@ncdot.gov">wshhead@ncdot.gov</a>	Allan Paul Operations & Facilities Branch NCDOT Rail Division 1553 Mail Service Center Raleigh, NC 27699-1553

For the Corporation/Licensee:

If Delivered by US Postal Service:	If Delivered by Any Other Means:
<u>Mr. Mick Michael</u> <u>JS Development Company</u> <u>441 Six Forks Road, Suite 106-117</u> <u>Raleigh, NC 27587</u>  Telephone: 919-414-4780 Fax: N/A Email: <a href="mailto:mick@envisionhomesnc.com">mick@envisionhomesnc.com</a>	<u>Mr. Mick Michael</u> <u>JS Development Company</u> <u>441 Six Forks Road, Suite 106-117</u> <u>Raleigh, NC 27587</u>  Telephone: 919-414-4780 Fax: N/A Email: <a href="mailto:mick@envisionhomesnc.com">mick@envisionhomesnc.com</a>

15. In the case of noncompliance with any of the terms of this Agreement by Licensee, Licensor will give Licensee written notice of such noncompliance. If Licensee fails to comply with the reasonable satisfaction of the Licensor within sixty (60) days after receiving such written notice, unless written waiver is secured from the Licensor, the Licensor reserves the right to discontinue the use of the encroachment until it has been brought into compliance. Alternatively, at no cost to the Licensor, Licensor may remove the encroachment from the right-of-way and require the Licensee to reimburse the Licensor for all expenses for said removal. .

16. The Licensee agrees to give written notice to the Licensor within thirty (30) days of completion of all work contained herein.
17. The Licensee shall make all necessary changes to the reasonable satisfaction of the Licensor, at Licensee's own cost and expense, within sixty (60) days after written notice from the Licensor, to address the safety concerns of the Licensor or to accommodate the Licensor's use of the right-of-way for railroad, trail, or other transportation purposes, unless written waiver is secured from the Licensor. Such changes include, but are not limited to, the construction of a grade-separated facility for railroad, trail, or other transportation purposes; the installation, maintenance, and upgrading of any safety devices, signs, or other facilities necessary for the Licensor's use of the corridor; and any changes of location, height, depth, or design of the encroachment, or consolidation of at-grade crossings.
18. In the event the Licensor requires the removal of the encroachment from the right-of-way, then the Licensor shall have the right to demand such removal, and the Licensee, at its own cost and expense, within sixty (60) days after written notice from the Licensor, unless written waiver is secured from Licensor, shall discontinue the use of the same, remove the encroachment from the right-of-way, and restore the same to the condition existing prior to the location of the encroachment upon the right-of-way.
19. In the case of a utility encroachment, Licensee agrees to periodically monitor and verify the depth or height of the utility in relation to the tracks and facilities present on the Premises, and to relocate the utility at Licensee's own cost and expense should such relocation or change be necessary to comply with the minimum clearance requirements as set forth in this Agreement or as required by any public authority.
20. If the operation, existence, or maintenance of the encroachment causes interference, physical, magnetic, or otherwise, with train control systems or facilities, or interference in any manner with the operation, maintenance, or use of the right-of-way, tracks, structures, pole lines, devices, other property, or any appurtenances thereto for railroad, trail, or other purposes, Licensee shall, within sixty (60) days of written notice from the Licensor, at Licensee's own cost and expense, promptly make such changes in its encroachment as may be required in the reasonable judgment of the Licensor to eliminate all such interference, unless written waiver is secured from the Licensor.
21. If the Licensee undertakes to revise, renew, relocate, or change in any manner whatsoever all or any part of the encroachment plans, such plans shall be submitted to the Licensor for approval before any such change is made. After approval, the terms and conditions of this Agreement shall apply thereto.
22. This Agreement shall at all times be governed by the provisions of the law of North Carolina.
23. This Agreement shall not be construed to create any relationship of agency or employment between the parties hereto.
24. By signing this Agreement, Licensee certifies that, as of the date of this Agreement, Licensee is not listed on the Final Divestment List created by the State Treasurer pursuant to N.C.G.S. 147-86.58, and that Licensee is authorized to make this certification.

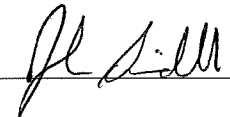
25. N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By signing this Agreement, Licensee attests that Licensee is not aware that any gift in violation of N.C.G.S. § 133-32 and Executive Order 24 has been offered, accepted, or promised by Licensee (including Licensee's employees, agents, and representatives).
  
26. E-Verify is the federal program operated by the United States Department of Homeland Security and other Federal agencies, or any successor or equivalent program, used to verify the work authorization of newly hired employees pursuant to federal law. The Parties warrant that they and any subcontractor performing work under this Agreement: (i) uses E-Verify if required to do so by North Carolina law; and (ii) otherwise complies with the requirements of Article 2 of Chapter 64 of the North Carolina General Statutes. A breach of this warranty by any Party will be considered a breach of this Agreement, which entitles the other Parties to terminate this Agreement, without penalty, upon notice to the breaching Party.


IN WITNESS WHEREOF, this License Agreement has been executed, in triplicate originals, the last day and year set out below, on the part of the Department and PSNC Energy by authority duly given.

N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this Agreement, you attest, for your entire organization and its employees or agents, that you are not aware that any gift in violation of N.C.G.S. § 133-32 and Executive Order 24 has been offered, accepted, or promised by any employees of your organization.

WITNESS

JS DEVELOPMENT COMPANY

BY:   
NAME: Josh Swindell  
TITLE: Member  
DATE: 12.4.17

BY:   
NAME: Larry L. Michael  
TITLE: Member  
DATE: 12.4.17

FEDERAL TAX IDENTIFICATION NUMBER

47-2537376

JS DEVELOPMENT COMPANY.

MAILING ADDRESS

JS Development Company  
441 Six Forks Road, Suite 106-117  
Raleigh, NC 27587  
ATTN: Mick Michael

IN WITNESS WHEREOF, this License Agreement has been executed, in duplicate originals, the last day and year set out below, on the part of the Department and PSNC Energy by authority duly given.

N.C.G.S. § 133-32 and Executive Order 24 prohibit the offer to, or acceptance by, any State Employee of any gift from anyone with a contract with the State, or from any person seeking to do business with the State. By execution of any response in this Agreement, you attest, for your entire organization and its employees or agents, that you are not aware that any gift in violation of N.C.G.S. § 133-32 and Executive Order 24 has been offered, accepted, or promised by any employees of your organization.

ATTEST

NORTH CAROLINA DEPARTMENT OF  
TRANSPORTATION

BY:

Tereca W Batts

BY:

Julie White

NAME:

Tereca Batts

NAME:

Julie White

TITLE:

Processing Agent

TITLE:

Deputy Secretary Of Multi-Modal  
Transportation

DATE:

12-7-17

DATE:

12-7-17

SEAL

MAILING ADDRESS

North Carolina Department of Transportation  
Rail Division, Design and Construction Branch  
1556 MSC  
Raleigh, North Carolina 27699-1556  
ATTN: Andy Miller  
[samiller@ncdot.gov](mailto:samiller@ncdot.gov)



# EXHIBIT B

## PIPE SPECIFICATION FORM

### NORTH CAROLINA DEPARTMENT OF TRANSPORTATION RAIL DIVISION

Operations & Facilities Branch

1553 Mail Service Center Raleigh, NC 27699

Note: Rail Corridor & Property Manager to complete form and submit to applicant for approval/signature

<u>PIPE SPECIFICATIONS</u>	<u>CARRIER PIPE</u>	<u>CASING PIPE</u>
Material	<u>DIP</u>	<u>Steel</u>
Material Specifications and Grade	<u>Class 50</u>	<u>Grade B</u>
Min. Yield Strength of Material PSI	<u>42,000</u>	<u>35,000</u>
Mill Test Pressure PSI	<u>350</u>	<u>N/A</u>
Inside Diameter	<u>8"</u>	<u>15.5"</u>
Wall Thickness	<u>0.27"</u>	<u>0.25"</u>
Outside Diameter	<u>9.05"</u>	<u>16"</u>
Type of Seam	<u>N/A</u>	<u>Seamless</u>
Laying Lengths	<u>18'</u>	<u>18'</u>
Type of Joints	<u>Gasketed</u>	<u>Welded</u>
Total Length within RR R/W	<u>102'</u>	
VENTS: Number <u>0</u> Size _____ Hgt. Above ground _____		
SEALS: Both ends _____ One end <u>Grout &amp; Block</u>		
BURY: Base of rail to top of casing _____ ft. _____ in.		
BURY: (Not beneath tracks) _____ ft. _____ in.		
BURY: (Roadway ditches) _____ ft. _____ in.		
CATHODIC PROTECTION: (X) Yes ( ) No		
PROTECTIVE COATING: (X) Yes ( ) No Kind <u>1 shop</u>		
<u>coat of epoxy primer and 2 field coats of black coal tar epoxy.</u>		
Type, Size and Spacing of Insulators or Supports <u>Metal fabricated spiders with poly feet -- Advance Products &amp; Systems, Inc., Pipeline Seal and Insulator Ltd. Or BWM Company. Spacing shall be 8' O.C. and within 3' of pipe joint</u>		

Method of Installation Bore & Jack

If application is approved, applicant agrees to reimburse the Rail Division for any cost incurred by the Rail Division incident to installation, maintenance, and/or supervision necessitated by this pipe line installation, and further agrees to assume all liability for accidents or injuries which arise as a result of this installation.

9.19.17

Date

Mick Michael - Member

Signature and Title of Officer Signing Application

Mick Michael

# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: CONSENT AGENDA

Meeting Date: JANUARY 7, 2019

## Item Details

Presenter(s): Vance Holloman, Finance Officer and Laurie Hohe, Town Attorney

Department(s): Legal and Finance

### Requested Motion

Motion to approve Budget Ordinance Amendment No. 9 which appropriates \$80,000 in the Water and Sewer Fund to pay legal fees in connection with Rubin vs. Town of Apex.

### Approval Recommended?

Yes

### Item Details

The source of funds will be a transfer from the Water Sewer Capital Reserve Fund.

### Attachments

- Budget Ordinance Amendment No. 9







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Town of Apex  
**FY 2018-2019 BUDGET ORDINANCE AMENDMENT NUMBER 9**

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BE IT ORDAINED, by the Council of the Town of Apex that the following Budget Amendment for the Fiscal Year 2019-2020 Budget Ordinance be adopted:

**WATER SEWER FUND**

**Section 1. Revenues**

Transfer from Water Sewer Reserve Fund	\$80,000
<b>Total</b>	<b>\$80,000</b>

**Section 2. Expenditures**

Professional Services-Legal	\$80,000
<b>Total</b>	<b>\$80,000</b>

**WATER SEWER RESERVE FUND**

**Section 3. Revenues**

Appropriated Fund Balance	\$80,000
<b>Total</b>	<b>\$80,000</b>

**Section 4. Expenditures**

Transfer to Water Sewer Fund	\$80,000
<b>Total</b>	<b>\$80,000</b>

Adopted this the 7th day of January, 2020.

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Jacques Gilbert, Mayor

Attest:

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Donna B. Hosch, MMC, NCCMC, Town Clerk



# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: CONSENT AGENDA

Meeting Date: January 7, 2020

## Item Details

Presenter(s): Marty Stone, Assistant Town Manager

Department(s): Administration

### Requested Motion

Motion to approve and authorize the Town Manager to execute the same for an Encroachment Agreement between the Town and property owner, Matthew Glen Pittman, regarding Wake County, NC, PIN#0723-15-1627 , Lot 125, Lake Castleberry Phase 3, Book of Maps 2018, Page 02346, 205 Glenvale Street, Apex, NC, 27523.

### Approval Recommended

Administration recommends approval

Approve Encroachment Agreement between the Town and Matthew Glen Pittman, (Grantee) for property described as a residential lot known as Wake County, NC, PIN#0723-15-1627 , Lot 125, Lake Castleberry Phase 3, Book of Maps 2018, Page 02346, 205 Glenvale Street, Apex, NC, 27523. Grantee wishes to install a concrete driveway which will serve the residential lot of which 63 square feet will encroach upon a portion of the Public Utility Easement.

### Attachments

- Encroachment Agreement
- Exhibit A



After Recording Mail To: Development Services  
Town of Apex  
PO Box 250  
Apex, NC 27502

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

**ENCROACHMENT AGREEMENT**

THIS ENCROACHMENT AGREEMENT, being made this \_\_\_\_ day of \_\_\_\_\_, 2019, by and between Matthew Glen Pittman hereinafter referred to as "Grantee," and the Town of Apex, hereinafter referred to as the "Town."

WHEREAS, the Grantee is the owner of a certain residential lot of land in the County of Wake, State of North Carolina, PIN #0723-15-1627 which is more particularly described as **Lot 125** of the subdivision known as **Lake Castleberry Phase 3** as shown on that certain plat recorded in **Book of Maps 2018, Page 02346**, Wake County Registry (hereinafter the "**Subdivision Plat**"). The residential lot is also known as **205 Glenvale Street, Apex, NC 27523**. The residential lot described in this paragraph is hereinafter referred to as the "**Residential Lot.**"

WHEREAS, the Town is the owner of a 30 foot wide public utility easement as shown on the Subdivision Plat hereinafter referred to as the "**Public Utility Easement.**"

WHEREAS, Grantee wishes to install certain improvements, more particularly described as **concrete driveway** to serve the Residential Lot of which **63 square feet** will encroach upon a portion of the **Public Utility Easement**, hereinafter referred to as the "**Encroachment**" as shown on the attached Exhibit A. Grantee desires to make certain agreements and covenants regarding the Encroachment.

WHEREAS, the Town, under the terms and conditions herein set forth, is willing to allow the above-described Encroachment upon the **Public Utility Easement**.

NOW, THEREFORE, in consideration of these promises and other consideration, the receipt and sufficiency of which is hereby acknowledged, Grantee and the Town hereby covenant and agree:

1. Subject to the terms herein, the Town agrees to allow Grantee, and Grantee's successors and assigns at Grantee's sole risk and expense, to encroach into the **Public Utility Easement** of the Town as shown in the attached **Exhibit A**, and incorporated by reference as though fully set forth herein.

2. The Encroachment shall not be enlarged or increased beyond the Encroachment shown in **Exhibit A** and described in this Encroachment Agreement. Grantee is responsible for any and all expenditures of labor or materials required for the installation, erection, repair, removal, or maintenance of the above-referenced Encroachment.

3. Grantee is to be fully responsible for any and all property damage or injury or death of any person which results from any and all negligence, omission, defect in design, maintenance, or workmanship created by the Encroachment described herein, or any cause of action arising out of the installation, maintenance, removal, destruction, or location of said Encroachment.

4. Grantee agrees to and does hereby hold the Town, its officers, council members and employees harmless from any and all liability arising out of such negligence, omission, defect or other cause of action; that it will defend the Town, its officers, council members and employees, and pay all attorney fees in any and all actions brought as a result of such; and that it will indemnify the Town, its officers, council members, and employees against any and all loss sustained by reason of such negligence, omission, defect, or other cause of action, claim, cost, or expense arising out of the installation, maintenance, removal, or location of said Encroachment.

5. Sections 3 and 4 shall survive the termination of this Encroachment Agreement for any reason.

6. All notices required herein shall be deemed given by depositing such in the United States mail, first class, and addressed to:

To Town: Town Manager  
Town of Apex  
PO Box 250  
Apex, NC 27502

To Grantee: Matthew Glen Pittman  
205 Glenvale Street  
Apex, NC 27523

7. In the event there is a dispute between the parties concerning the interpretation of the terms of this Encroachment Agreement or their respective rights and obligations hereunder, such dispute or controversy shall be adjudged pursuant to the laws of the State of North Carolina.

8. Grantee agrees to abide by all applicable laws, regulations, statutes and ordinances.

9. This Encroachment Agreement shall not divest the Town of any rights or interest in said **Public Utility Easement** and the Town may terminate this Encroachment Agreement by giving Grantee ninety (90) days written notice of termination. Prior to the termination date, Grantee shall remove, at its own expense, all or part of the Encroachment as specified by the Town.

10. If the Town deems, within its sole discretion, that there is not time to give Grantee notice as provided in Paragraph 9 and that removal of the Encroachment is necessary in order to operate, protect, maintain, modify, replace, add-to or improve its facilities located within the **Public Utility Easement**, then no notice shall be required and the Town may remove the Encroachment from the **Public Utility Easement** without cost, risk or liability to the Town.

11. Grantee agrees to pay and reimburse the Town the entire expense and cost of removal of the Encroachment in the event that the Town removes the Encroachment as provided in the Paragraph 10 or if Grantee fails to remove the Encroachment within the time limit after receiving notice under Paragraph 9.

12. Grantee, during the life of this Encroachment Agreement, agrees to procure or cause to be procured from a responsible insurance carrier or carriers authorized under the laws of the State of North Carolina, insurance in the minimum amounts of \$300,000/\$500,000/\$300,000 covering full liability for any and all personal injury, property damage or wrongful death caused by the construction, maintenance, location, repair or visual obstruction of said Encroachment. Grantee shall furnish the Town, without demand, each July a certification from the insurance carrier or carriers with whom the insurance herein mentioned is carried, stating that such compensation is covered by such carrier or carriers and showing such insurance to be in full force and effect. Both Grantee and the Town shall be named as insured parties by endorsement of the policy. In the event of any change in the insurance policy, Grantee shall give the Town thirty (30) days notice of such change. Should Grantee fail to pay premiums upon said insurance or to perform any of the Encroachment Agreement, terms or conditions herein contained, the Town, at its option, by written notice may declare this Encroachment Agreement canceled and terminated and all rights acquired hereunder by Grantee shall thereupon terminate.

13. Notwithstanding Section 14 below, Grantee shall be released from its obligation under this Encroachment Agreement only upon the assumption of said obligations either by a successor in title to real property known as **Lot 125 Lake Castleberry (205 Glenvale Street, Apex, NC 27523)**, or by assumption of said obligations by an incorporated property or condominium owners association for Lake Castleberry. The Town's consent to such assumption and release shall be required but shall not be withheld, conditioned or delayed if, as reasonably determined by the Town, the party assuming Grantee's obligations possesses adequate financial resources and ownership interest, and Grantee's delegate and proposed assignee assume and agree to fulfill, in writing, all of Grantee's duties set forth in this Encroachment Agreement.

14. The right to encroach is appurtenant to and runs with the land hereinabove referred to and shall forever be subject to the conditions above agreed on between the parties. This Encroachment Agreement is binding upon the heirs, assigns, transferees, and successors in interest of the Grantee and shall, upon execution, be recorded in the Office of the Register of Deeds of Wake County, North Carolina.

In testimony whereof, said Grantee and said Town have here unto set their hands and seals, the day and year first above written.

**PROPERTY OWNER**

By: Matthew Glen Pittman  
Matthew Glen Pittman

STATE OF NORTH CAROLINA

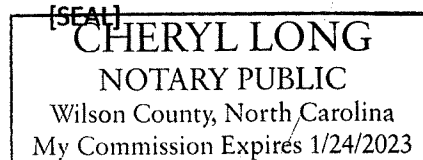
COUNTY OF Wilson [county in which acknowledgement taken]

I, do hereby certify that **Matthew Glen Pittman**, personally came before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official stamp or seal, this the 21<sup>st</sup> day of November, 2019.

Cheryl Long  
[Signature of Notary Public]

My Commission Expires: 1/24/2023





**TOWN OF APEX**

\_\_\_\_\_  
Andrew L. Havens  
Town Manager

(Corporate Seal)

ATTEST:

\_\_\_\_\_  
Donna B. Hosch, MMC, NCCMC  
Town Clerk

**STATE OF NORTH CAROLINA  
COUNTY OF WAKE**

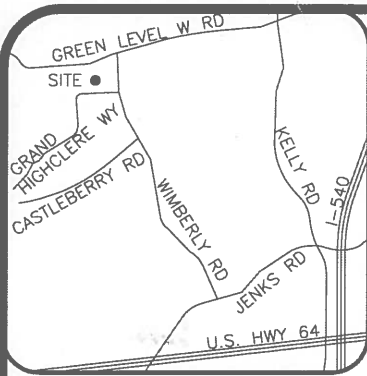
I, \_\_\_\_\_, a Notary Public of \_\_\_\_\_ County, North Carolina, certify that Donna B. Hosch personally came before me this day and acknowledged that she is Town Clerk of the Town of Apex, a North Carolina Municipal Corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its Town Manager, sealed with its corporate seal and attested by her as its Town Clerk.

Witness my hand and official stamp or seal, this \_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
*[Signature of Notary Public]*

*(Seal)*

My Commission Expires: \_\_\_\_\_



- LEGEND**
- AC=AIR CONDITIONING UNIT
  - BOC=BACK OF CURB
  - CATV=CABLE TV
  - CB=CATCH BASIN
  - DW=CONC DRIVEWAY
  - EB=ELECTRIC BOX
  - EM=ELECTRIC METER
  - EOP=EDGE OF PAVEMENT
  - EP=ELECTRIC PEDESTAL
  - FH=FIREF HYDRANT
  - ICV=IRRIGATION CONTROL VALVE
  - N/F=NOW OR FORMERLY
  - LP=LIGHT POLE
  - MTR=METER
  - PO=PORCH
  - RCP=REINFORCED CONC PIPE
  - R/W=RIGHT OF WAY
  - SCO=CLEANOUT
  - SW=SIDEWALK
  - PP=POWER POLE
  - TP=TELEPHONE PEDESTAL
  - TOA=TOWN OF APEX
  - WM=WATER METER
  - EIP=EXISTING IRON PIPE
  - IRON PIPE SET
  - EIR=EXISTING IRON ROD



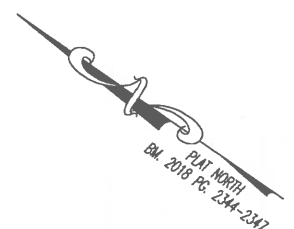
THIS SURVEY IS OF AN EXISTING PARCEL OR PARCELS OF LAND AND DOES NOT CREATE A NEW STREET OR CHANGE AN EXISTING STREET.

*Shawn T. Rumberger* 11-7-19  
 SHAWN T. RUMBERGER, RLS L-4909 DATE

THIS MAP IS ONLY INTENDED FOR THE PARTIES AND PURPOSES SHOWN. THIS MAP IS NOT FOR RECORDATION. NO TITLE REPORT PROVIDED.

**NOTES:**

- 1) DRIVEWAY IMPERVIOUS CALCULATION SHOWN HEREON CALCULATED TO THE FRONT PROPERTY LINE/RIGHT-OF-WAY.
- 2) LOT SHOWN HEREON IS SUBJECT TO ANY AND ALL EASEMENTS, RIGHT-OF-WAYS AND RESTRICTIONS OF RECORD.



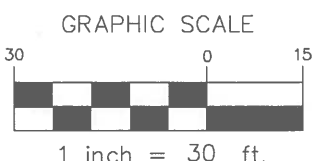
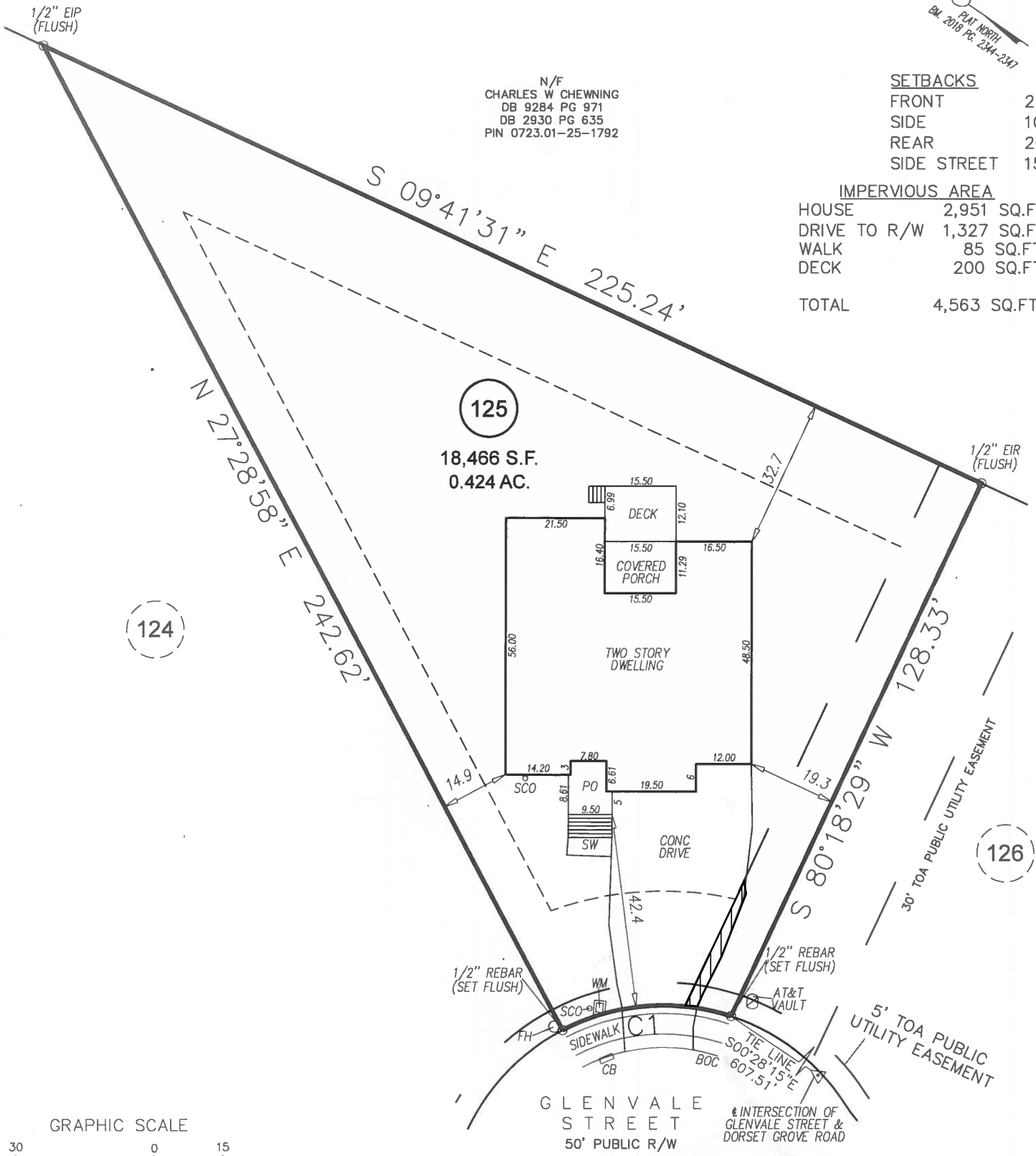
N/F  
 CHARLES W CHEWNING  
 DB 9284 PG 971  
 DB 2930 PG 635  
 PIN 0723.01-25-1792

**SETBACKS**

FRONT	25'
SIDE	10'
REAR	20'
SIDE STREET	15'

**IMPERVIOUS AREA**

HOUSE	2,951 SQ.FT.
DRIVE TO R/W	1,327 SQ.FT.
WALK	85 SQ.FT.
DECK	200 SQ.FT.
<b>TOTAL</b>	<b>4,563 SQ.FT.</b>



**CURVE TABLE**

CURVE	BEARING	CHORD	RADIUS	ARC
C1	N 39°28'45" W	36.79'	47.00'	37.80'

**FINAL SURVEY**

**ECLS**

PROJECT: 19-002 LAKE CASTLEBERRY  
 DRAWN BY: AMW/LLL/JER  
 SCALE: 1"=30'  
 DATE: 11-06-19

FOR  
 LENNAR  
 205 GLENVALE STREET  
 LOT 125 LAKE CASTLEBERRY SUBDIVISION; PHASE 3  
 WHITE OAK TWP., WAKE CO., NC  
 B.M. 2018, PG. 2344-2347

**ECLS**  
 GLOBAL, INC.  
 U.S. VETERAN-OWNED  
 19 N MCKINLEY ST  
 COATS, NC 27521  
 910.897.3257 ECLSGLOBALINC.COM  
 910.897.2329 (FAX) CO#C-4175

# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: CONSENT AGENDA

Meeting Date: January 7, 2020

## Item Details

Presenter(s): Marty Stone, Assistant Town Manager

Department(s): Administration

### Requested Motion

Motion to approve and authorize the Town Manager to execute the same for an Encroachment Agreement between the Town and property owner, MREC DT Beaver Creek, LLC, regarding Wake County, NC, PIN#0732-45-3603, Lot 6 Hempstead at Beaver Creek Phase 3 as shown and recorded in Book of Maps 2018, Page 00539, 1900 Creekside Landing Drive, Apex, NC 27502.

### Approval Recommended

Administration recommends approval

### Item Details

Approve Encroachment Agreement between the Town and MREC DT Beaver Creek, LLC, (Grantee) for property described as a residential lot known as Wake County, NC PIN#0732-45-3603, Lot 6, Hempstead at Beaver Creek Phase 3, Book of Maps 2018, Page 00539, 1900 Creekside Landing Drive, Apex, NC 27502. Grantee wishes to install a private retaining wall access and maintenance easement of which 164.3 square feet will encroach upon a portion of the Public Drainage Easement.

### Attachments

- Encroachment Agreement
- Exhibit A



After Recording Mail To: Development Services  
Town of Apex  
PO Box 250  
Apex, NC 27502

**STATE OF NORTH CAROLINA  
COUNTY OF WAKE**

**ENCROACHMENT  
AGREEMENT**

THIS ENCROACHMENT AGREEMENT, being made this \_\_\_\_\_ day of \_\_\_\_\_  
2019, by and between **MREC DT Beaver Creek, LLC** hereinafter referred to as "Grantee," and the Town  
of Apex, hereinafter referred to as the "Town."

WHEREAS, the Grantee is the owner of **.06 acres** of residential land in the County of Wake, State  
of North Carolina, which is described as **PIN #0732-45-3603** and more particularly described as "**LO6  
Hempstead at Beaver Creek PH3**" as shown and recorded in **Book of Maps 2018, Page 00539, Wake  
County Registry**. The residential lot is also known as **1900 Creekside Landing Drive, Apex, NC, 27502**.  
The lot described in this paragraph is hereinafter referred to as the **Residential Lot**".

WHEREAS, the Town is the owner of a **20' Public Drainage Easement** as shown on **Book of Maps  
2018, Page 0539, Wake County Registry**, hereinafter referred to as the "**Public Drainage Easement**".

WHEREAS, Grantee wishes to install certain improvements, more particularly described as a **5'  
private retaining wall access and maintenance easement** of which **164.3 square feet** will encroach  
upon a portion of the **Public Drainage Easement**, hereinafter referred to as the "**Encroachment**".  
Grantee desires to make certain agreements and covenants regarding the **Encroachment**.

WHEREAS, the Town, under the terms and conditions herein set forth, is willing to allow the above-described **Encroachment** upon the **Public Drainage Easement**.

NOW, THEREFORE, in consideration of these promises and other consideration, the receipt and sufficiency of which is hereby acknowledged, Grantee and the Town hereby covenant and agree:

1. Subject to the terms herein, the Town agrees to allow Grantee, and Grantee's successors and assigns at Grantee's sole risk and expense, to encroach upon the **Public Drainage Easement** of the Town as shown in the attached **Exhibit A**.

2. The Encroachment shall not be enlarged or increased beyond the **Encroachment** shown in **Exhibit A**. Grantee is responsible for any and all expenditures of labor or materials required for the installation, erection, repair, removal, or maintenance of the above-referenced **Encroachment**.

3. Grantee is to be fully responsible for any and all property damage or injury or death of any person which results from any and all negligence, omission, defect in design, maintenance, or workmanship created by the **Encroachment** described herein, or any cause of action arising out of the installation, maintenance, removal, destruction, or location of said **Encroachment**.

4. Grantee agrees to and does hereby hold the Town, its officers, council members and employees harmless from any and all liability arising out of such negligence, omission, defect or other cause of action; that it will defend the Town, its officers, council members and employees, and pay all attorney fees in any and all actions brought as a result of such; and that it will indemnify the Town, its officers, council members, and employees against any and all loss sustained by reason of such negligence, omission, defect, or other cause of action, claim, cost, or expense arising out of the installation, maintenance, removal, or location of said **Encroachment**.

5. Sections 3 and 4 shall survive the termination of this Encroachment Agreement for any reason.

6. All notices required herein shall be deemed given by depositing such in the United States mail, first class, and addressed to:

To Town:       Town Manager  
                  Town of Apex  
                  PO Box 250  
                  Apex, NC 27502

To Grantee:     MREC DT Beaver Creek, LLC  
                  13860 Ballantyne Corporate Place, Suite 130  
                  Charlotte, NC 28277-3167

7.       In the event there is a dispute between the parties concerning the interpretation of the terms of this Encroachment Agreement or their respective rights and obligations hereunder, such dispute or controversy shall be adjudged pursuant to the laws of the State of North Carolina.

8.       Grantee agrees to abide by all applicable laws, regulations, statutes and ordinances.

9.       This Encroachment Agreement shall not divest the Town of any rights or interest in said **Public Drainage Easement** and the Town may terminate this Encroachment Agreement by giving Grantee ninety (90) days written notice of termination. Prior to the termination date, Grantee shall remove, at its own expense, all or part of the **Encroachment** as specified by the Town.

10.      If the Town deems, within its sole discretion, that there is not time to give Grantee notice as provided in Paragraph 9 and that removal of the **Encroachment** is necessary in order to operate, protect, maintain, modify, replace, add-to or improve its facilities located within the **Public Drainage Easement**, then no notice shall be required and the Town may remove the **Encroachment** from the **Public Drainage Easement** without cost, risk or liability to the Town.

11.      Grantee agrees to pay and reimburse the Town the entire expense and cost of removal of the Encroachment in the event that the Town removes the **Encroachment** as provided in the Paragraph 10 or if Grantee fails to remove the **Encroachment** within the time limit after receiving notice under Paragraph 9.

12.      Grantee, during the life of this Encroachment Agreement, agrees to procure or cause to be procured from a responsible insurance carrier or carriers authorized under the laws of the State of North Carolina, insurance in the minimum amounts of \$300,000/\$500,000/\$300,000 covering full

liability for any and all personal injury, property damage or wrongful death caused by the construction, maintenance, location, repair or visual obstruction of said Encroachment. Grantee shall furnish the Town, without demand, each July a certification from the insurance carrier or carriers with whom the insurance herein mentioned is carried, stating that such compensation is covered by such carrier or carriers and showing such insurance to be in full force and effect. Both Grantee and the Town shall be named as insured parties by endorsement of the policy. In the event of any change in the insurance policy, Grantee shall give the Town thirty (30) days notice of such change. Should Grantee fail to pay premiums upon said insurance or to perform any of the agreement, terms or conditions herein contained, the Town, at its option, by written notice may declare this Encroachment Agreement canceled and terminated and all rights acquired hereunder by Grantee shall thereupon terminate.

13. Notwithstanding Section 14 below, Grantee shall be released from its obligation under this Encroachment Agreement only upon the assumption of said obligations either by a successor in title to the **Residential Lot**, or by assumption of said obligations by an incorporated party approved by the Town. The Town's consent to such assumption and release shall be required but shall not be withheld, conditioned or delayed if, as reasonably determined by the Town, the party assuming Grantee's obligations possesses adequate financial resources and ownership interest, and Grantee's delegate and proposed assignee assume and agree to fulfill, in writing, all of Grantee's duties set forth in this Encroachment Agreement.

14. The right to encroach is appurtenant to and runs with the land hereinabove referred to and shall forever be subject to the conditions above agreed on between the parties. This Encroachment Agreement is binding upon the heirs, assigns, transferees, and successors in interest of the Grantee and shall, upon execution, be recorded in the Office of the Register of Deeds of Wake County, North Carolina.

In testimony whereof, said Grantee and said Town have here unto set their hands and seals, the day and year first above written.

**GRANTEE**

MREC DT Beaver Creek, LLC

By: MREC DT Portfolio, LLC, it's Manager

By: NVR, Inc., it's Manager

By: 

Print Name: Richard Ohmann

Title: Vice President

STATE OF NC

COUNTY OF wake [county in which acknowledgement taken]

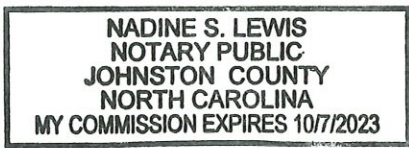
I, do hereby certify that **Richard Ohmann** personally appeared before me this day and acknowledged that he is **Vice President** for **NVR, Inc.**, which is the sole **Manager** of **MREC DT Portfolio, LLC** which is the sole **Manager** of **MREC DT Beaver Creek, LLC**, the Grantee herein, and that by authority duly given and as a **Vice President** for the **Manager** of the Grantee, the foregoing instrument was signed and sealed by him on behalf of the company and acknowledged said writing to be the act and deed of said company.

Witness my hand and official stamp or seal, this the 2<sup>nd</sup> day of January, 2020.

  
[Signature of Notary Public] Nadine S Lewis

[SEAL]

My Commission Expires: 10/7/23





TOWN OF APEX

(Corporate Seal)

\_\_\_\_\_  
Andrew L. Havens  
Town Manager

ATTEST:

\_\_\_\_\_  
Donna B. Hosch, MMC, NCCMC  
Town Clerk

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

I, \_\_\_\_\_, a Notary Public of \_\_\_\_\_  
County, North Carolina, certify that **Donna B. Hosch** personally came before me this day and  
acknowledged that she is **Town Clerk** of the **Town of Apex, a North Carolina Municipal  
Corporation**, and that by authority duly given and as the act of the corporation, the foregoing  
instrument was signed in its name by its **Town Manager**, sealed with its corporate seal and  
attested by her as its **Town Clerk**.

Witness my hand and official stamp or seal, this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

\_\_\_\_\_  
[Signature of Notary Public]

(Seal)

My Commission Expires: \_\_\_\_\_

CREEKSIDE LANDING DRIVE

1906 0.045 Acres  
1,980 SqFt (3)

1904 0.045 Acres  
1,980 SqFt (4)

1902 0.045 Acres  
1,980 SqFt (5)

1900 0.062 Acres  
2,682 SqFt (6)

(7)

(8)

0.056 Acres  
2,452 SqFt

0.045 Acres  
1,980 SqFt

2026

2024

20' PUBLIC DRAINAGE EASEMENT

ENCROACHMENT AREA  
164.3 SQ. FT.

RETAINING WALL

5' PRIVATE RETAINING WALL ACCESS AND MAINTENANCE EASEMENT

WHITESMITH DRIVE

2039

2037

2035

2033

2029

2027

2025

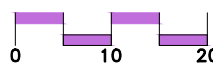


1730 Varsity Drive, Suite 500  
Raleigh, North Carolina 27606  
O: 919.233.8091 F: 919.233.8031

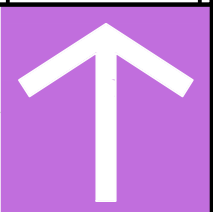
HEMPSTEAD AT BEAVER CREEK

EXHIBIT A

Scale: 1"=20'



Date:  
March 26, 2019



# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: CONSENT AGENDA

Meeting Date: January 7, 2020

## Item Details

Presenter(s): Russell H. Dalton, PE , Senior Transportation Engineer

Department(s): Public Works & Transportation

### Requested Motion

Motion to approve Budget Ordinance Amendment No. 10 and Capital Project Ordinance Amendment No. 9 appropriating \$144,950 in the Street Improvements Fund for traffic signals at South Salem Street at Tingen Road/Lynch Street and Old US 1 at New Hill Olive Chapel Road/New Hill Holleman Road

### Approval Recommended?

Yes

### Item Details

The source of funds include a transfer of \$134,950 currently held in the Transportation Capital Reserve Fund. These funds are payments in lieu from Jordan Pointe for this purpose. The additional \$10,000 is appropriated interest earning already in the Street Improvements Project Fund. Below are brief descriptions of each project.

**South Salem Street at Tingen Road/Lynch Street traffic signal:** This location has experienced growing traffic congestion and long delays on Tingen Road, creating a source of complaints and concerns about safety. A traffic signal warrant study was conducted and provided to NCDOT. NCDOT has agreed to permit a temporary traffic signal, to be removed when Tingen Road is eventually closed at the railroad tracks following completion of the Apex Parkway bridge over South Salem Street. It is anticipated that the signal will include both the Tingen Road and Lynch Street approaches without realignment and installed within existing right-of-way. Design will be performed by an engineering consultant.

**Old US 1 at New Hill Olive Chapel Road/New Hill Holleman Road traffic signal:** This location has experienced growing traffic congestion and long delays that led NCDOT to install all-way stop



control. However, traffic congestion is continuing to increase. A traffic signal warrant study was conducted and provided to NCDOT. NCDOT has agreed to permit a traffic signal. A fee in lieu for installation of the traffic signal was previously collected from the developers of Jordan Pointe in accordance with a zoning condition of approval to be used toward this project. It is anticipated that the signal will require additional right-of-way from all four corners, with the signal equipment being offset to allow for future anticipated left turn lanes. Survey and design will be performed by an engineering consultant.

### Attachments

- Budget Ordinance Amendment No. 10
- Capital Project Ordinance Amendment No. 9





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Town of Apex  
**FY 2019-2020 BUDGET ORDINANCE AMENDMENT NUMBER 10**

---

BE IT ORDAINED, by the Council of the Town of Apex that the following Budget Amendment for the Fiscal Year 2019-2020 Budget Ordinance be adopted:

**TRANSPORATION RESERVE FUND**

**Section 1. Revenues**

Fund Balance (Payments in Lieu of Streets)	\$134,950
<b>Total</b>	<b>\$134,950</b>

**Section 2. Expenditures**

Transfer to Street Improvements Fund	\$134,950
<b>Total</b>	<b>\$134,950</b>

Adopted this the 7th day of January, 2020.

---

Jacques Gilbert, Mayor

Attest:

---

Donna B. Hosch, Town Clerk



---

## Town of Apex

### CAPITAL PROJECT ORDINANCE AMENDMENT 2020-09

---

#### 63 - Street Improvements Capital Project Fund

BE IT ORDAINED, by the Council of the Town of Apex that the Capital Project Ordinance previously entitled "Street Improvements Capital Project Fund" be amended as follows:

**Section 1. The revenues anticipated for the projects are:**

Interest Earnings	\$10,000
Transfer from Transportation Reserve Fund	\$134,950
<b>Total Revenues</b>	<b>\$144,950</b>

**Section 2. The expenditures anticipated are:**

Salem Street & Tingen/Lynch Street Intersection Improvements	\$10,000
Old US 1 & New Hill Road Intersection Improvements	\$134,950
<b>Total Expenditures</b>	<b>\$144,950</b>

**Section 3.** Within five (5) days after adoption, copies of this Amendment shall be filed with the Finance Officer and Town Clerk.

Adopted this the 7th day of January, 2020.

Attest:

---

Jacques Gilbert, Mayor

---

Donna B. Hosch, Town Clerk

# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: CONSENT AGENDA

Meeting Date: January 7, 2020

## Item Details

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Presenter(s): Michael Deaton, Water Resources Director

Department(s): Water Resources

### Requested Motion

Motion to award a water main construction contract to North State Water and Sewer, Inc and to authorize the Town Manager to execute the contract on behalf of the Town.

### Approval Recommended?

Yes

### Item Details

The town received seven bids for the Irongate Subdivision Waterline Extension Project on December 17, 2019. North State Water and Sewer, Inc. of Winston Salem, North Carolina, was the low bidder with a total bid price of \$323,530.00. This project is funded by a Community Development Block Grant in conjunction with Wake County. The budgeted amount for the project was \$350,000.00.

The Town's Water Resources Department recommends awarding the contract to North State Water and Sewer, Inc.

### Attachments

- Recommendation of Award
- Certified Bid Tab
- Notice of Award
- Bid Package
- Agreement





## WATER RESOURCES DEPARTMENT

---

December 17, 2019

Re: Award Recommendation  
Irongate Water Main Extension

Enclosed are the certified Bid Tabulation and a Bid Summary for the bids received on December 17, 2019, for the above referenced project. Seven (7) contractors submitted their bid proposals for the work. North State Water and Sewer, Inc. of Winston Salem, North Carolina, submitted the low bid in the amount of \$323,530.00. A copy of the low bid is attached.

The contractor is properly licensed to perform the work based on the license information obtained from the NC Licensing Board for General Contractors web site as attached. It is recommended that the Town make award of the contract to North State Water and Sewer, Inc. in the amount of the bid price. The project must be awarded by February 15, 2020, without requesting an extension of the bid holding period from the low bidder.

A handwritten signature in blue ink, appearing to read "James Gregg", is written over the typed name.

James Gregg, PE  
Utility Engineer  
Water Resources



**BID TABULATION  
 IRONGATE SUBDIVISION WATERLINE EXTENSION  
 FOR THE TOWN OF APEX  
 APEX, NORTH CAROLINA**

**BID DATE/TIME:** December 17, 2019 @ 10:00 A.M.

CONTRACTORS	LIC. NO.	CLASS	BID BOND	ADD. #1 & #2	BASE BID	REMARKS
BCY Development, Inc. 7113 Beaver Trail Apex, NC 27502	68406	L:H; PU (WL & SL)	X	X	\$401,155.00	
BridgePoint Civil, LLC PO Box 729 Pikeville, NC 27863	77634	UL: BLDG; PU	X	X	\$479,310.00	
Gamey Construction, Inc. 3200 Glen Royal Road Raleigh, NC 27617	25801	UL: BLDG; PU (WL & SL)	X	X	\$559,530.00	
Hunter Contracting 40 Trillium Place Chapel Hill, NC 27517	77230	L: UC	X	X	\$495,787.41*	*Calculation Error
Moffat Pipe, Inc. 704 Finger Lakes Drive Wake Forest, NC 27587	54906	UL: BLDG; PU (WL & SL)	X	X	\$448,610.00	
North American Pipeline Management 62 Hamby Road SE Marietta, GA 30067	70877	UL: PU (WL & SL)	X	X	\$456,938.00	
North State Water and Sewer, Inc. 3195 Maplewood Avenue Winston Salem, NC 27103	76022	UL: PU (WL & SL)	X	X	\$323,530.00**	** APPARENT LOW BIDDER

This is to certify that the bids tabulated herein were publicly opened and read aloud at 10:00 a.m. on the 17<sup>th</sup> day of December, 2019, in the offices of the Town of Apex at 105-B Upchurch Street, Apex, North Carolina, and that all said bids were accompanied by either a certified check or bidder's bond except as otherwise noted.



James Gregg, P.E.

## NOTICE OF AWARD

Date of Issuance:

Owner: Town of Apex

Owner's Contract No.:

Engineer: Town of Apex

Engineer's Project No.:

Project: Irongate Subdivision Waterline Extension

Contract Name:

Bidder: North State Water and Sewer, Inc.

Bidder's Address: 3195 Maplewood Avenue, Winston Salem, NC 27103

### TO BIDDER:

You are notified that Owner has accepted your Bid dated December 17, 2019 for the above Contract, and that you are the Successful Bidder and are awarded a Contract for:

Irongate Subdivision Waterline Extension Project

The Contract Price of the awarded Contract is: \$323,530.00.

[4] unexecuted counterparts of the Agreement accompany this Notice of Award, and one copy of the Contract Documents accompanies this Notice of Award, or has been transmitted or made available to Bidder electronically. *[revise if multiple copies accompany the Notice of Award]*

a set of the Drawings will be delivered separately from the other Contract Documents.

You must comply with the following conditions precedent within 15 days of the date of receipt of this Notice of Award:

1. Deliver to Owner [4] counterparts of the Agreement, fully executed by Bidder.
2. Deliver with the executed Agreement(s) the Contract security *[e.g., performance and payment bonds]* and insurance documentation as specified in the Instructions to Bidders and General Conditions, Articles 2 and 6.
3. Other conditions precedent (if any): None

Failure to comply with these conditions within the time specified will entitle Owner to consider you in default, annul this Notice of Award, and declare your Bid security forfeited.

Within ten days after you comply with the above conditions, Owner will return to you one fully executed counterpart of the Agreement, together with any additional copies of the Contract Documents as indicated in Paragraph 2.02 of the General Conditions.

Owner: Town of Apex  
Authorized Signature

By: Drew Havens

Title: Town Manager

Copy: Engineer

### Acceptance of Notice

Receipt of the above Notice of Award is hereby acknowledged by \_\_\_\_\_

this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

By: \_\_\_\_\_ Title: \_\_\_\_\_

**BID FORM**

Project: Irongate Subdivision Waterline Extension  
Bid From: North State Water and Sewer, Inc.

**TABLE OF CONTENTS**

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Article 1 – Bid Recipient.....	1
Article 2 – Bidder’s Acknowledgements .....	1
Article 3 – Bidder’s Representations .....	1
Article 4 – Bidder’s Certification .....	2
Article 5 – Basis of Bid .....	3
Article 6 – Time of Completion .....	4
Article 7 – Attachments to this Bid .....	4
Article 8 – Defined Terms .....	4
Article 9 – Bid Submittal .....	5

**ARTICLE 1 – BID RECIPIENT**

1.01 This Bid is submitted to:

**TOWN OF APEX  
P.O. BOX 250, 73 HUNTER STREET  
APEX, NC 27502-0250**

1.02 The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an Agreement with Owner in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in this Bid and in accordance with the other terms and conditions of the Bidding Documents.

**ARTICLE 2 – BIDDER’S ACKNOWLEDGEMENTS**

2.01 Bidder accepts all of the terms and conditions of the Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for 60 days after the Bid opening, or for such longer period of time that Bidder may agree to in writing upon request of Owner.

**ARTICLE 3 – BIDDER’S REPRESENTATIONS**

3.01 In submitting this Bid, Bidder represents that:

A. Bidder has examined and carefully studied the Bidding Documents, and any data and reference items identified in the Bidding Documents, and hereby acknowledges receipt of the following Addenda:

<u>Addendum No.</u>	<u>Addendum, Date</u>
Addendum #1	11-26-19
Addendum #2	12-13-19
_____	_____
_____	_____

- B. Bidder has visited the Site, conducted a thorough, alert visual examination of the Site and adjacent areas, and become familiar with and satisfied itself as to the general, local, and Site conditions that may affect cost, progress, and performance of the Work.
- C. Bidder is familiar with and has satisfied itself as to all Laws and Regulations that may affect cost, progress, and performance of the Work.
- D. Bidder has carefully studied all: (1) reports of explorations and tests of subsurface conditions at or adjacent to the Site and all drawings of physical conditions relating to existing surface or subsurface structures at the Site that have been identified in the Supplementary Conditions, especially with respect to Technical Data in such reports and drawings, and (2) reports and drawings relating to Hazardous Environmental Conditions, if any, at or adjacent to the Site that have been identified in the Supplementary Conditions, especially with respect to Technical Data in such reports and drawings.
- E. Bidder has considered the information known to Bidder itself; information commonly known to contractors doing business in the locality of the Site; information and observations obtained from visits to the Site; the Bidding Documents; and any Site-related

reports and drawings identified in the Bidding Documents, with respect to the effect of such information, observations, and documents on (1) the cost, progress, and performance of the Work; (2) the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder; and (3) Bidder's safety precautions and programs.

- F. Bidder agrees, based on the information and observations referred to in the preceding paragraph, that no further examinations, investigations, explorations, tests, studies, or data are necessary for the determination of this Bid for performance of the Work at the price bid and within the times required, and in accordance with the other terms and conditions of the Bidding Documents.
- G. Bidder is aware of the general nature of work to be performed by Owner and others at the Site that relates to the Work as indicated in the Bidding Documents.
- H. Bidder has given Engineer written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents, and confirms that the written resolution thereof by Engineer is acceptable to Bidder.
- I. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance and furnishing of the Work.
- J. The submission of this Bid constitutes an incontrovertible representation by Bidder that Bidder has complied with every requirement of this Article, and that without exception the Bid and all prices in the Bid are premised upon performing and furnishing the Work required by the Bidding Documents.
- K. Bidder will submit written evidence of its authority to do business in the state where the Project is located not later than the date of its execution of the Agreement.

#### **ARTICLE 4 – BIDDER'S CERTIFICATION**

4.01 Bidder certifies that:

- A. This Bid is genuine and not made in the interest of or on behalf of any undisclosed individual or entity and is not submitted in conformity with any collusive agreement or rules of any group, association, organization, or corporation;
- B. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid;
- C. Bidder has not solicited or induced any individual or entity to refrain from bidding; and
- D. Bidder has not engaged in corrupt, fraudulent, collusive, or coercive practices in competing for the Contract. For the purposes of this Paragraph 4.01.D:
  - 1. "corrupt practice" means the offering, giving, receiving, or soliciting of any thing of value likely to influence the action of a public official in the bidding process;
  - 2. "fraudulent practice" means an intentional misrepresentation of facts made (a) to influence the bidding process to the detriment of Owner, (b) to establish bid prices at artificial non-competitive levels, or (c) to deprive Owner of the benefits of free and open competition;
  - 3. "collusive practice" means a scheme or arrangement between two or more Bidders, with or without the knowledge of Owner, a purpose of which is to establish bid prices at artificial, non-competitive levels; and

4. "coercive practice" means harming or threatening to harm, directly or indirectly, persons or their property to influence their participation in the bidding process or affect the execution of the Contract.

**ARTICLE 5 – BASIS OF BID**

5.01 Bidder will complete the Work in accordance with the Contract Documents for the following price(s):

Item No.	Description	Unit	Estimated Quantity	Bid Unit Price	Bid Price
1	12" RJDIP Waterline	LF	50	82	4,100
2	8" RJDIP Waterline	LF	1005	74	74,370
3	8" DIP Waterline	EA	2370	61	144,570
4	8" Valve	EA	3	2,400	7,200
5	Fire Hydrant Assembly	EA	6	5,500	33,000
6	12" Blowoff Assembly	EA	1	6,200	6,200
7	Connect to Ex. Waterline	EA	1	3,000	3,000
8	Bore and Jack 16" Steel Encasement with 8" Carrier Pipe	LF	25	300	7,500
9	¾" Water Service (Same Side)	EA	10	1,400	14,000
10	¾" Water Service (Opposite Side)	EA	8	1,800	14,400
11	Concrete Driveway Repair	SY	6	90	540
12	Gravel Driveway Repair	SY	40	25	1,000
13	Asphalt Pavement Repair	SY	45	70	3,150
14	Undercut Unstable Soils	CY	50	20	1,000
15	Rock Removal	CY	10	100	1,000
16	Clearing and Grubbing	AC	0.25	10,000	2,500
17	Erosion Control, Seeding, Cleanup	LS	1	6,000	6,000
18					
19					
20					
<b>Total of All Unit Price Bid Items</b>					<b>\$323,530.00</b>

Bidder acknowledges that (1) each Bid Unit Price includes an amount considered by Bidder to be adequate to cover Contractor's overhead and profit for each separately identified item, and (2) estimated quantities are not guaranteed, and are solely for the purpose of comparison of Bids, and final payment for all unit price Bid items will be based on actual quantities, determined as provided in the Contract Documents.

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Total Bid Price \$ 323,530.00

Three hundred twenty three thousand five hundred and thirty; 00 -

Time of Completion

- 5.02 Bidder agrees that the Work will be substantially complete and will be completed and ready for final payment in accordance with Paragraph 15.06 of the General Conditions on or before the dates or within the number of calendar days indicated in the Agreement.
- 5.03 Bidder accepts the provisions of the Agreement as to liquidated damages.

**ARTICLE 6 – ATTACHMENTS TO THIS BID**

- 6.01 The following documents are submitted with and made a condition of this Bid. Failure to provide the documentation with the bid may be grounds for rejection of the bid.:
- A. Required Bid security in the form of a Bid Bond (EJCDC No. C-430) or Certified Check (circle type of security provided).
  - B. In accordance with GS 143-128.2(c), Bidder shall identify on its bid the minority businesses that it will use on the project and the total dollar value of the bid that will be performed by the minority businesses and list the good faith efforts (Affidavit A) made to solicit participation. A Bidder that will perform all of the work with its own workforce may submit an Affidavit (B) to that effect in lieu of the affidavit (A) required above.
    - 1. Identification of Minority Business Participation.
    - 2. Affidavit A, Listing of Good Faith Efforts; or Affidavit B, Intent to Perform Contract with Own Workforce.
  - C. In accordance with GS 64-26(a), Bidders shall submit the E-Verify Affidavit to document that the work authorization of their employees has been verified through E-Verify. The Affidavit shall also document that the Bidders subcontractors comply with E-Verify.
  - D. In accordance with GS 143C-6A(a), Bidders shall submit the Iran Divestment Act Certification to document that the bidder affirms that they are not on the State Treasurer's Final Divestment List. The Certification shall also document that the Bidders subcontractors and vendors are in compliance.
  - E. Submit the Bidder's Checklist as provided in the bidding documents with the bid submittal. The Checklist shall be completed and included as the first page of the submittal.
  - F. Evidence of authority to do business in the state of the Project; or a written covenant to obtain such license within the time for acceptance of Bids;
  - G. Contractor's License No.: 76022 [or] Evidence of Bidder's ability to obtain a State Contractor's License and a covenant by Bidder to obtain said license within the time for acceptance of Bids;
  - H. Required Bidder Qualification Statement with supporting data; and
- 6.02 After the bid opening the Owner will consider all bids and alternates and determine the lowest responsible, responsive bidder. Upon notification of being the apparent low Bidder, the Bidder shall then file within 72 hours of the notification of being the apparent lowest bidder, the following:



- A. An Affidavit (C) that includes a description of the portion of work to be executed by minority businesses, expressed as a percentage of the total contract price, which is equal to or more than the goal established by the Owner and indicated in the Instruction to Bidders, paragraph Minority Participation Goals. This affidavit shall give rise to the presumption that the bidder has made the required good faith effort; or
  - B. Affidavit (D) of its good faith effort to meet the goal. The document must include evidence of all good faith efforts that were implemented, including any advertisements, solicitations and other specific actions demonstrating recruitment and selection of minority businesses for participation in the contract.
- 6.03 Bidder understands that if this Bid is accepted by the Owner, Bidder shall not substitute for the subcontractors named in the Bid Documents except as allowed in the Supplementary Conditions.

**ARTICLE 7 – DEFINED TERMS**

7.01 The terms used in this Bid with initial capital letters have the meanings stated in the Instructions to Bidders, the General Conditions, and the Supplementary Conditions.

**ARTICLE 8 – BID SUBMITTAL**

Contractor’s License

- A. Number: 76022
- B. Classification: PU (Water Line and Sewer Lines)
- C. Limitation: Unlimited

Employer’s Tax ID No.: 47-2411030

BIDDER: *[Indicate correct name of bidding entity]*

North State Water and Sewer, Inc.

Telephone Number: 336-575-3052

Fax Number: 336-765-4718

Contact Name and e-mail address: Rodney Latham  
rlatham@northstatews.com

This Bid Submitted by:

An Individual

Name: \_\_\_\_\_  
 (Type or print)

By: \_\_\_\_\_  
 (Individual’s Signature)

Doing Business As: \_\_\_\_\_  
(Type or print)

A Partnership

Partnership Name: \_\_\_\_\_

The Organization and Internal Affairs of the Partnership are governed by the laws of the State of: \_\_\_\_\_

By: \_\_\_\_\_  
(Signature of general partner, attach evidence of authority to sign)

Name: \_\_\_\_\_  
(Type or print)

Title: \_\_\_\_\_  
(Type or print)

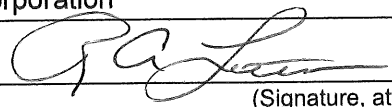
Attest: \_\_\_\_\_  
(Signature of Corporate Secretary)

A Corporation

Corporation Name: North State Water and Sewer, Inc.

State of Incorporation: North Carolina

Type (General Business, Profession, Service, Limited Liability):  
S Corporation

By:  \_\_\_\_\_  
(Signature, attach evidence of authority to sign)

Name: Rodney Latham  
(Type or print)

Title: Vice President  
(Type or print)

Attest:  \_\_\_\_\_ Corporate Seal  
(Signature of Corporate Secretary)

Date of Qualification to do business in North Carolina is 11-25-14.

Limited Liability Company – LLC

Name of LLC: \_\_\_\_\_

Name of State under whose Laws the Limited Liability Company was formed: \_\_\_\_\_

By: \_\_\_\_\_  
(Signature of Manager)

Name: \_\_\_\_\_

(Type or print)

Title: \_\_\_\_\_  
(Type or print)

**BIDDER'S CHECKLIST**

**This checklist shall be included as the first page of the submitted bidding documents. As outlined in article 7 of the Bid Form the following items shall be included with the submitted bidding documents:**

	-	Properly Executed Bid Form (Including the acknowledgement of all Addenda)
✓	A.	Required Bid security in the form of a Bid Bond (EJCDC No. C-435) or Certified Check (circle type of security provided); Bid Bond shall be include an executed Power of Attorney.
✓	B1.	Identification of Minority Business Participation
✓	B2.	Affidavit A, Listing of Good Faith Efforts; or Affidavit B, Intent to Perform Contract with Own Workforce
	C.	CDBG Supplementary Conditions, Attachments 1 through 11 (Included in Section 800)



# State of North Carolina --AFFIDAVIT B-- Intent to Perform Contract with Own Workforce.

County of Forsyth

Affidavit of Rodney Latham  
(Name of Bidder)

In lieu of compliance with the Owner's Minority Business Participation Goals, I hereby certify that it is our intent to perform 100% of the work required for the \_\_\_\_\_  
Irongate Subdivision Waterline Extension contract.  
(Name of Project)

In making this certification, the Bidder states that the Bidder does not customarily subcontract elements of this type project, and normally performs and has the capability to perform and will perform all elements of the work on this project with his/her own current work forces; and

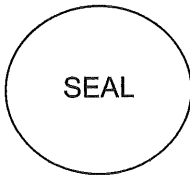
The Bidder agrees to provide any additional information or documentation requested by the owner in support of the above statement.

The undersigned hereby certifies that he or she has read this certification and is authorized to bind the Bidder to the commitments herein contained.

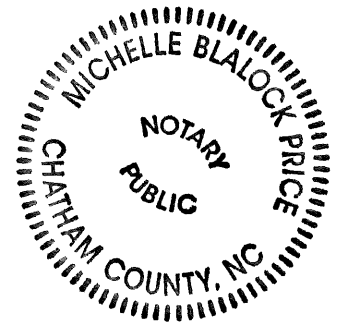
Date: 12/17/19 Name of Authorized Officer: Rodney Latham

Signature: [Handwritten Signature]

Title: Vice President



State of North Carolina, County of Durham  
Subscribed and sworn to before me this 17<sup>th</sup> day of Dec 2019  
Notary Public [Handwritten Signature]  
My commission expires Nov. 14, 2024



**BID BOND**

Any singular reference to Bidder, Surety, Owner, or other party shall be considered plural where applicable.

**BIDDER (Name and Address):**

North State Water and Sewer, Inc.  
3195 Maplewood Avenue  
Winston-Salem, NC 27103

**SURETY (Name, and Address of Principal Place of Business):**

Merchants National Bonding, Inc.  
P.O. Box 14498  
Des Moines, IA 50306-3498

**OWNER (Name and Address):**

Town of Apex  
P.O. Box 250, 73 Hunter Street  
Apex, NC 27502-0250

**BID**

Bid Due Date: 12/17/2019

Description (Project Name— Include Location): Irongate Subdivision Waterline Extension Project, Apex, NC

**BOND**

Bond Number: N/A - Bid Bond

Date: 12/17/2019

Penal sum	Five Percent of Amount Bid	\$	5% of Bid
	(Words)		(Figures)

Surety and Bidder, intending to be legally bound hereby, subject to the terms set forth below, do each cause this Bid Bond to be duly executed by an authorized officer, agent, or representative.

**BIDDER**

North State Water and Sewer, Inc. (Seal)  
Bidder's Name and Corporate Seal

**SURETY**

Merchants National Bonding, Inc. (Seal)  
Surety's Name and Corporate Seal

By: [Signature]  
Signature

Rodney Latlan  
Print Name

V.P.  
Title

By: [Signature]  
Signature (Attach Power of Attorney)

Tyler Turnbull  
Print Name

Attorney-in-Fact  
Title

Attest: [Signature]  
Signature

Secretary  
Title

Attest: [Signature]  
Signature Scott Pellin

Attorney-in-Fact  
Title

Note: Addresses are to be used for giving any required notice.  
Provide execution by any additional parties, such as joint venturers, if necessary.

1. Bidder and Surety, jointly and severally, bind themselves, their heirs, executors, administrators, successors, and assigns to pay to Owner upon default of Bidder any difference between the total amount of Bidder's Bid and the total amount of the Bid of the next lowest, responsible Bidder that submitted a responsive Bid as determined by Owner for the work required by the Contract Documents, provided that:
  - 1.1 If there is no such next Bidder, and Owner does not abandon the Project, then Bidder and Surety shall pay to Owner the penal sum set forth on the face of this Bond, and
  - 1.2 In no event shall Bidder's and Surety's obligation hereunder exceed the penal sum set forth on the face of this Bond.
  - 1.3 Recovery under the terms of this Bond shall be Owner's sole and exclusive remedy upon default of Bidder.
2. Default of Bidder shall occur upon the failure of Bidder to deliver within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents.
3. This obligation shall be null and void if:
  - 3.1 Owner accepts Bidder's Bid and Bidder delivers within the time required by the Bidding Documents (or any extension thereof agreed to in writing by Owner) the executed Agreement required by the Bidding Documents and any performance and payment bonds required by the Bidding Documents, or
  - 3.2 All Bids are rejected by Owner, or
  - 3.3 Owner fails to issue a Notice of Award to Bidder within the time specified in the Bidding Documents (or any extension thereof agreed to in writing by Bidder and, if applicable, consented to by Surety when required by Paragraph 5 hereof).
4. Payment under this Bond will be due and payable upon default of Bidder and within 30 calendar days after receipt by Bidder and Surety of written notice of default from Owner, which notice will be given with reasonable promptness, identifying this Bond and the Project and including a statement of the amount due.
5. Surety waives notice of any and all defenses based on or arising out of any time extension to issue Notice of Award agreed to in writing by Owner and Bidder, provided that the total time for issuing Notice of Award including extensions shall not in the aggregate exceed 120 days from Bid due date without Surety's written consent.
6. No suit or action shall be commenced under this Bond prior to 30 calendar days after the notice of default required in Paragraph 4 above is received by Bidder and Surety and in no case later than one year after the Bid due date.
7. Any suit or action under this Bond shall be commenced only in a court of competent jurisdiction located in the state in which the Project is located.
8. Notices required hereunder shall be in writing and sent to Bidder and Surety at their respective addresses shown on the face of this Bond. Such notices may be sent by personal delivery, commercial courier, or by United States Registered or Certified Mail, return receipt requested, postage pre-paid, and shall be deemed to be effective upon receipt by the party concerned.
9. Surety shall cause to be attached to this Bond a current and effective Power of Attorney evidencing the authority of the officer, agent, or representative who executed this Bond on behalf of Surety to execute, seal, and deliver such Bond and bind the Surety thereby.
10. This Bond is intended to conform to all applicable statutory requirements. Any applicable requirement of any applicable statute that has been omitted from this Bond shall be deemed to be included herein as if set forth at length. If any provision of this Bond conflicts with any applicable statute, then the provision of said statute shall govern and the remainder of this Bond that is not in conflict therewith shall continue in full force and effect.
11. The term "Bid" as used herein includes a Bid, offer, or proposal as applicable.



**MERCHANTS**  
**BONDING COMPANY**  
**POWER OF ATTORNEY**

Know All Persons By These Presents, that MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., both being corporations of the State of Iowa (herein collectively called the "Companies") do hereby make, constitute and appoint, individually, Beverly B Ivey; Della B Case; Matthew Rose; Scott Pellin; Tyler Turnbull

their true and lawful Attorney(s)-in-Fact, to sign its name as surety(ies) and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

This Power-of-Attorney is granted and is signed and sealed by facsimile under and by authority of the following By-Laws adopted by the Board of Directors of Merchants Bonding Company (Mutual) on April 23, 2011 and amended August 14, 2015 and adopted by the Board of Directors of Merchants National Bonding, Inc., on October 16, 2015.

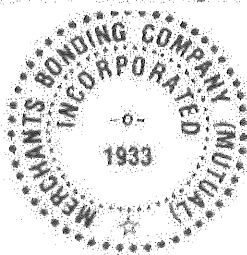
"The President, Secretary, Treasurer, or any Assistant Treasurer or any Assistant Secretary or any Vice President shall have power and authority to appoint Attorneys-in-Fact, and to authorize them to execute on behalf of the Company, and attach the seal of the Company thereto, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof."

"The signature of any authorized officer and the seal of the Company may be affixed by facsimile or electronic transmission to any Power of Attorney or Certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the Company, and such signature and seal when so used shall have the same force and effect as though manually fixed."

In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and authority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.

In connection with obligations in favor of the Kentucky Department of Highways only, it is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner-Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation.

In Witness Whereof, the Companies have caused this instrument to be signed and sealed this 22nd day of April, 2019.



MERCHANTS BONDING COMPANY (MUTUAL)  
MERCHANTS NATIONAL BONDING, INC.

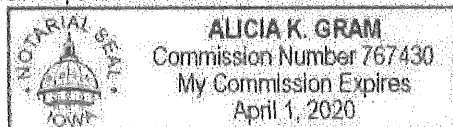
By

*Larry Taylor*  
President

President

STATE OF IOWA  
COUNTY OF DALLAS ss.

On this this 22nd day of April, 2019, before me appeared Larry Taylor, to me personally known, who being by me duly sworn did say that he is President of MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC.; and that the seals affixed to the foregoing instrument are the Corporate Seals of the Companies; and that the said instrument was signed and sealed in behalf of the Companies by authority of their respective Boards of Directors.



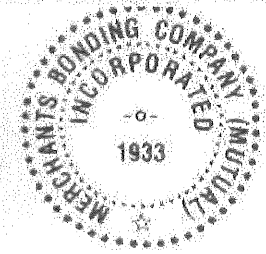
*Alicia K. Gram*

Notary Public

(Expiration of notary's commission does not invalidate this instrument)

I, William Warner, Jr., Secretary of MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., do hereby certify that the above and foregoing is a true and correct copy of the POWER-OF-ATTORNEY executed by said Companies, which is still in full force and effect and has not been amended or revoked.

In Witness Whereof, I have hereunto set my hand and affixed the seal of the Companies on this 17th day of December, 2019.



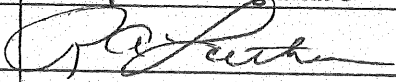
*William Warner Jr.*

Secretary

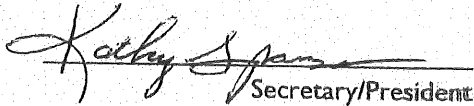
**CORPORATE RESOLUTION OF SIGNING AUTHORITY**

**RESOLUTION OF: North State Water and Sewer, Inc.**

**RESOLVED** that the execution of Deeds, powers of attorney, transfers, assignments, contracts, obligations, certificates, and other instruments of whatever nature entered into by the Company directly or through a transfer agent or registrar for any stock company, acting in its capacity as a corporate director or exercising any and all other powers conferred upon it by the letters Patent incorporating it or by the law pertaining to such matters, shall be signed by any one of the persons listed below:

Name	Title	Specimen Signature
Rodney Latham	Vice President	

I, Kathryn Spanos, the undersigned Secretary of North State Water and Sewer, Inc. **HEREBY CERTIFY** that the foregoing is a true and correct copy of a Resolution of the Board of Directors of said Company passed by a resolution of the said board dated on January 2nd, 2017 and that said Resolution is still in full force and effect.

  
Secretary/President

**BID SUMMARY**  
**IRONGATE SUBDIVISION WATERLINE EXTENSION**  
**FOR TOWN OF APEX**  
**APEX, NC**

THE WOOTEN COMPANY  
 Bid Date - June 21, 2016, 2pm

			<b>LOW BIDDER</b>		2. BCY Development, Inc.		3. Moffat Pipe, Inc.		4. North American Pipeline Mgmt		5. BridgePoint Civil, LLC		
			1. North State Water and Sewer										
DESCRIPTION	UNITS	TOTAL QUAN.	UNIT COST	EXTENDED COST	UNIT COST	EXTENDED COST	UNIT COST	EXTENDED COST	UNIT COST	EXTENDED COST	UNIT COST	EXTENDED COST	
<b>BASE BID</b>													
1	12" RJDIP Waterline	LF	50	\$82.00	\$4,100.00	\$110.00	\$5,500.00	\$155.00	\$7,750.00	\$214.00	\$10,700.00	\$216.00	\$10,800.00
2	8" RJDIP Waterline	LF	1005	\$74.00	\$74,370.00	\$70.00	\$70,350.00	\$75.00	\$75,375.00	\$110.00	\$110,550.00	\$100.00	\$100,500.00
3	8" DIP Waterline	EA	2370	\$61.00	\$144,570.00	\$68.00	\$161,160.00	\$58.00	\$137,460.00	\$86.00	\$203,820.00	\$82.00	\$194,340.00
4	8" Gate Valve	EA	3	\$2,400.00	\$7,200.00	\$2,000.00	\$6,000.00	\$4,500.00	\$13,500.00	\$2,000.00	\$6,000.00	\$2,300.00	\$6,900.00
5	Fire Hydrant Assembly	EA	6	\$5,500.00	\$33,000.00	\$7,000.00	\$42,000.00	\$7,500.00	\$45,000.00	\$5,400.00	\$32,400.00	\$6,000.00	\$36,000.00
6	12" Blowoff Assembly	EA	1	\$6,200.00	\$6,200.00	\$6,500.00	\$6,500.00	\$9,000.00	\$9,000.00	\$2,100.00	\$2,100.00	\$13,000.00	\$13,000.00
7	Connect to Existing Water Main	EA	1	\$3,000.00	\$3,000.00	\$4,500.00	\$4,500.00	\$5,000.00	\$5,000.00	\$6,100.00	\$6,100.00	\$6,000.00	\$6,000.00
8	Bore and Jack 16" Steel Encasement with 8" Carrier Pipe	LF	25	\$300.00	\$7,500.00	\$475.00	\$11,875.00	\$625.00	\$15,625.00	\$900.00	\$22,500.00	\$464.00	\$11,600.00
9	3/4" Water Service (Same Side)	EA	10	\$1,400.00	\$14,000.00	\$2,000.00	\$20,000.00	\$2,700.00	\$27,000.00	\$1,400.00	\$14,000.00	\$1,300.00	\$13,000.00
10	3/4" Water Service (Opposite Side)	EA	8	\$1,800.00	\$14,400.00	\$2,800.00	\$22,400.00	\$3,200.00	\$25,600.00	\$2,300.00	\$18,400.00	\$2,100.00	\$16,800.00
11	Concrete Driveway Repair	SY	6	\$90.00	\$540.00	\$300.00	\$1,800.00	\$250.00	\$1,500.00	\$123.00	\$738.00	\$120.00	\$720.00
12	Gravel Driveway Repair	SY	40	\$25.00	\$1,000.00	\$45.00	\$1,800.00	\$70.00	\$2,800.00	\$33.00	\$1,320.00	\$50.00	\$2,000.00
13	Asphalt Pavement Repair	SY	45	\$70.00	\$3,150.00	\$145.00	\$6,525.00	\$200.00	\$9,000.00	\$184.00	\$8,280.00	\$120.00	\$5,400.00
14	Undercut Unstable Soils	CY	50	\$20.00	\$1,000.00	\$40.00	\$2,000.00	\$50.00	\$2,500.00	\$93.00	\$4,650.00	\$90.00	\$4,500.00
15	Rock Removal	CY	10	\$100.00	\$1,000.00	\$75.00	\$750.00	\$400.00	\$4,000.00	\$163.00	\$1,630.00	\$400.00	\$4,000.00
16	Clearing and Grubbing	AC	0.25	\$10,000.00	\$2,500.00	\$4,800.00	\$1,200.00	\$110,000.00	\$27,500.00	\$21,000.00	\$5,250.00	\$15,000.00	\$3,750.00
17	Erosion Control, Seeding, Cleanup	LS	1	\$6,000.00	\$6,000.00	\$36,795.00	\$36,795.00	\$40,000.00	\$40,000.00	\$8,500.00	\$8,500.00	\$50,000.00	\$50,000.00
			<b>TOTAL BASE BID</b>	<b>\$323,530.00</b>	<b>\$401,155.00</b>	<b>\$448,610.00</b>	<b>\$456,938.00</b>	<b>\$479,310.00</b>					

**BID SUMMARY  
 IRONGATE SUBDIVISION WATERLINE EXTENSION  
 FOR TOWN OF APEX  
 APEX, NC**

THE WOOTEN COMPANY  
 Bid Date - June 21, 2016, 2pm

DESCRIPTION	UNITS	TOTAL QUAN.	6. Hunter Contracting		7. Garney Companies, Inc.		Average of 3 Low Bidders		Average of All Bids		
			UNIT COST	EXTENDED COST	UNIT COST	EXTENDED COST	UNIT COST	EXTENDED COST	UNIT COST	EXTENDED COST	
BASE BID											
1	12" RJDIP Waterline	LF	50	\$185.00	\$9,250.00	\$344.00	\$17,200.00	\$115.67	\$5,783.33	\$186.57	\$9,328.57
2	8" RJDIP Waterline	LF	1005	\$80.00	\$80,400.00	\$76.00	\$76,380.00	\$73.00	\$73,365.00	\$83.57	\$83,989.29
3	8" DIP Waterline	EA	2370	\$70.00	\$165,900.00	\$68.00	\$161,160.00	\$62.33	\$147,730.00	\$70.43	\$166,915.71
4	8" Gate Valve	EA	3	\$3,200.00	\$9,600.00	\$3,800.00	\$11,400.00	\$2,966.67	\$8,900.00	\$2,885.71	\$8,657.14
5	Fire Hydrant Assembly	EA	6	\$8,336.24	\$50,017.41	\$7,000.00	\$42,000.00	\$6,666.67	\$40,000.00	\$6,676.61	\$40,059.63
6	12" Blowoff Assembly	EA	1	\$10,000.00	\$10,000.00	\$22,000.00	\$22,000.00	\$7,233.33	\$7,233.33	\$9,828.57	\$9,828.57
7	Connect to Existing Water Main	EA	1	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$4,166.67	\$4,166.67	\$6,371.43	\$6,371.43
8	Bore and Jack 16" Steel Encasement with 8" Carrier Pipe	LF	25	\$1,600.00	\$40,000.00	\$1,300.00	\$32,500.00	\$466.67	\$11,666.67	\$809.14	\$20,228.57
9	3/4" Water Service (Same Side)	EA	10	\$2,200.00	\$22,000.00	\$2,700.00	\$27,000.00	\$2,033.33	\$20,333.33	\$1,957.14	\$19,571.43
10	3/4" Water Service (Opposite Side)	EA	8	\$4,000.00	\$32,000.00	\$4,300.00	\$34,400.00	\$2,600.00	\$20,800.00		
11	Concrete Driveway Repair	SY	6	\$420.00	\$2,520.00	\$700.00	\$4,200.00	\$213.33	\$1,280.00	\$286.14	\$1,716.86
12	Gravel Driveway Repair	SY	40	\$90.00	\$3,600.00	\$66.00	\$2,640.00	\$46.67	\$1,866.67	\$54.14	\$2,165.71
13	Asphalt Pavement Repair	SY	45	\$250.00	\$11,250.00	\$270.00	\$12,150.00	\$138.33	\$6,225.00	\$177.00	\$7,965.00
14	Undercut Unstable Soils	CY	50	\$40.00	\$2,000.00	\$150.00	\$7,500.00	\$36.67	\$1,833.33	\$69.00	\$3,450.00
15	Rock Removal	CY	10	\$75.00	\$750.00	\$1,100.00	\$11,000.00	\$191.67	\$1,916.67	\$330.43	\$3,304.29
16	Clearing and Grubbing	AC	0.25	\$1,000.00	\$250.00	\$16,000.00	\$4,000.00	\$41,600.00	\$10,400.00	\$25,400.00	\$6,350.00
17	Erosion Control, Seeding, Cleanup	LS	1	\$46,250.00	\$46,250.00	\$84,000.00	\$84,000.00	\$27,598.33	\$27,598.33	\$38,792.14	\$38,792.14
			<b>TOTAL BASE BID</b>		<b>\$495,787.41</b>		<b>\$559,530.00</b>		<b>\$391,098.33</b>		<b>\$428,694.34</b>



# NORTH CAROLINA LICENSING BOARD FOR GENERAL CONTRACTORS

Name: North State Water and Sewer Inc.  
Number: 76022  
Status: Valid  
Last Renewal Date: 2019-01-01  
Address: 3195 Maplewood Ave  
City: Winston Salem  
State: NC  
Zip: 27103-3903  
County: FORSYTH  
Telephone: (336) 575-3052  
limitation: Unlimited  
Classifications : PU(Water Lines & Sewer Lines)  
S (Boring & Tunneling)  
Qualifiers : Rodney Andrew Latham

**AGREEMENT  
BETWEEN OWNER AND CONTRACTOR  
FOR CONSTRUCTION CONTRACT (STIPULATED PRICE)**

THIS AGREEMENT is by and between Town of Apex (“Owner”) and  
\_\_\_\_\_ (“Contractor”).

Owner and Contractor hereby agree as follows:

**ARTICLE 1 – WORK**

1.01 Contractor shall complete all Work as specified or indicated in the Contract Documents. The Work is generally described as follows:

**ARTICLE 2 – THE PROJECT**

2.01 The Project, of which the Work under the Contract Documents is a part, is generally described as follows: 3,500 linear feet of 12-inch, 8-inch, and 6-inch waterline, including fire hydrants and new service connections.

**ARTICLE 3 – ENGINEER**

3.01 The part of the Project that pertains to the Work has been designed by the Town of Apex Water Resources Department. All notices required in accordance with this Agreement shall be provided to Jamie Gregg ([james.gregg@apexnc.org](mailto:james.gregg@apexnc.org)) and Mike Deaton ([Michael.deaton@apexnc.org](mailto:Michael.deaton@apexnc.org)) with the Town of Apex Water Resources Department.

**ARTICLE 4 – CONTRACT TIMES**

4.01 *Time of the Essence*

A. All time limits for Milestones, if any, Substantial Completion, and completion and readiness for final payment as stated in the Contract Documents are of the essence of the Contract.

4.02 *Contract Times: Days*

A. The Work will be substantially completed within 60 days after the date when the Contract Times commence to run as provided in Paragraph 4.01 of the General Conditions, and completed and ready for final payment in accordance with Paragraph 15.06 of the General Conditions within 90 days after the date when the Contract Times commence to run.

4.03 *Liquidated Damages*

A. Contractor and Owner recognize that time is of the essence as stated in Paragraph 4.01 above and that Owner will suffer financial and other losses if the Work is not completed and Milestones not achieved within the times specified in Paragraph 4.02 above, plus any extensions thereof allowed in accordance with the Contract. The parties also recognize the delays, expense, and difficulties involved in proving in a legal or arbitration proceeding the actual loss suffered by Owner if the Work is not completed on time. Accordingly, instead of requiring any such proof, Owner and Contractor agree that as liquidated damages for delay (but not as a penalty):



as the character and progress of the Work remain satisfactory to Owner and Engineer, there will be no additional retainage; and

- b. 95 percent of cost of materials and equipment not incorporated in the Work (with the balance being retainage).
- B. Upon Substantial Completion, Owner shall pay an amount sufficient to increase total payments to Contractor to 100 percent of the Work completed, less such amounts set off by Owner pursuant to Paragraph 15.01.E of the General Conditions, and less 200 percent of Engineer's estimate of the value of Work to be completed or corrected as shown on the punch list of items to be completed or corrected prior to final payment.

#### 6.03 *Final Payment*

- A. Upon final completion and acceptance of the Work in accordance with Paragraph 15.06 of the General Conditions, Owner shall pay the remainder of the Contract Price as recommended by Engineer as provided in said Paragraph 15.06.

### **ARTICLE 7 – INTEREST**

- 7.01 Interest on final payments due to prime contracts shall accrue in accordance with North Carolina General Statute 143-134.1.

### **ARTICLE 8 – CONTRACTOR'S REPRESENTATIONS**

- 8.01 In order to induce Owner to enter into this Contract, Contractor makes the following representations:
  - A. Contractor has examined and carefully studied the Contract Documents, and any data and reference items identified in the Contract Documents.
  - B. Contractor has visited the Site, conducted a thorough, alert visual examination of the Site and adjacent areas, and become familiar with and is satisfied as to the general, local, and Site conditions that may affect cost, progress, and performance of the Work.
  - C. Contractor is familiar with and is satisfied as to all Laws and Regulations that may affect cost, progress, and performance of the Work.
  - D. Contractor has carefully studied all: (1) reports of explorations and tests of subsurface conditions at or adjacent to the Site and all drawings of physical conditions relating to existing surface or subsurface structures at the Site that have been identified in the Supplementary Conditions, especially with respect to Technical Data in such reports and drawings, and (2) reports and drawings relating to Hazardous Environmental Conditions, if any, at or adjacent to the Site that have been identified in the Supplementary Conditions, especially with respect to Technical Data in such reports and drawings.
  - E. Contractor has considered the information known to Contractor itself; information commonly known to contractors doing business in the locality of the Site; information and observations obtained from visits to the Site; the Contract Documents; and the Site-related reports and drawings identified in the Contract Documents, with respect to the effect of such information, observations, and documents on (1) the cost, progress, and performance of the Work; (2) the means, methods, techniques, sequences, and procedures of construction to be employed by Contractor; and (3) Contractor's safety precautions and programs.



- F. Based on the information and observations referred to in the preceding paragraph, Contractor agrees that no further examinations, investigations, explorations, tests, studies, or data are necessary for the performance of the Work at the Contract Price, within the Contract Times, and in accordance with the other terms and conditions of the Contract.
- G. Contractor is aware of the general nature of work to be performed by Owner and others at the Site that relates to the Work as indicated in the Contract Documents.
- H. Contractor has given Engineer written notice of all conflicts, errors, ambiguities, or discrepancies that Contractor has discovered in the Contract Documents, and the written resolution thereof by Engineer is acceptable to Contractor.
- I. The Contract Documents are generally sufficient to indicate and convey understanding of all terms and conditions for performance and furnishing of the Work.
- J. Contractor's entry into this Contract constitutes an incontrovertible representation by Contractor that without exception all prices in the Agreement are premised upon performing and furnishing the Work required by the Contract Documents.

## ARTICLE 9 – CONTRACT DOCUMENTS

### 9.01 *Contents*

- A. The Contract Documents consist of the following:
  - 1. This Agreement (pages 1 to 7, inclusive).
  - 2. Performance bond (pages 1 to 3, inclusive).
  - 3. Payment bond (pages 1 to 3, inclusive).
  - 4. Power of Attorney (pages 1 to 1, inclusive).
  - 5. Certificate of Insurance (pages 1 to 1, inclusive).
  - 6. General Conditions (pages 1 to 65, inclusive).
  - 7. Supplementary Conditions (pages 1 to 19, inclusive).
  - 8. Supplementary General Conditions – CDBG Compliance Requirements (Pages 1 to 33, inclusive).
  - 9. Specifications as listed in the table of contents of the Project Manual.
  - 10. Drawings (not attached but incorporated by reference) consisting of 8 sheets with each sheet bearing the following general title: Irongate Subdivision Waterline Extension Project.
  - 11. Addenda (numbers      to     , inclusive).
  - 12. Exhibits to this Agreement (enumerated as follows):
    - a. Contractor's Bid (pages 1 to 7, inclusive).
    - b. Notice of Award (pages 1 to 1, inclusive).
    - c. Documentation submitted by Contractor prior to Notice of Award.
    - d. Affidavits.
  - 13. The following which may be delivered or issued on or after the Effective Date of the Contract and are not attached hereto:

- a. Notice to Proceed.
  - b. Work Change Directives.
  - c. Change Orders.
- B. The documents listed in Paragraph 9.01.A are attached to this Agreement (except as expressly noted otherwise above).
- C. There are no Contract Documents other than those listed above in this Article 9.
- D. The Contract Documents may only be amended, modified, or supplemented as provided in the General Conditions.

## **ARTICLE 10 – MISCELLANEOUS**

### **10.01 Terms**

- A. Terms used in this Agreement will have the meanings stated in the General Conditions and the Supplementary Conditions.

### **10.02 Assignment of Contract**

- A. Unless expressly agreed to elsewhere in the Contract, no assignment by a party hereto of any rights under or interests in the Contract will be binding on another party hereto without the written consent of the party sought to be bound; and, specifically but without limitation, money that may become due and money that is due may not be assigned without such consent (except to the extent that the effect of this restriction may be limited by law), and unless specifically stated to the contrary in any written consent to an assignment, no assignment will release or discharge the assignor from any duty or responsibility under the Contract Documents.

### **10.03 Successors and Assigns**

- A. Owner and Contractor each binds itself, its successors, assigns, and legal representatives to the other party hereto, its successors, assigns, and legal representatives in respect to all covenants, agreements, and obligations contained in the Contract Documents.

### **10.04 Severability**

- A. Any provision or part of the Contract Documents held to be void or unenforceable under any Law or Regulation shall be deemed stricken, and all remaining provisions shall continue to be valid and binding upon Owner and Contractor, who agree that the Contract Documents shall be reformed to replace such stricken provision or part thereof with a valid and enforceable provision that comes as close as possible to expressing the intention of the stricken provision.

### **10.05 Contractor's Certifications**

- A. Contractor certifies that it has not engaged in corrupt, fraudulent, collusive, or coercive practices in competing for or in executing the Contract. For the purposes of this Paragraph 10.05:
1. "corrupt practice" means the offering, giving, receiving, or soliciting of anything of value likely to influence the action of a public official in the bidding process or in the Contract execution;
  2. "fraudulent practice" means an intentional misrepresentation of facts made (a) to influence the bidding process or the execution of the Contract to the detriment of

Owner, (b) to establish Bid or Contract prices at artificial non-competitive levels, or (c) to deprive Owner of the benefits of free and open competition;

3. "collusive practice" means a scheme or arrangement between two or more Bidders, with or without the knowledge of Owner, a purpose of which is to establish Bid prices at artificial, non-competitive levels; and
4. "coercive practice" means harming or threatening to harm, directly or indirectly, persons or their property to influence their participation in the bidding process or affect the execution of the Contract.

10.06 E-Verify

- A. Contractor hereby acknowledges that "E-Verify" is the federal E-Verify program operated by the US Department of Homeland Security and other federal agencies which is used to verify the work authorization of newly hired employees pursuant to federal law and in accordance with Article 2, Chapter 64 of the North Carolina General Statutes. Contractor further acknowledges that all employers, as defined by Article 2, Chapter 64 of the North Carolina General Statutes, must use E-Verify and after hiring an employee to work in the United States, shall verify the work authorization of the employee through E-Verify in accordance with NCGS §64-26(a). Contractor hereby pledges, attests and warrants through execution of this Agreement that Contractor complies with the requirements of Article 2 of Chapter 64 of the North Carolina General Statutes and further pledges, attests and warrants that any subcontractors currently employed by or subsequently hired by Contractor shall comply with any and all E-Verify requirements. Failure to comply with the above requirements shall be considered a breach of this Agreement.

10.07 Iran Divestment Act Certification

- A. N.C.G.S. 147-86.60 prohibits the State of North Carolina, a North Carolina local government, or any other political subdivision of the State of North Carolina from contracting with any entity that is listed on the Final Divestment List created by the North Carolina State Treasurer pursuant to N.C.G.S. 147-86.58. N.C.G.S. 147-86.59 further requires that contractors with the State, a North Carolina local government, or any other political subdivision of the State of North Carolina must not utilize any subcontractor found on the State Treasurer's Final Divestment List. As of the date of execution of this Agreement Contractor hereby certifies that it is not listed on the Final Divestment List created by the North Carolina State Treasurer and that Contractor will not utilize any subcontractors found on the Final Divestment List.

10.08 Anti-Human Trafficking

- A. The Contractor warrants and agrees that no labor supplied by the Contractor or the Contractor's subcontractors in the performance of this Agreement shall be obtained by means of deception, coercion, intimidation or force, or otherwise in violation of North Carolina law, specifically Article 10A, Subchapter 3 of Chapter 14 of the North Carolina General Statutes, Human Trafficking.

IN WITNESS WHEREOF, Owner and Contractor have signed this Agreement.

This Agreement will be effective on \_\_\_\_\_ (which is the Effective Date of the Contract).

OWNER:

CONTRACTOR:

Town of Apex \_\_\_\_\_

\_\_\_\_\_

By: \_\_\_\_\_

By: \_\_\_\_\_

Title: \_\_\_\_\_

Title: \_\_\_\_\_

*(If Contractor is a corporation, a partnership, or a joint venture, attach evidence of authority to sign.)*

Attest: \_\_\_\_\_

Attest: \_\_\_\_\_

Title: \_\_\_\_\_

Title: \_\_\_\_\_

Address for giving notices:

Address for giving notices:

P.O. Box 250 \_\_\_\_\_

\_\_\_\_\_

Apex, NC 27502-0250 \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

License No.: \_\_\_\_\_  
*(where applicable)*

If Contractor is a corporation, partnership, or joint venture, attach evidence of authority to sign.

*This instrument has been preaudited in the manner required by the Local Government Budget and Fiscal Control Act.*

\_\_\_\_\_  
Vance Holloman, Finance Director

# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: PUBLIC HEARING

Meeting Date: January 7, 2020

## Item Details

Presenter(s): Dianne Khin, Planning Director

Department(s): Planning Department

### Requested Motion

Public Hearing and possible motion to adopt an Ordinance on the Question of Annexation – Apex Town Council's intent to annex Crescent Apex, LLC (Linden Subdivision) property containing 4.513 acres located at Linden Grove Drive & Olive Chapel Road, Annexation #679 into the Town's corporate limits.

### Approval Recommended?

Planning Department recommends approval.

### Item Details

The Town Clerk certifies to the investigation of said annexation.

### Attachments

- Annexation Ordinance
- Annexation Petition
- Legal Description
- Preliminary Plat



## PETITION FOR VOLUNTARY ANNEXATION

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

Application #: 679 Submittal Date: 11/8/19  
Fee Paid: \$ 200 Check #: 2975

### TO THE TOWN COUNCIL APEX, NORTH CAROLINA

1. We, the undersigned owners of real property, respectfully request that the area described in Part 4 below be annexed to the Town of Apex, Wake County, North Carolina.
2. The area to be annexed is  contiguous,  non-contiguous (satellite) to the Town of Apex, North Carolina and the boundaries are as contained in the metes and bounds description attached hereto.
3. If contiguous, this annexation will include all intervening rights-of-way for streets, railroads and other areas as stated in G.S. 160A-31(f), unless otherwise stated in the annexation amendment.

### Owner Information

Crescent Apex LLC  
Owner Name (Please Print) 0722602549  
Property PIN or Deed Book & Page #  
919-247-4970  
Phone mbarron@drbgroup.com  
E-mail Address

Owner Name (Please Print) \_\_\_\_\_  
Property PIN or Deed Book & Page # \_\_\_\_\_  
Phone \_\_\_\_\_  
E-mail Address \_\_\_\_\_

Owner Name (Please Print) \_\_\_\_\_  
Property PIN or Deed Book & Page # \_\_\_\_\_  
Phone \_\_\_\_\_  
E-mail Address \_\_\_\_\_

### Surveyor Information

Surveyor: McAdams  
Phone: 919-361-5000 Fax: \_\_\_\_\_  
E-mail Address: yokley@mcadamsco.com

### Annexation Summary Chart

Total Acreage to be annexed:	<u>4.513</u>	Reason for annexation: (select one)	
Population of acreage to be annexed:	<u>0</u>	Receive Town Services	<u>X</u>
Existing # of housing units:	<u>10</u>	Other (please specify)	_____
Zoning District*:	<u>PUD-CZ</u>		

\*If the property to be annexed is not within the Town of Apex's Extraterritorial Jurisdiction, the applicant must also submit a rezoning application with the petition for voluntary annexation to establish an Apex zoning designation. Please contact the Planning Department for questions.

PETITION FOR VOLUNTARY ANNEXATION

Application #: 679

Submittal Date: 11/8/19

COMPLETE IF IN A LIMITED LIABILITY COMPANY

In witness whereof, CRESCENT APEX, LLC a limited liability company, caused this instrument to be executed in its name by a member/manager pursuant to authority duly given, this the 5<sup>th</sup> day of November, 2019.

Name of Limited Liability Company CRESCENT APEX, LLC

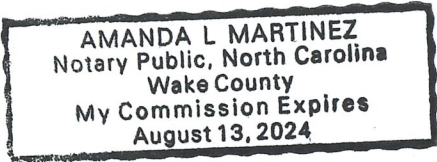
By: [Signature]  
Signature of Member/Manager

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Amanda L Martinez a Notary Public for the above State and County, this the 5<sup>th</sup> day of November, 2019.

[Signature]  
Notary Public

SEAL



My Commission Expires: 8-13-24

COMPLETE IF IN A PARTNERSHIP

In witness whereof, \_\_\_\_\_ a partnership, caused this instrument to be executed in its name by a member/manager pursuant to authority duly given, this the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Name of Partnership \_\_\_\_\_

By: \_\_\_\_\_  
Signature of General Partner

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, \_\_\_\_\_ a Notary Public for the above State and County, this the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

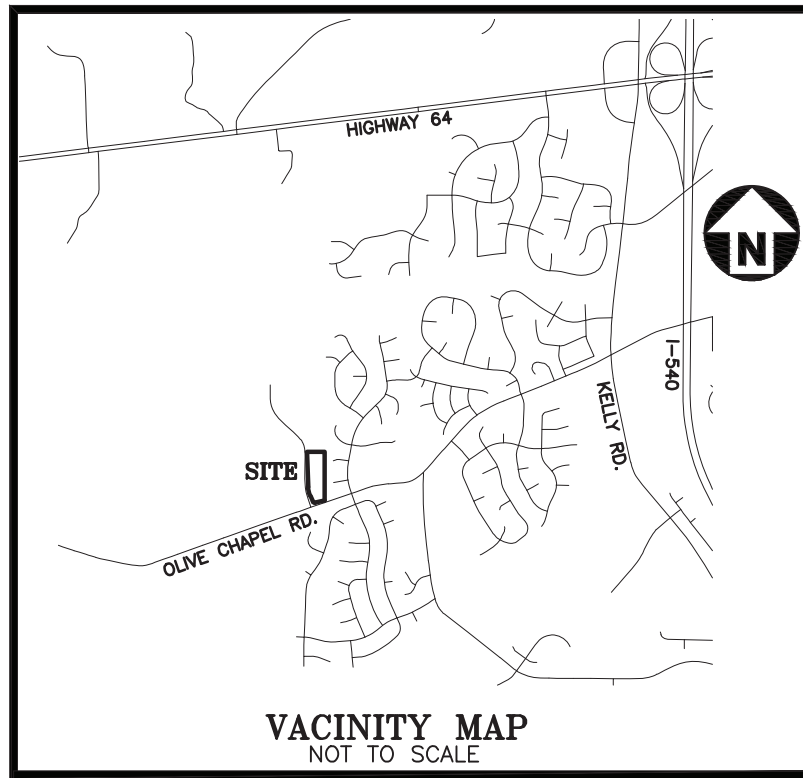
SEAL

My Commission Expires: \_\_\_\_\_

0 LINDEN GROVE LANE ANNEXATION

BEGINNING AT AN EXISTING IRON PIPE, SAID IRON PIPE BEING THE NORTH EASTERN MOST CORNER OF 0 LINDEN GROVE LANE; THENCE SOUTH  $00^{\circ}14'03''$  WEST, 761.18 FEET TO AN EXISTING IRON PIPE; THENCE SOUTH  $79^{\circ}17'16''$  WEST, 115.98 FEET TO AN EXISTING IRON PIPE; THENCE SOUTH  $70^{\circ}49'15''$  WEST, 34.84 FEET TO AN EXISTING IRON PIPE; THENCE WITH A CURVE TO THE RIGHT WITH AN ARC LENGTH OF 37.09 FEET, WITH A RADIUS OF 25.00 FEET, WITH A CHORD BEARING OF NORTH  $66^{\circ}40'45''$  WEST, WITH A CHORD LENGTH OF 33.78 FEET TO AN EXISTING IRON PIPE; THENCE NORTH  $24^{\circ}10'45''$  WEST, 100.75 FEET TO AN EXISTING IRON PIPE; THENCE WITH A CURVE TO THE RIGHT WITH AN ARC LENGTH OF 142.05 FEET, WITH A RADIUS OF 370.00 FEET, WITH A CHORD BEARING OF NORTH  $13^{\circ}10'50''$  WEST, WITH A CHORD LENGTH OF 141.18 FEET TO AN EXISTING IRON PIPE; THENCE NORTH  $02^{\circ}10'55''$  WEST, 553.08 FEET TO AN EXISTING IRON PIPE; THENCE SOUTH  $89^{\circ}44'26''$  EAST, 275.51 FEET TO THE POINT AND PLACE OF BEGINNING CONTAINING 4.513 ACRES, 196573 SQUARE FEET.





**GENERAL NOTES**

1. THIS IS A SURVEY OF AN EXISTING PARCEL(S) OF LAND. THIS IS AN ANNEXATION PLAT.
2. BEARINGS FOR THIS SURVEY ARE BASED ON NAD 83 (2011).
3. ALL DISTANCES ARE HORIZONTAL GROUND DISTANCES.
4. ZONING: PUD-CZ
5. AREA BY COORDINATE GEOMETRY.
6. FLOOD NOTE: THIS PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD ZONE. IT IS LOCATED IN ZONE "X" AS DEFINED BY F.E.M.A F.I.R.M MAP NUMBER #3720072200J DATED MAY 2, 2006.
7. **UTILITY STATEMENT**  
THE UNDERGROUND UTILITIES SHOWN HAVE BEEN LOCATED FROM FIELD SURVEY INFORMATION AND EXISTING DRAWINGS. THE SURVEYOR MAKES NO GUARANTEE THAT THE UNDERGROUND UTILITIES SHOWN COMPRISE ALL SUCH UTILITIES IN THE AREA, EITHER IN SERVICE OR ABANDONED. THE SURVEYOR FURTHER DOES NOT WARRANT THAT THE UNDERGROUND UTILITIES SHOWN ARE IN THE EXACT LOCATION INDICATED ALTHOUGH HE DOES CERTIFY THAT THEY ARE LOCATED AS ACCURATELY AS POSSIBLE FROM INFORMATION AVAILABLE. THE SURVEYOR HAS NOT PHYSICALLY LOCATED THE UNDERGROUND UTILITIES.
8. NO GRID MONUMENTS FOUND WITHIN 2000' OF SITE.

LEGEND(UNLESS OTHERWISE NOTED)

- EXISTING IRON PIPE
- ADJOINER
- BOUNDARY
- PUBLIC STORM DRAINAGE EASEMENT
- WETLAND AREA
- RIGHT OF WAY
- TCE --- TCE --- TEMPORARY CONSTRUCTION EASEMENT
- UTILITY EASEMENT
- ANNEXATION

TYPE OF PLAT

I HEREBY CERTIFY THIS PLAT OF THE FOLLOWING TYPE: G.S. 47-30 (F)(1)(D). THAT THE SURVEY IS OF ANOTHER CATEGORY, SUCH AS THE RECOMBINATION OF EXISTING PARCELS, A COURT-ORDERED SURVEY, OR OTHER EXEMPTION OR EXCEPTION TO THE DEFINITION OF SUBDIVISION.

PROFESSIONAL LAND SURVEYOR

SURVEYOR'S CERTIFICATE

I, JAMES S. ARMSTRONG, CERTIFY THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION (DEED DESCRIPTION RECORDED IN BOOK \_\_\_\_\_, PAGE \_\_\_\_\_); THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED AS DRAWN FROM INFORMATION FOUND IN BOOK \_\_\_\_\_, PAGE \_\_\_\_\_; THAT THE RATIO OF PRECISION OR POSITIONAL ACCURACY AS CALCULATED IS \_\_\_\_\_; THAT THIS PLAT WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED. WITNESS MY ORIGINAL SIGNATURE, LICENSE NUMBER AND SEAL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, A.D., \_\_\_\_\_.

JAMES S. ARMSTRONG, PROFESSIONAL LAND SURVEYOR L-4411

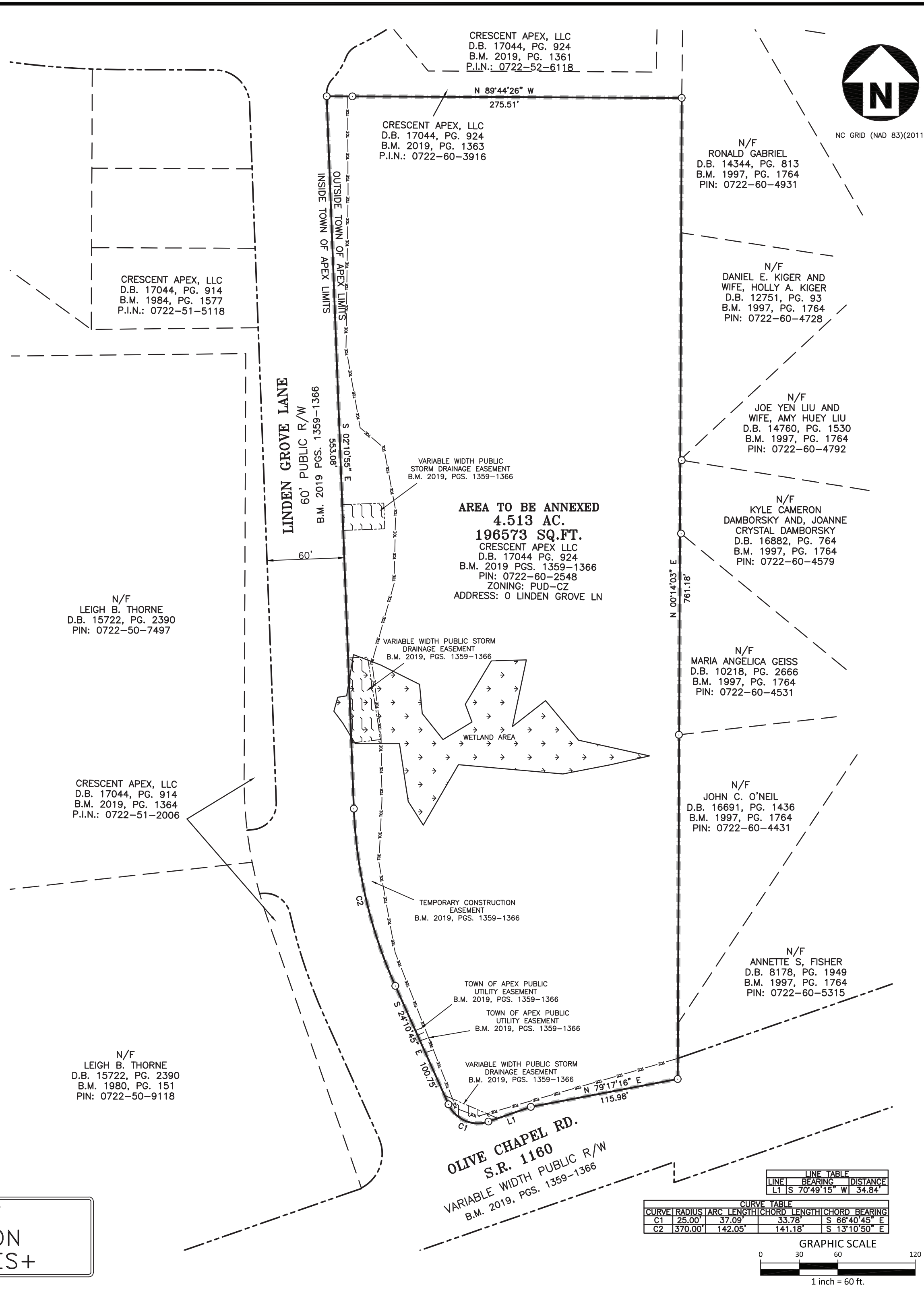
CERTIFICATE OF ANNEXATION

ANNEXATION # \_\_\_\_\_  
I, DONNA B. HOSCH, MMC, NCCMC, TOWN CLERK, APEX, NORTH CAROLINA CERTIFY THIS A TRUE AND EXACT MAP OF ANNEXATION ADOPTED THE \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_, BY THE TOWN COUNCIL. I SET MY HAND AND SEAL OF THE TOWN OF APEX,

DAY/MONTH/YEAR

DONNA B. HOSCH, MMC, NCCMC, TOWN CLERK

AREA OF ANNEXATION  
4.513 ACRES+



CURVE TABLE				
CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING
C1	25.00'	37.09'	33.78'	S 66°40'45" E
C2	370.00'	142.05'	141.18'	S 13°10'50" E

LINE TABLE		
LINE	BEARING	DISTANCE
L1	S 70°49'15" W	34.84'

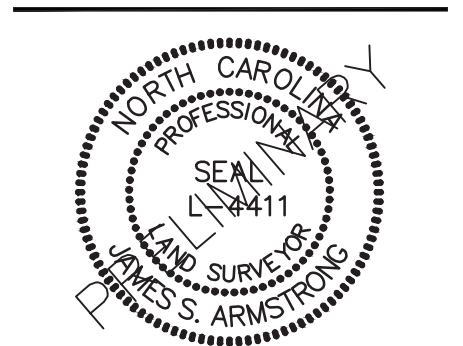
  

GRAPHIC SCALE  
0 30 60 120  
1 inch = 60 ft.

**McADAMS**  
The John R. McAdams Company, Inc.  
2905 Meridian Parkway  
Durham, NC 27713  
phone 919. 361. 5000  
fax 919. 361. 2269  
license number: C-0293, C-187  
www.mcadamsco.com

**CLIENT**  
CRESCENT APEX, LLC  
227 WEST TRADE STREET  
SUITE 1000  
CHARLOTTE, NC 28202

**LINDEN**  
CONTIGUOUS ANNEXATION  
0 LINDEN GROVE LANE  
APEX, NC, 27502



**REVISIONS**  
NO. DATE

**PLAN INFORMATION**  
PROJECT NO. DRB-19010  
FILENAME DRB-19010-A1  
CHECKED BY JSA  
DRAWN BY CBF  
SCALE 1"=60'  
DATE 10.16.2019

**SHEET**  
**SHEET TITLE**  
**1-1**

X:\Projects\DRB\DRB-19010\Geomatics\Survey\Plats\DRB19010-A1.dwg, 10/30/2019 11:22:20 AM, Messinger, Timothy

**Annexation #679**

Linden

PRICEWOOD LN

JEHON CT

STARITA CT

Woodridge

SIMCA CT

WINECOTT DR

Lucas Farms

TAMORA CT

OLIVE CHAPEL RD

GRASSY POINT RD

ATKINSON CT

Hollands Crossing

BERGEN AVE

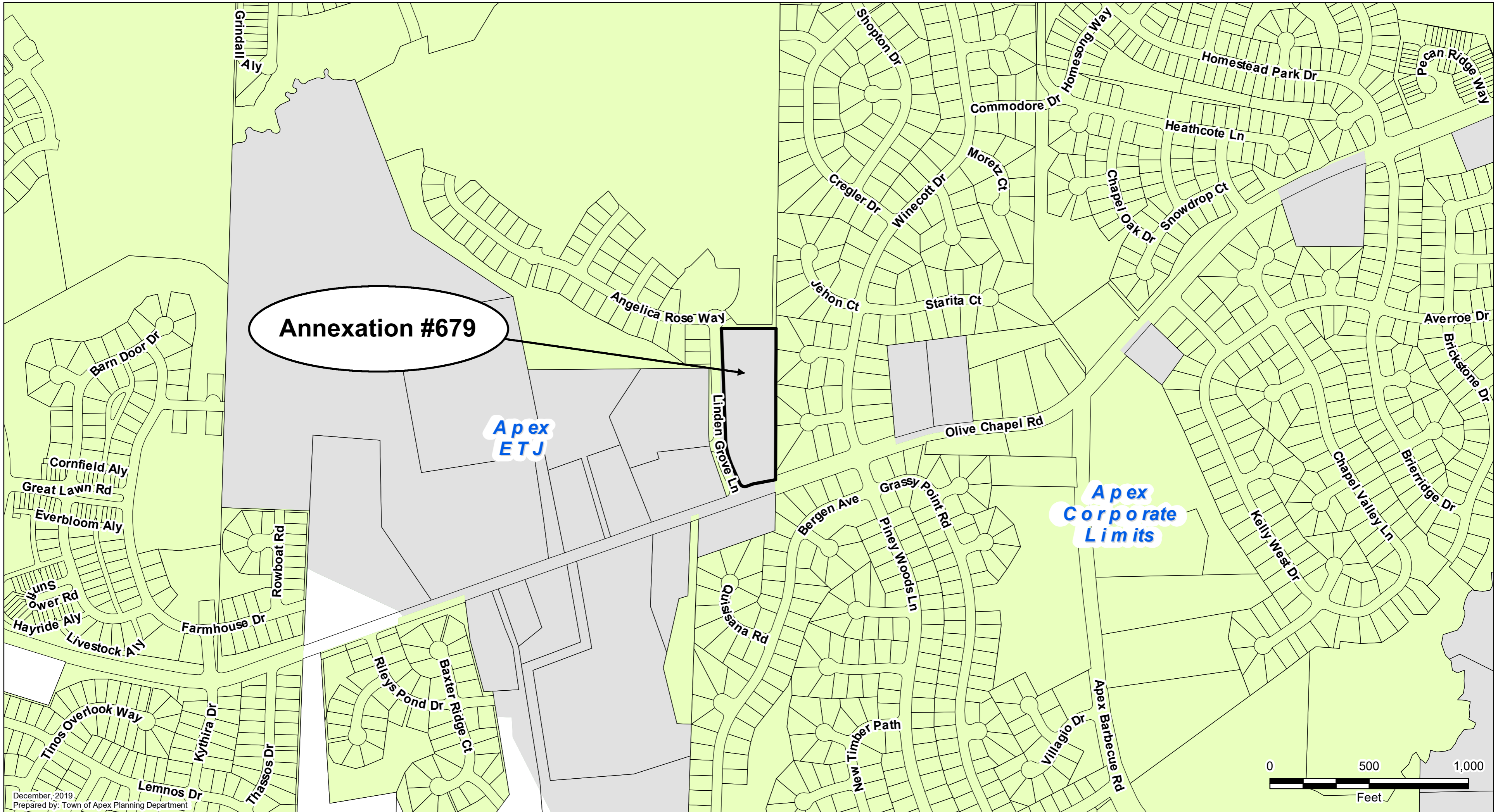
PINEY WOODS LN

250

500

Feet

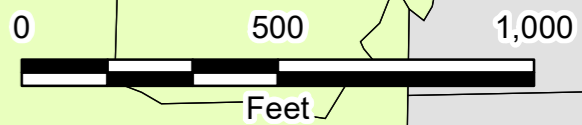
Holland Cove



**Annexation #679**

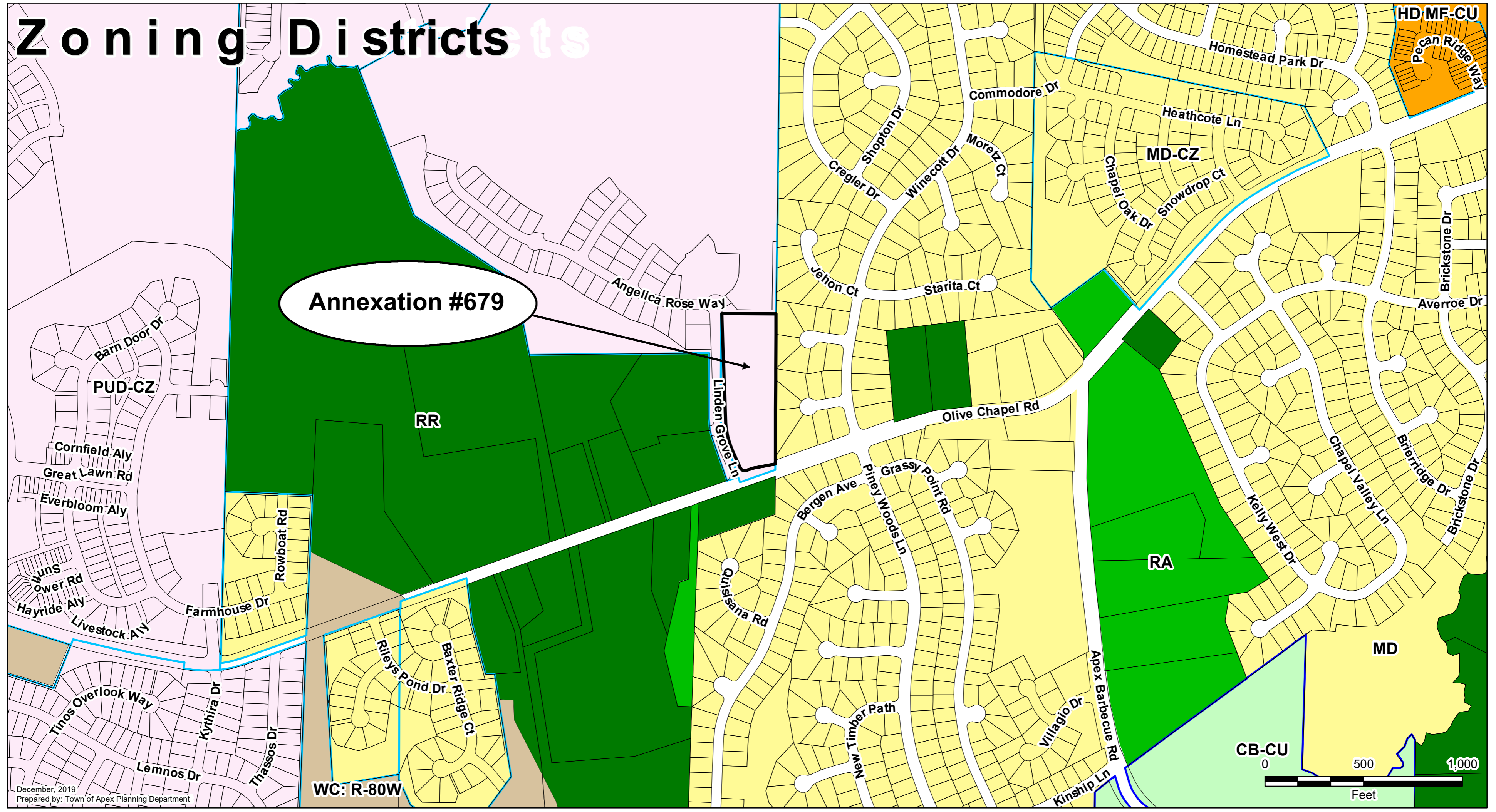
**Apex  
ETJ**

**Apex  
Corporate  
Limits**



# Zoning Districts

**Annexation #679**





TOWN OF APEX, NORTH CAROLINA  
Municipality No. 333

After recording, please return to:  
Donna Hosch, MMC, NCCMC, Town Clerk  
Town of Apex  
P.O. Box 250  
Apex, NC 27502

ORDINANCE NO. 2020-0107-01  
ANNEXATION PETITION NO. #679  
Linden MSP

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS  
OF THE TOWN OF APEX, NORTH CAROLINA  
P.O. Box 250, Apex, North Carolina 27502

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

WHEREAS, the Apex Town Council has by Resolution directed the Town Clerk to investigate the sufficiency of said petition; and

WHEREAS, the Town Clerk has certified the sufficiency of said petition and a public hearing on the question of this annexation was held at Apex Town Hall at 6:00 p.m. on January 7, 2020, after due notice by posting to the Town of Apex website, <http://www.apexnc.org/news/public-notices-legal-ads>; and

WHEREAS, the Apex Town 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 Town Council of Apex, North Carolina:

Section 1. By virtue of the authority granted by G.S.§160A-31, as amended, the territory described in the attached property description and also shown as "Annexation Area" on the below identified survey plat is hereby annexed and made part of the Town of Apex, North Carolina, as of the date of adoption of this Ordinance on August 15, 2017. The survey plat that describes the annexed territory is that certain survey plat entitled "Contiguous Annexation 0 Linden Grove Lane, McAdams Company, dated 10.16.2019" and recorded in Book of Maps book number 2020 and page number [REDACTED], Wake County Registry.

Section 2. Upon and after the adoption of this ordinance, the territory described herein and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the Town of Apex, North Carolina, and shall be entitled to the same privileges and benefits as other parts of the Town of Apex. Said territory shall be subject to municipal taxes according to G.S.§160A-58.10, as amended.

Section 3. The Clerk of the Town of Apex, North Carolina shall cause to be recorded in the Office of the Register of Deeds of Wake County and in the Office of the Secretary of State at Raleigh, North Carolina and in the Office of the Wake County Board of Elections an accurate map of the annexed territory, described in Section 1 hereof, together with a duly certified copy of this Ordinance.

Adopted this the 7th day of January 2020.

\_\_\_\_\_  
Jacques K. Gilbert  
Mayor

ATTEST:

\_\_\_\_\_  
Donna B. Hosch, MMC, NCCMC  
Town Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Laurie L. Hohe  
Town Attorney

Legal Description

BEGINNING AT AN EXISTING IRON PIPE, SAID IRON PIPE BEING THE NORTH EASTERN MOST CORNER OF 0 LINDEN GROVE LANE; THENCE SOUTH 00°14'03" WEST, 761.18 FEET TO AN EXISTING IRON PIPE; THENCE SOUTH 79°17'16" WEST, 115.98 FEET TO AN EXISTING IRON PIPE; THENCE SOUTH 70°49'15" WEST, 34.84 FEET TO AN EXISTING IRON PIPE; THENCE WITH A CURVE TO THE RIGHT WITH AN ARC LENGTH OF 37.09 FEET, WITH A RADIUS OF 25.00 FEET, WITH A CHORD BEARING OF NORTH 66°40'45" WEST, WITH A CHORD LENGTH OF 33.78 FEET TO AN EXISTING IRON PIPE; THENCE NORTH 24°10'45" WEST, 100.75 FEET TO AN EXISTING IRON PIPE; THENCE WITH A CURVE TO THE RIGHT WITH AN ARC LENGTH OF 142.05 FEET, WITH A RADIUS OF 370.00 FEET, WITH A CHORD BEARING OF NORTH 13°10'50" WEST, WITH A CHORD LENGTH OF 141.18 FEET TO AN EXISTING IRON PIPE; THENCE NORTH 02°10'55" WEST, 553.08 FEET TO AN EXISTING IRON PIPE; THENCE SOUTH 89°44'26" EAST, 275.51 FEET TO THE POINT AND PLACE OF BEGINNING CONTAINING 4.513 ACRES, 196573 SQUARE FEET.

STATE OF NORTH CAROLINA

COUNTY OF WAKE

CLERK'S CERTIFICATION

I, Donna B. Hosch, MMC, NCCMC, Town Clerk, Town of Apex, North Carolina, do hereby certify the foregoing is a true and correct copy of Annexation Ordinance No. 2020-0107-01, adopted at a meeting of the Town Council, on the 7th day of January 2020, the original of which will be on file in the Office of the Town Clerk of Apex, North Carolina.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official Seal of the Town of Apex, North Carolina, this the 7th day of January 2020.

---

Donna B. Hosch, MMC, NCCMC  
Town Clerk

(SEAL)

# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: PUBLIC HEARING

Meeting Date: 1/7/2020

## Item Details

Presenter(s): Dianne Khin, Planning Director

Department(s): Planning Department

### Requested Motion

Public Hearing and possible motion to adopt an Ordinance on the Question of Annexation – Apex Town Council's intent to annex James and Jennifer Davis, Charles Catlette Jr., Martha B. Catlette Revocable Trust and Jennifer Davis (Courtyards on Holt) property containing 26.897 acres located at 0, 1337 and 1345 Holt Road, 305 and 313 Catlette Street, Annexation #680 into the Town's corporate limits.

### Approval Recommended?

Yes, by the Planning Department.

### Item Details

The Town Clerk certifies to the investigation of said annexation.

### Attachments

- Annexation Ordinance
- Annexation Petition
- Legal Description
- Preliminary Plat





## PETITION FOR VOLUNTARY ANNEXATION

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

Application #: 680 Submittal Date: 11/1/19  
Fee Paid \$ 200 Check # 3425

### TO THE TOWN COUNCIL APEX, NORTH CAROLINA

1. We, the undersigned owners of real property, respectfully request that the area described in Part 4 below be annexed to the Town of Apex, Wake County, North Carolina.
2. The area to be annexed is  contiguous,  non-contiguous (satellite) to the Town of Apex, North Carolina and the boundaries are as contained in the metes and bounds description attached hereto.
3. If contiguous, this annexation will include all intervening rights-of-way for streets, railroads and other areas as stated in G.S. 160A-31(f), unless otherwise stated in the annexation amendment.

### Owner Information

Owner Name (Please Print)	Property PIN or Deed Book & Page #
Phone	E-mail Address
James & Jennifer Davis	0743-22-9676 (1.730 acres)
Owner Name (Please Print)	Property PIN or Deed Book & Page #
Phone	E-mail Address
Owner Name (Please Print)	Property PIN or Deed Book & Page #
Phone	E-mail Address

### Surveyor Information

Surveyor: Advanced Civil Design - James Whitacre, PLS  
Phone: (919) 481-6290 Fax: (919) 336-5127  
E-mail Address: jwhitacre@advancedcivildesign.com

### Annexation Summary Chart

Total Acreage to be annexed:	<u>                    </u>	Reason for annexation: (select one)	
Population of acreage to be annexed:	<u>1</u>	Receive Town Services	<u>                    </u>
Existing # of housing units:	<u>4</u>	Other (please specify)	<u>XX</u>
Zoning District*:	<u>PUD-CZ</u>	Construction Document approval	<u>                    </u>

\*If the property to be annexed is not within the Town of Apex's Extraterritorial Jurisdiction, the applicant must also submit a rezoning application with the petition for voluntary annexation to establish an Apex zoning designation. Please contact the Planning Department for questions.

**PETITION FOR VOLUNTARY ANNEXATION**

Application #: \_\_\_\_\_

Submittal Date: \_\_\_\_\_

**COMPLETE IF SIGNED BY INDIVIDUALS:**

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Jennifer Davis  
Please Print

Jennifer Davis  
Signature

James W. Davis  
Please Print

James W. Davis  
Signature

\_\_\_\_\_  
Please Print

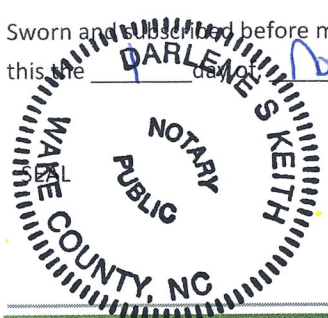
\_\_\_\_\_  
Signature

\_\_\_\_\_  
Please Print

\_\_\_\_\_  
Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Darlene S Keith, a Notary Public for the above State and County,  
this the November day of 2019.



Darlene S Keith  
Notary Public

My Commission Expires: 8/5/2022

**COMPLETE IF A CORPORATION:**

In witness whereof, said corporation has caused this instrument to be executed by its President and attested by its Secretary by order of its Board of Directors, this the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Corporate Name \_\_\_\_\_

SEAL

By: \_\_\_\_\_  
President (Signature)

Attest:

\_\_\_\_\_  
Secretary (Signature)

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, \_\_\_\_\_, a Notary Public for the above State and County,  
this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

SEAL

My Commission Expires: \_\_\_\_\_

# PETITION FOR VOLUNTARY ANNEXATION

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

Application #: \_\_\_\_\_ Submittal Date: \_\_\_\_\_  
Fee Paid \$ \_\_\_\_\_ Check # \_\_\_\_\_

## TO THE TOWN COUNCIL APEX, NORTH CAROLINA

1. We, the undersigned owners of real property, respectfully request that the area described in Part 4 below be annexed to the Town of Apex, Wake County, North Carolina.
2. The area to be annexed is  contiguous,  non-contiguous (satellite) to the Town of Apex, North Carolina and the boundaries are as contained in the metes and bounds description attached hereto.
3. If contiguous, this annexation will include all intervening rights-of-way for streets, railroads and other areas as stated in G.S. 160A-31(f), unless otherwise stated in the annexation amendment.

## Owner Information

Charles Catlette Jr.	0743-22-5750 (1.781 acres)
Owner Name (Please Print)	Property PIN or Deed Book & Page #
Phone	E-mail Address
Owner Name (Please Print)	Property PIN or Deed Book & Page #
Phone	E-mail Address
Owner Name (Please Print)	Property PIN or Deed Book & Page #
Phone	E-mail Address

## Surveyor Information

Surveyor: Advanced Civil Design - James Whitacre, PLS  
Phone: (919) 481-6290 Fax: (919) 336-5127  
E-mail Address: jwhitacre@advancedcivildesign.com

## Annexation Summary Chart

Total Acreage to be annexed:	<u>4</u>	Reason for annexation: (select one)	
Population of acreage to be annexed:	_____	Receive Town Services	_____
Existing # of housing units:	_____	Other (please specify)	<u>XX</u>
Zoning District*:	<u>PUD-CZ</u>	Construction Document approval	_____

\*If the property to be annexed is not within the Town of Apex's Extraterritorial Jurisdiction, the applicant must also submit a rezoning application with the petition for voluntary annexation to establish an Apex zoning designation. Please contact the Planning Department for questions.

**PETITION FOR VOLUNTARY ANNEXATION**

Application #: \_\_\_\_\_

Submittal Date: \_\_\_\_\_

**COMPLETE IF SIGNED BY INDIVIDUALS:**

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Charles Catlette Jr  
Please Print

Charles Catlette Jr  
Signature

\_\_\_\_\_  
Please Print

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Please Print

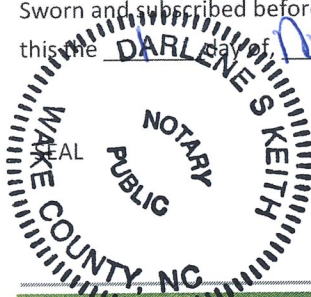
\_\_\_\_\_  
Signature

\_\_\_\_\_  
Please Print

\_\_\_\_\_  
Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Darlene S. Keith, a Notary Public for the above State and County,  
this the 12 day of December, 2019.



Darlene S. Keith  
Notary Public

My Commission Expires: 8/5/2022

**COMPLETE IF A CORPORATION:**

In witness whereof, said corporation has caused this instrument to be executed by its President and attested by its Secretary by order of its Board of Directors, this the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Corporate Name \_\_\_\_\_

SEAL

By: \_\_\_\_\_  
President (Signature)

Attest:

\_\_\_\_\_  
Secretary (Signature)

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, \_\_\_\_\_, a Notary Public for the above State and County,  
this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

SEAL

My Commission Expires: \_\_\_\_\_

# PETITION FOR VOLUNTARY ANNEXATION

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

Application #: \_\_\_\_\_ Submittal Date: \_\_\_\_\_  
Fee Paid \$ \_\_\_\_\_ Check # \_\_\_\_\_

## TO THE TOWN COUNCIL APEX, NORTH CAROLINA

1. We, the undersigned owners of real property, respectfully request that the area described in Part 4 below be annexed to the Town of Apex, Wake County, North Carolina.
2. The area to be annexed is  contiguous,  non-contiguous (satellite) to the Town of Apex, North Carolina and the boundaries are as contained in the metes and bounds description attached hereto.
3. If contiguous, this annexation will include all intervening rights-of-way for streets, railroads and other areas as stated in G.S. 160A-31(f), unless otherwise stated in the annexation amendment.

## Owner Information

Martha B. Catlette Revocable Trust	0743-23-4100 (20.244 acres)
Owner Name (Please Print)	Property PIN or Deed Book & Page #
Phone	E-mail Address
Owner Name (Please Print)	Property PIN or Deed Book & Page #
Phone	E-mail Address
Owner Name (Please Print)	Property PIN or Deed Book & Page #
Phone	E-mail Address

## Surveyor Information

Surveyor: Advanced Civil Design - James Whitacre, PLS  
Phone: (919) 481-6290 Fax: (919) 336-5127  
E-mail Address: jwhitacre@advancedcivildesign.com

## Annexation Summary Chart

Total Acreage to be annexed: _____	Reason for annexation: (select one)
Population of acreage to be annexed: _____	Receive Town Services _____
Existing # of housing units: _____	Other (please specify) <u>XX</u>
Zoning District*: <u>PUD-CZ</u>	Construction Document approval _____

\*If the property to be annexed is not within the Town of Apex's Extraterritorial Jurisdiction, the applicant must also submit a rezoning application with the petition for voluntary annexation to establish an Apex zoning designation. Please contact the Planning Department for questions.

PETITION FOR VOLUNTARY ANNEXATION

Application #: \_\_\_\_\_

Submittal Date: \_\_\_\_\_

COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Charles Cattelle Jr Trustee Charles Cattelle Jr Trustee  
Please Print Signature

\_\_\_\_\_  
Please Print

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Please Print

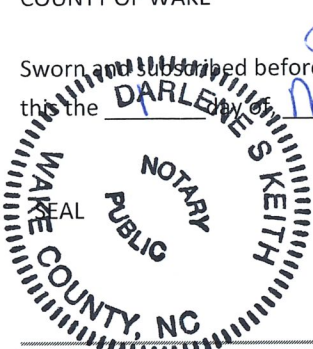
\_\_\_\_\_  
Signature

\_\_\_\_\_  
Please Print

\_\_\_\_\_  
Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Darlene S. Keith, a Notary Public for the above State and County,  
this the 14 day of November, 2019.



Darlene S. Keith  
Notary Public

My Commission Expires: 8-5-2022

COMPLETE IF A CORPORATION:

In witness whereof, said corporation has caused this instrument to be executed by its President and attested by its Secretary by order of its Board of Directors, this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Corporate Name \_\_\_\_\_

SEAL

By: \_\_\_\_\_  
President (Signature)

Attest:

\_\_\_\_\_  
Secretary (Signature)

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, \_\_\_\_\_, a Notary Public for the above State and County,  
this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

SEAL

My Commission Expires: \_\_\_\_\_

# PETITION FOR VOLUNTARY ANNEXATION

This document is a public record under the North Carolina Public Records Act and may be published on the Town's website or disclosed to third parties.

Application #: \_\_\_\_\_ Submittal Date: \_\_\_\_\_  
Fee Paid \$ \_\_\_\_\_ Check # \_\_\_\_\_

## TO THE TOWN COUNCIL APEX, NORTH CAROLINA

1. We, the undersigned owners of real property, respectfully request that the area described in Part 4 below be annexed to the Town of Apex, Wake County, North Carolina.
2. The area to be annexed is  contiguous,  non-contiguous (satellite) to the Town of Apex, North Carolina and the boundaries are as contained in the metes and bounds description attached hereto.
3. If contiguous, this annexation will include all intervening rights-of-way for streets, railroads and other areas as stated in G.S. 160A-31(f), unless otherwise stated in the annexation amendment.

## Owner Information

Jennifer Davis 0743-23-7810 (1.497 acres)  
Owner Name (Please Print) Property PIN or Deed Book & Page #

Phone E-mail Address

Jennifer Davis 0743-23-6975 (1.578 acres)  
Owner Name (Please Print) Property PIN or Deed Book & Page #

Phone E-mail Address

Owner Name (Please Print) Property PIN or Deed Book & Page #

Phone E-mail Address

## Surveyor Information

Surveyor: Advanced Civil Design - James Whitacre, PLS

Phone: (919) 481-6290 Fax: (919) 336-5127

E-mail Address: [jwhitacre@advancedcivildesign.com](mailto:jwhitacre@advancedcivildesign.com)

## Annexation Summary Chart

Total Acreage to be annexed:	_____	Reason for annexation: (select one)	
Population of acreage to be annexed:	_____	Receive Town Services	_____
Existing # of housing units:	_____	Other (please specify)	XX
Zoning District*:	PUD-CZ	Construction Document approval	_____

\*If the property to be annexed is not within the Town of Apex's Extraterritorial Jurisdiction, the applicant must also submit a rezoning application with the petition for voluntary annexation to establish an Apex zoning designation. Please contact the Planning Department for questions.

PETITION FOR VOLUNTARY ANNEXATION

Application #: \_\_\_\_\_

Submittal Date: \_\_\_\_\_

COMPLETE IF SIGNED BY INDIVIDUALS:

All individual owners must sign. (If additional signatures are necessary, please attach an additional sheet.)

Jennifer Davis  
Please Print

Jennifer Davis  
Signature

\_\_\_\_\_  
Please Print

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Please Print

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Please Print

\_\_\_\_\_  
Signature

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, Darlene S Keith, a Notary Public for the above State and County,  
this the 19th day of November, 2019.



Darlene S Keith  
Notary Public

My Commission Expires: 8/5/2022

COMPLETE IF A CORPORATION:

In witness whereof, said corporation has caused this instrument to be executed by its President and attested by its Secretary by order of its Board of Directors, this the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Corporate Name \_\_\_\_\_

SEAL

By: \_\_\_\_\_  
President (Signature)

Attest:

\_\_\_\_\_  
Secretary (Signature)

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

Sworn and subscribed before me, \_\_\_\_\_, a Notary Public for the above State and County,  
this the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

SEAL

My Commission Expires: \_\_\_\_\_



**Annexation Legal Description**  
**26.897 Acres**

Situated in the State of North Carolina, County of Wake, Town of Apex, and consisting of a 1.578 acre tract conveyed to Jennifer Davis of record in Deed Book 16696, Page 205, a 1.497 acre tract conveyed to Jennifer Davis of record in Deed Book 9853, Page 528, a 18.475 acre remainder tract conveyed to Martha B. Catlette Revocable Trust of record in Deed Book 11630, Page 1220, a 1.769 acre tract conveyed to Martha B. Catlette Revocable Trust of record in Deed Book 11630, Page 1220, a 1.781 acre tract conveyed to Charles Catlette Jr. of record in Deed Book 8517, Page 1219, and a 1.730 acre tract conveyed to James and Jennifer Davis of record in Deed Book 16569, Page 883, and being more particularly bounded and described as follows:

**Beginning** at an iron pipe found at the northeast corner of said 1.578 acre Davis tract; said point also being on the southerly right-of-way of Holt Road (S.R. 1612), having North Carolina State Plane Coordinates (NAD 83—2011 Adjustment): Northing 734135.474, Easting 2042751.8500;

Thence along the southern right-of-way of said Holt Road, the northerly line of said 1.578 acre Davis tract the following two (2) courses;

**S 75° 40' 50" E**, a distance of **20.05 feet** to an iron pipe set;

**S 74° 33' 14" E**, a distance of **109.20 feet** to an iron pipe set;

Thence, with a curve to the right, having a chord bearing and distance of **S 66° 24' 11" E, 155.71 feet**, a radius of **549.14 feet**, a central angle of **16° 18' 06"**, and an arc length of **156.24 feet** along the southern right-of-way of said Holt Road, the northerly line of said 1.578 acre Davis tract, the northerly line of said 1.497 Davis Tract to an iron pipe found;

Thence, with a curve to the right, having a chord bearing and distance of **S 30° 31' 37" E, 510.96 feet**, a radius of **549.14 feet**, a central angle of **55° 27' 02"**, and an arc length of **531.46 feet** along the southern right-of-way of said Holt Road, the northeasterly line of said 18.475 acre Catlette tract to an iron pipe found at the northeast corner of a 2.009 acre tract conveyed to James and Jennifer Davis of record in Deed Book 16569, Page 887;

Thence, along the northern and western line of said 2.009 acre Davis tract, the eastern line of said 18.475 Catlette tract, and the western and southern line of a 4.93 acre tract conveyed to Kenneth Grimley of record in Deed Book 2225, Page 693 the following eight (8) courses:

**S 89° 07' 06" W**, a distance of **421.89 feet** to an iron pipe found;

**S 05° 34' 45" E**, a distance of **147.91 feet** to an iron pipe set;

**S 60° 44' 16" W**, a distance of **183.49 feet** to an iron pipe found;

**S 37° 08' 50" E**, a distance of **321.30 feet** to an iron pipe found;

**S 10° 25' 20" E**, a distance of **174.93 feet** to an iron pipe found;

**S 79° 09' 20" E**, a distance of **104.65 feet** to an iron pipe set;

**S 47° 25' 20" E**, a distance of **173.95 feet** to an iron pipe set;

**N 86° 18' 10" E**, a distance of **73.52 feet** to an iron pipe set in the westerly right-of-way of said Holt Road;

Thence, across said Holt Road right-of-way the following three (3) courses;

**N 86° 18' 10" E**, a distance of **11.73 feet** to a point;

**S 04° 01' 55" W**, a distance of **181.48 feet** to a point;

**N 89° 17' 25" W**, a distance of **24.88 feet** to an iron pipe set in the westerly right-of-way of said Holt Road, also being the northeast corner of Open Space 1 of the Subdivision titled Middleton Phase 1A of record in Book of Maps 2016, Page 1755, also being the southeast corner of said 1.73 acre Davis tract;

Thence, **N 89° 17' 25" W**, a distance of **1243.68 feet** along the northerly line of said Open Space 1, the northerly line of Open Space 1 of the Subdivision titled Middleton Remainder of Phase 1B of record in Book of Maps 2017, Page 2170, the southerly line of said 1.730 acre Davis tract, the southerly line of said 1.781 acre Catlette Jr. tract, the southerly line of said 1.769 acre Catlette tract to an iron pipe set;

Thence, **N 03° 07' 58" E**, a distance of **204.30 feet** along the westerly line of said 1.769 acre Catlette tract, the easterly line of a 4.0 acre tract conveyed to Charles and Shirly Hamlett in Deed Book 3293, Page 697, to an iron pipe set at the southwest corner of said 18.475 acre Catlette tract;

Thence, **N 03° 11' 00" E**, a distance of **387.01 feet** along the westerly line of said 18.475 acre Catlette tract, the easterly line of said 4.0 acre Hamlett tract, and the easterly line of a 1.75 acre tract conveyed to Wayne Riddle in Deed Book 2317, Page 394 to an iron pipe found at the northeast corner of said 1.75 acre Riddle Tract and the southeast corner of a 3.32 acre tract conveyed to Dennis and Cathy Rae Bixby in Deed Book 15822, Page 2205;

Thence, **N 03° 09' 27" E**, a distance of **213.94 feet** along the westerly line of said 18.475 acre Catlette tract and the easterly line of said 3.32 acre Bixby tract to an iron pipe found at the southwest corner of a 5.89 acre tract conveyed to Deloris Gibson in Deed Book 12602, Page 846;

Thence, along the northerly and westerly lines of said 18.475 acre Catlette tract and the southerly and easterly lines of said 5.89 acre Gibson tract the following two courses:

**S 88° 00' 05" E**, a distance of **455.89 feet** to an iron pipe found;

**N 02° 00' 55" E**, a distance of **188.48 feet** to an iron pipe found at the southwest corner of said 1.497 acre Davis tract;

Thence, along the westerly line of said 1.497 acre Davis tract, the westerly line of said 1.578 acre Davis, the easterly line of said 5.89 acre Gibson tract and the easterly line of a 3.6 acre tract conveyed to Rosa Jackyra in Deed Book 8720 Page 1827 the following two (2) courses;

**N 07° 40' 26" E**, a distance of **331.37 feet** to an iron pipe set;

**N 48° 51' 17" E**, a distance of **304.52 feet** to the **Point of Beginning**, and containing **26.897 acres** of land, more or less, as calculated by the above courses.

All deed references contained herein can be found at the Wake County Register of Deeds. The above description was prepared by James D. Whitacre, P.L.S. L-5273 on November 14, 2019.

O:\18-0009-27\NC\DWG\Production Drawings\SURVEY\0009-27-Annexation Plat.dwg Annexation Plat Nov 14, 2019 - 4:30:00pm jroyal

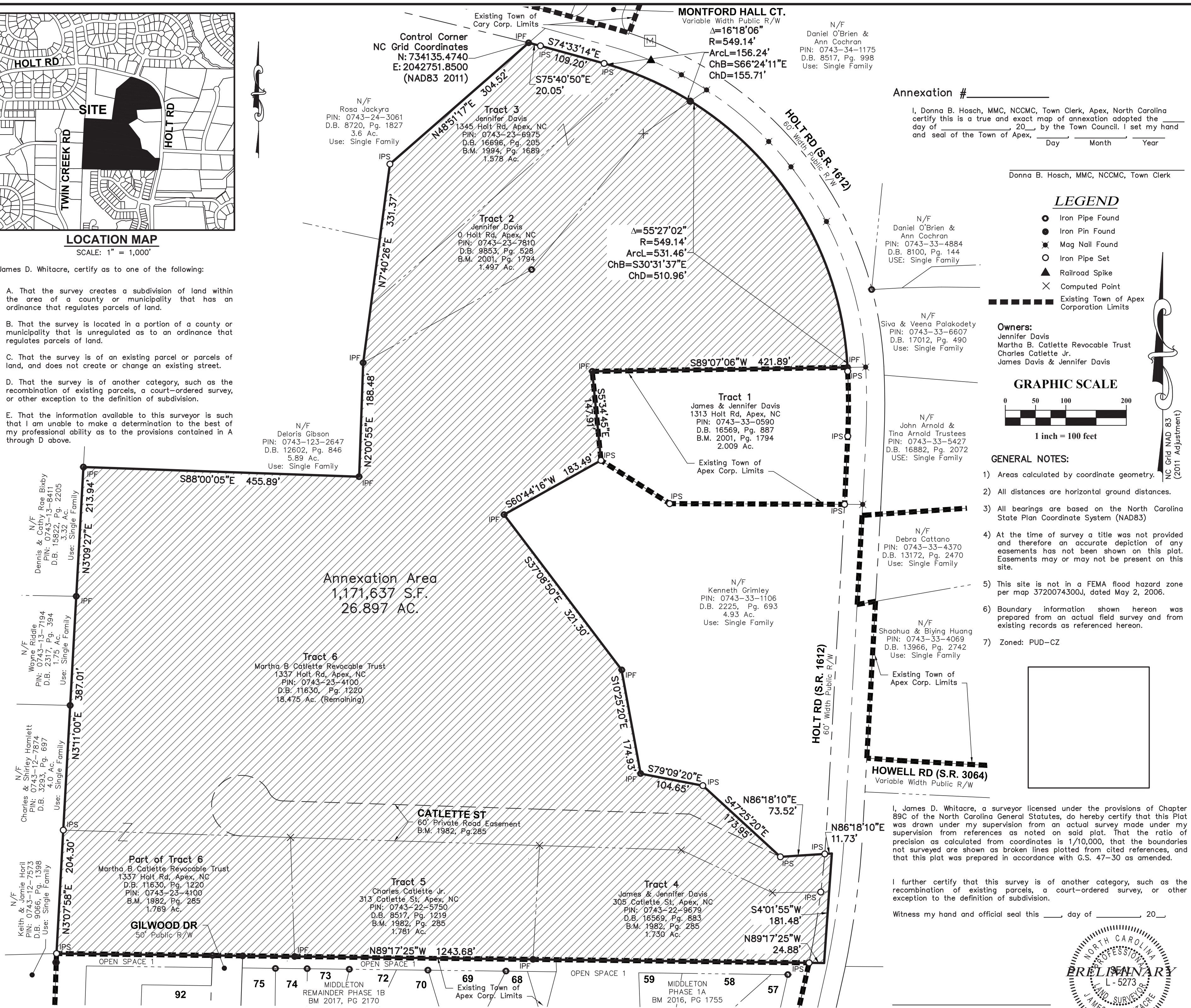


LOCATION MAP

SCALE: 1" = 1,000'

I, James D. Whitacre, certify as to one of the following:

- A. That the survey creates a subdivision of land within the area of a county or municipality that has an ordinance that regulates parcels of land.
- B. That the survey is located in a portion of a county or municipality that is unregulated as to an ordinance that regulates parcels of land.
- C. That the survey is of an existing parcel or parcels of land, and does not create or change an existing street.
- D. That the survey is of another category, such as the recombination of existing parcels, a court-ordered survey, or other exception to the definition of subdivision.
- E. That the information available to this surveyor is such that I am unable to make a determination to the best of my professional ability as to the provisions contained in A through D above.

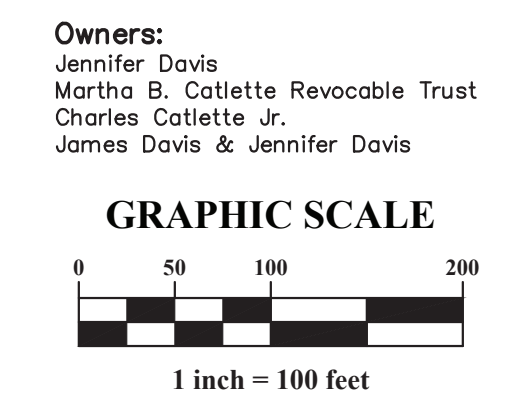


Annexation # \_\_\_\_\_

I, Donna B. Hosch, MMC, NCCMC, Town Clerk, Apex, North Carolina certify this is a true and exact map of annexation adopted the day of \_\_\_\_\_, 20\_\_\_\_, by the Town Council. I set my hand and seal of the Town of Apex, \_\_\_\_\_ Day \_\_\_\_\_ Month \_\_\_\_\_ Year

Donna B. Hosch, MMC, NCCMC, Town Clerk

- LEGEND**
- Iron Pipe Found
  - Iron Pin Found
  - ✕ Mag Nail Found
  - Iron Pipe Set
  - ▲ Railroad Spike
  - ✕ Computed Point
  - Existing Town of Apex Corporation Limits



- GENERAL NOTES:**
- 1) Areas calculated by coordinate geometry.
  - 2) All distances are horizontal ground distances.
  - 3) All bearings are based on the North Carolina State Plan Coordinate System (NAD83)
  - 4) At the time of survey a title was not provided and therefore an accurate depiction of any easements has not been shown on this plat. Easements may or may not be present on this site.
  - 5) This site is not in a FEMA flood hazard zone per map 3720074300J, dated May 2, 2006.
  - 6) Boundary information shown hereon was prepared from an actual field survey and from existing records as referenced hereon.
  - 7) Zoned: PUD-CZ

I, James D. Whitacre, a surveyor licensed under the provisions of Chapter 89C of the North Carolina General Statutes, do hereby certify that this Plat was drawn under my supervision from an actual survey made under my supervision with references as noted on said plat. That the ratio of precision as calculated from coordinates is 1/10,000, that the boundaries not surveyed are shown as broken lines plotted from cited references, and that this plat was prepared in accordance with G.S. 47-30 as amended.

I further certify that this survey is of another category, such as the recombination of existing parcels, a court-ordered survey, or other exception to the definition of subdivision.

Witness my hand and official seal this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.



Professional Surveyor L-5273

Recorded in Book of Maps 2019, Page \_\_\_\_\_, Wake County Registry.

FIRM # C-2798

51 Kilmayne Drive  
Suite 105  
Cary, North Carolina 27511  
ph 919.481.6290  
fax 919.336.5127

**ADVANCED CIVIL DESIGN**  
ENGINEERS SURVEYORS

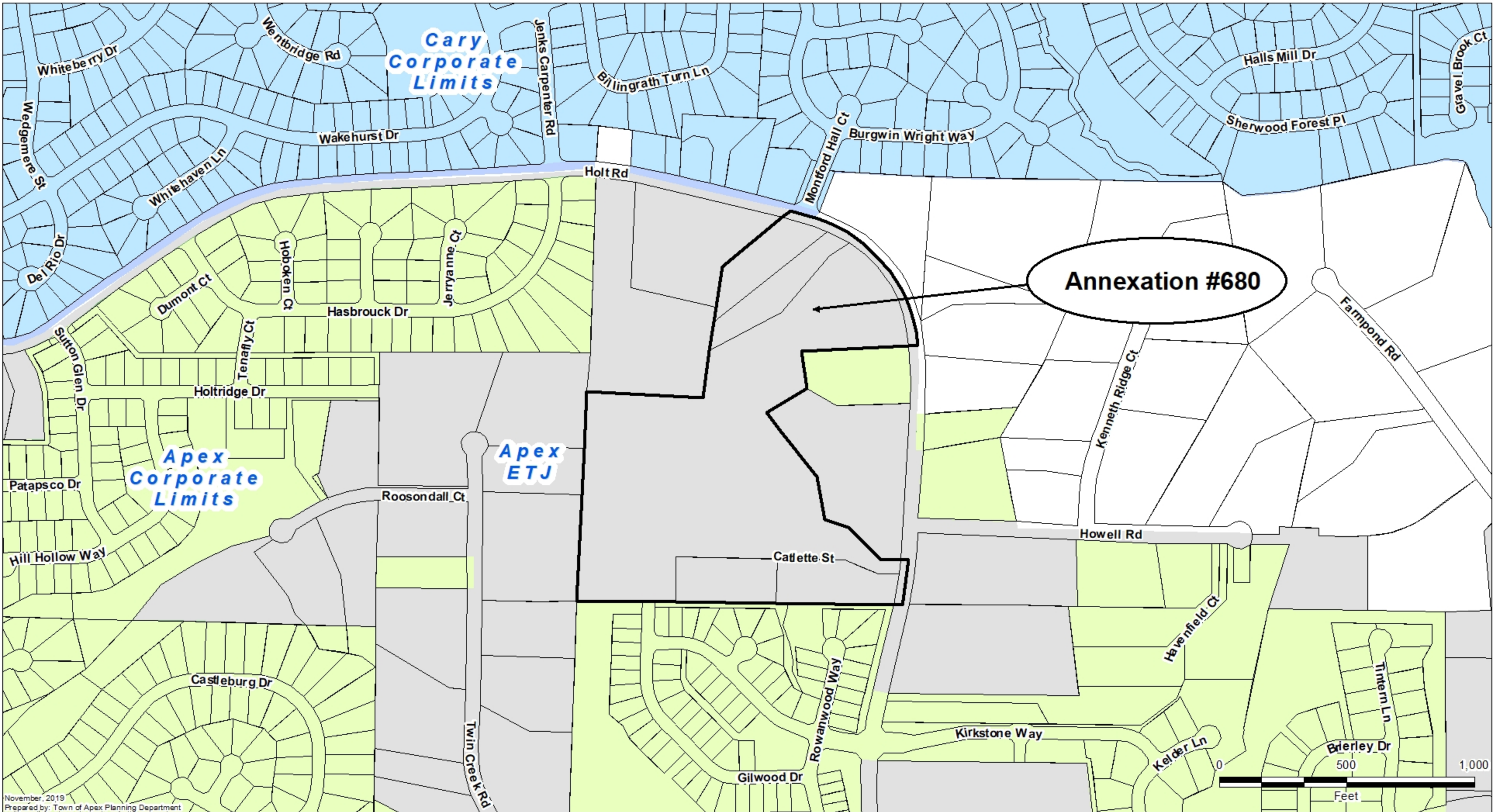
**ANNEXATION MAP FOR TOWN OF APEX**  
HOLT ROAD, APEX, NC 27523

WHITE OAK TOWNSHIP, WAKE COUNTY, APEX, NORTH CAROLINA

Revisions:	Date: 11/14/2019
Drawn By: JRR	Scale: 1" = 100'
Project Number: 18-0009-27	
Sheet Number: 1/1	

**Annexation #680**



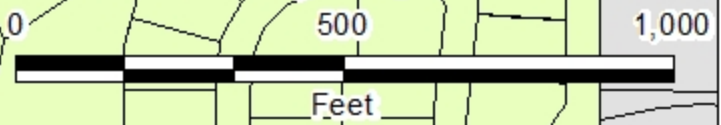


**Cary  
Corporate  
Limits**

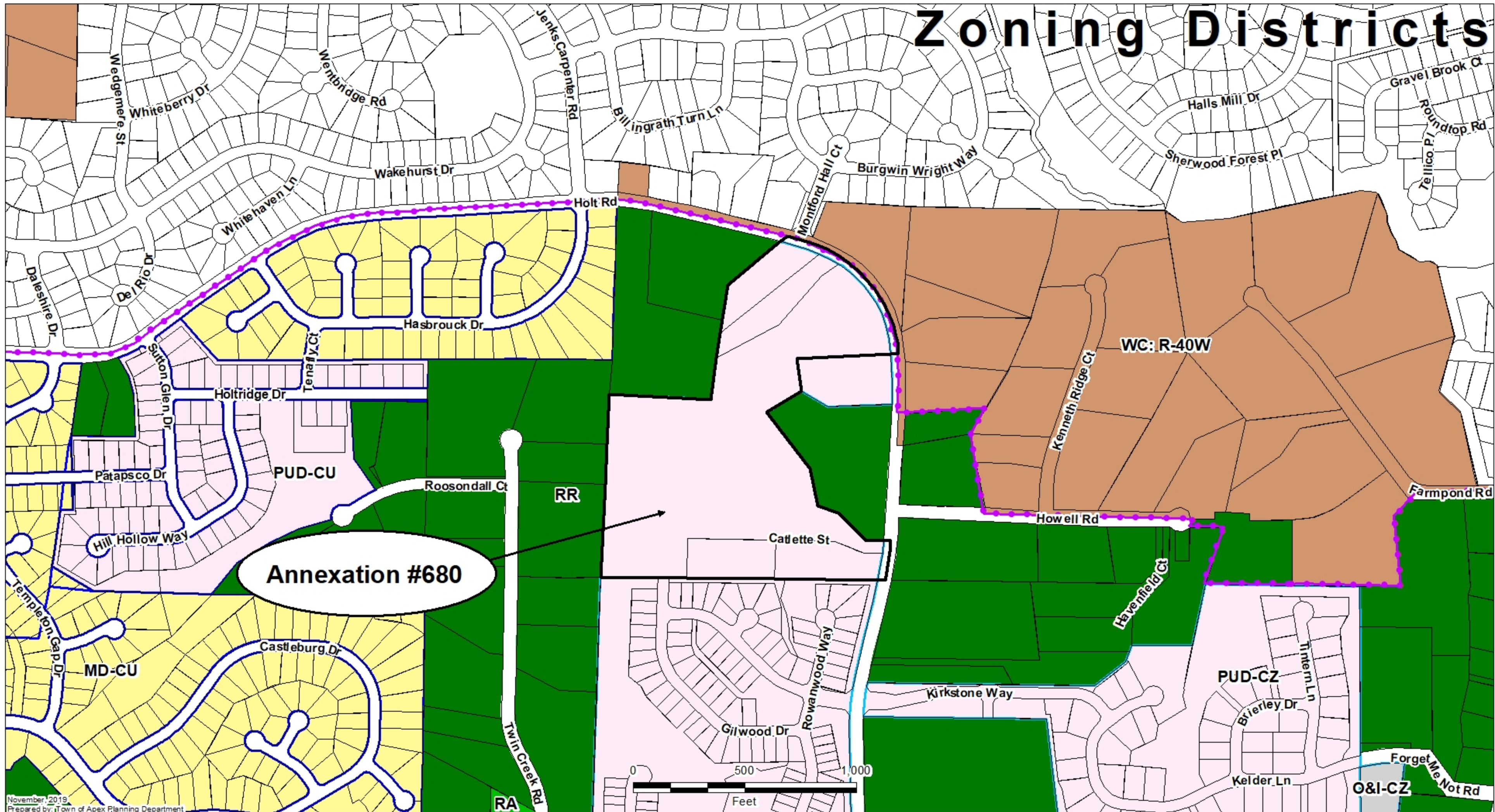
**Apex  
Corporate  
Limits**

**Apex  
ETJ**

**Annexation #680**



# Zoning Districts





TOWN OF APEX, NORTH CAROLINA  
Municipality No. 333

After recording, please return to:  
Donna Hosch, MMC, NCCMC, Town Clerk  
Town of Apex  
P.O. Box 250  
Apex, NC 27502

ORDINANCE NO. 2020-0107-02  
ANNEXATION PETITION NO. #680  
The Courtyards on Holt

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS  
OF THE TOWN OF APEX, NORTH CAROLINA  
P.O. Box 250, Apex, North Carolina 27502

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

WHEREAS, the Apex Town Council has by Resolution directed the Town Clerk to investigate the sufficiency of said petition; and

WHEREAS, the Town Clerk has certified the sufficiency of said petition and a public hearing on the question of this annexation was held at Apex Town Hall at 6:00 p.m. on January 7, 2020, after due notice by posting to the Town of Apex website, <http://www.apexnc.org/news/public-notice-legal-ads>; and

WHEREAS, the Apex Town 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 Town Council of Apex, North Carolina:

Section 1. By virtue of the authority granted by G.S.§160A-31, as amended, the territory described in the attached property description and also shown as "Annexation Area" on the below identified survey plat is hereby annexed and made part of the Town of Apex, North Carolina, as of the date of adoption of this Ordinance on January 7, 2020. The survey plat that describes the annexed territory is that certain survey plat entitled "Annexation Map for the Town of Apex, Holt Road, Advanced Civil Design, dated 11/26/2019" and recorded in Book of Maps book number 2020 and page number [REDACTED], Wake County Registry.

Section 2. Upon and after the adoption of this ordinance, the territory described herein and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the Town of Apex, North Carolina, and shall be entitled to the same privileges and benefits as other parts of the Town of Apex. Said territory shall be subject to municipal taxes according to G.S.§160A-58.10, as amended.

Section 3. The Clerk of the Town of Apex, North Carolina shall cause to be recorded in the Office of the Register of Deeds of Wake County and in the Office of the Secretary of State at Raleigh, North Carolina and in the Office of the Wake County Board of Elections an accurate map of the annexed territory, described in Section 1 hereof, together with a duly certified copy of this Ordinance.

Adopted this the 7th day of January 2020.

\_\_\_\_\_  
Jacques K. Gilbert  
Mayor

ATTEST:

\_\_\_\_\_  
Donna B. Hosch, MMC, NCCMC  
Town Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Laurie L. Hohe  
Town Attorney

Legal Description

Situated in the State of North Carolina, County of Wake, Town of Apex, and consisting of a 1.578 acre tract conveyed to Jennifer Davis of record in Deed Book 16696, Page 205, a 1.497 acre tract conveyed to Jennifer Davis of record in Deed Book 9853, Page 528, a 18.475 acre remainder tract conveyed to Martha B. Catlette Revocable Trust of record in Deed Book 11630, Page 1220, a 1.769 acre tract conveyed to Martha B. Catlette Revocable Trust of record in Deed Book 11630, Page 1220, a 1.781 acre tract conveyed to Charles Catlette Jr. of record in Deed Book 8517, Page 1219, and a 1.730 acre tract conveyed to James and Jennifer Davis of record in Deed Book 16569, Page 883, and being more particularly bounded and described as follows:

**Beginning** at an iron pipe found at the northeast corner of said 1.578 acre Davis tract; said point also being on the southerly right-of-way of Holt Road (S.R. 1612), having North Carolina State Plane Coordinates (NAD 83—2011 Adjustment): Northing 734135.474, Easting 2042751.8500;

Thence along the southern right-of-way of said Holt Road, the northerly line of said 1.578 acre Davis tract the following two (2) courses;

**S 75° 40' 50" E**, a distance of **20.05 feet** to an iron pipe set;

**S 74° 33' 14" E**, a distance of **109.20 feet** to an iron pipe set;

Thence, with a curve to the right, having a chord bearing and distance of **S 66° 24' 11" E**, **155.71 feet**, a radius of **549.14 feet**, a central angle of **16° 18' 06"**, and an arc length of **156.24 feet** along the southern right-of-way of said Holt Road, the northerly line of said 1.578 acre Davis tract, the northerly line of said 1.497 Davis Tract to an iron pipe found;

Thence, with a curve to the right, having a chord bearing and distance of **S 30° 31' 37" E**, **510.96 feet**, a radius of **549.14 feet**, a central angle of **55° 27' 02"**, and an arc length of **531.46 feet** along the southern right-of-way of said Holt Road, the northeasterly line of said 18.475 acre Catlette tract to an iron pipe found at the northeast corner of a 2.009 acre tract conveyed to James and Jennifer Davis of record in Deed Book 16569, Page 887;

Thence, along the northern and western line of said 2.009 acre Davis tract, the eastern line of said 18.475 Catlette tract, and the western and southern line of a 4.93 acre tract conveyed to Kenneth Grimley of record in Deed Book 2225, Page 693 the following eight (8) courses:

**S 89° 07' 06" W**, a distance of **421.89 feet** to an iron pipe found;

**S 05° 34' 45" E**, a distance of **147.91 feet** to an iron pipe set;

**S 60° 44' 16" W**, a distance of **183.49 feet** to an iron pipe found;

**S 37° 08' 50" E**, a distance of **321.30 feet** to an iron pipe found;

**S 10° 25' 20" E**, a distance of **174.93 feet** to an iron pipe found;

**S 79° 09' 20" E**, a distance of **104.65 feet** to an iron pipe set;

**S 47° 25' 20" E**, a distance of **173.95 feet** to an iron pipe set;

**N 86° 18' 10" E**, a distance of **73.52 feet** to an iron pipe set in the westerly right-of-way of said Holt Road;

Thence, across said Holt Road right-of-way the following three (3) courses;

**N 86° 18' 10" E**, a distance of **11.73 feet** to a point;

**S 04° 01' 55" W**, a distance of **181.48 feet** to a point;

**N 89° 17' 25" W**, a distance of **24.88 feet** to an iron pipe set in the westerly right-of-way of said Holt Road, also being the northeast corner of Open Space 1 of the Subdivision titled Middleton Phase 1A of record in Book of Maps 2016, Page 1755, also being the southeast corner of said 1.73 acre Davis tract;

Thence, **N 89° 17' 25" W**, a distance of **1243.68 feet** along the northerly line of said Open Space 1, the northerly line of Open Space 1 of the Subdivision titled Middleton Remainder of Phase 1B of record in Book of Maps 2017, Page 2170, the southerly line of said 1.730 acre Davis tract, the southerly line of said 1.781 acre Catlette Jr. tract, the southerly line of said 1.769 acre Catlette tract to an iron pipe set;

Thence, **N 03° 07' 58" E**, a distance of **204.30 feet** along the westerly line of said 1.769 acre Catlette tract, the easterly line of a 4.0 acre tract conveyed to Charles and Shirly Hamlett in Deed Book 3293, Page 697, to an iron pipe set at the southwest corner of said 18.475 acre Catlette tract;

Thence, **N 03° 11' 00" E**, a distance of **387.01 feet** along the westerly line of said 18.475 acre Catlette tract, the easterly line of said 4.0 acre Hamlett tract, and the easterly line of a 1.75 acre tract conveyed to Wayne Riddle in Deed Book 2317, Page 394 to an iron pipe found at the northeast corner of said 1.75 acre Riddle Tract and the southeast corner of a 3.32 acre tract conveyed to Dennis and Cathy Rae Bixby in Deed Book 15822, Page 2205;

Thence, **N 03° 09' 27" E**, a distance of **213.94 feet** along the westerly line of said 18.475 acre Catlette tract and the easterly line of said 3.32 acre Bixby tract to an iron pipe found at the southwest corner of a 5.89 acre tract conveyed to Deloris Gibson in Deed Book 12602, Page 846;

Thence, along the northerly and westerly lines of said 18.475 acre Catlette tract and the southerly and easterly lines of said 5.89 acre Gibson tract the following two courses:

**S 88° 00' 05" E**, a distance of **455.89 feet** to an iron pipe found;

**N 02° 00' 55" E**, a distance of **188.48 feet** to an iron pipe found at the southwest corner of said 1.497 acre Davis tract;

Thence, along the westerly line of said 1.497 acre Davis tract, the westerly line of said 1.578 acre Davis, the easterly line of said 5.89 acre Gibson tract and the easterly line of a 3.6 acre tract conveyed to Rosa Jackyra in Deed Book 8720 Page 1827 the following two (2) courses;

**N 07° 40' 26" E**, a distance of **331.37 feet** to an iron pipe set;

**N 48° 51' 17" E**, a distance of **304.52 feet** to the **Point of Beginning**, and containing **26.897 acres** of land, more or less, as calculated by the above courses.

All deed references contained herein can be found at the Wake County Register of Deeds. The above description was prepared by James D. Whitacre, P.L.S. L-5273 on November 14, 2019.

STATE OF NORTH CAROLINA

COUNTY OF WAKE

CLERK'S CERTIFICATION

I, Donna B. Hosch, MMC, NCCMC, Town Clerk, Town of Apex, North Carolina, do hereby certify the foregoing is a true and correct copy of Annexation Ordinance No. 2020-0107-02, adopted at a meeting of the Town Council, on the 7th day of January 2020, the original of which will be on file in the Office of the Town Clerk of Apex, North Carolina.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official Seal of the Town of Apex, North Carolina, this the 7th day of January 2020.

---

Donna B. Hosch, MMC, NCCMC  
Town Clerk

(SEAL)

# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: UNFINISHED BUSINESS

Meeting Date: January 7, 2020

## Item Details

Presenter(s): Nicole Dozier, Mayor Pro Tem

Department(s): Administration

### Requested Motion

Possible motion to amend the 2020 Calendar of Town Council meetings.

### Approval Recommended?

Yes

### Item Details

At their Organizational Meeting on December 3, 2019, the Town Council adopted a calendar of meetings for 2020 and 2021. During the conversation regarding the meeting schedule, there was interest expressed in removing a few dates from the calendar in order to provide a longer break between meetings in certain times of the year. There was also a desire expressed to consider moving the meeting set for November 3, 2020 because this falls on the day of County, State, and National elections.

### Attachments

- Modified meeting calendar



# 2020

## Meeting Calendar

January						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

February						
S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29

March						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

April						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

May						
S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

June						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

July						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

August						
S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

September						
S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

October						
S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

November						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

December						
S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

- Holiday
- Council
- Planning Board
- Parks and Recreation Board
- Board of Adjustment

- 1st and 3rd Tuesday
- 2nd Monday
- Last Wednesday
- 2nd Tuesday

Cancel to provide longer summer break<sup>1,2</sup>

Cancel to provide longer summer break<sup>1</sup>

Move to Wed. 11/4 to avoid meeting on Federal, State, and County election day

Cancel to provide longer pre-holiday break<sup>2</sup>

1. some concern expressed regarding cancelling back-to-back meetings due to the impact that may have on the length of the meetings before/after the ones cancelled.

2. some concern expressed about canceling the 2nd meeting of the month due to timing of Planning Related agenda items.

# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: NEW BUSINESS

Meeting Date: January 7, 2020

## Item Details

Presenter(s): Tom Colwell, Chairman, Public Art Committee

Department(s): Parks, Recreation, and Cultural Resources

### Requested Motion

Possible motion to support and approve 3 Public Art projects

### Approval Recommended?

### Item Details

The Public Art Committee is requesting permission to undertake 3 public art projects.

1) Apex Public Art Walk / Sculpture Show – (Estimated cost \$30,000 distributed across two fiscal years from General Fund)

2) Building Mural – (Estimated cost \$15,000 maximum). The Public Art Committee has a commitment from the United Arts Council to partner and provide up to \$5,000 for the project. Currently the Halle Cultural Arts Center has funds in its Special Projects Account specifically designated for Public Art related projects.

3) Manhole Painting Pilot Project- (Estimated cost \$500-\$1,000) Paint manhole on Beaver Creek Greenway between Jaycee Park and Kelly Road Park. Funding for this project would come from the Halle's Special Projects Account specifically designated for Public Art projects.

Both projects were reviewed by the Parks, Recreation, and Cultural Resources Advisory Commission (the Public Art Committee is a sub-committee of the PRCR Advisory Commission) and received unanimous support. Mr. Colwell will be present to present these projects to the Council for approval.

### Attachments

- Projects Information (Public Art Walk, Mural, Manhole Painting)





Apex Public Art



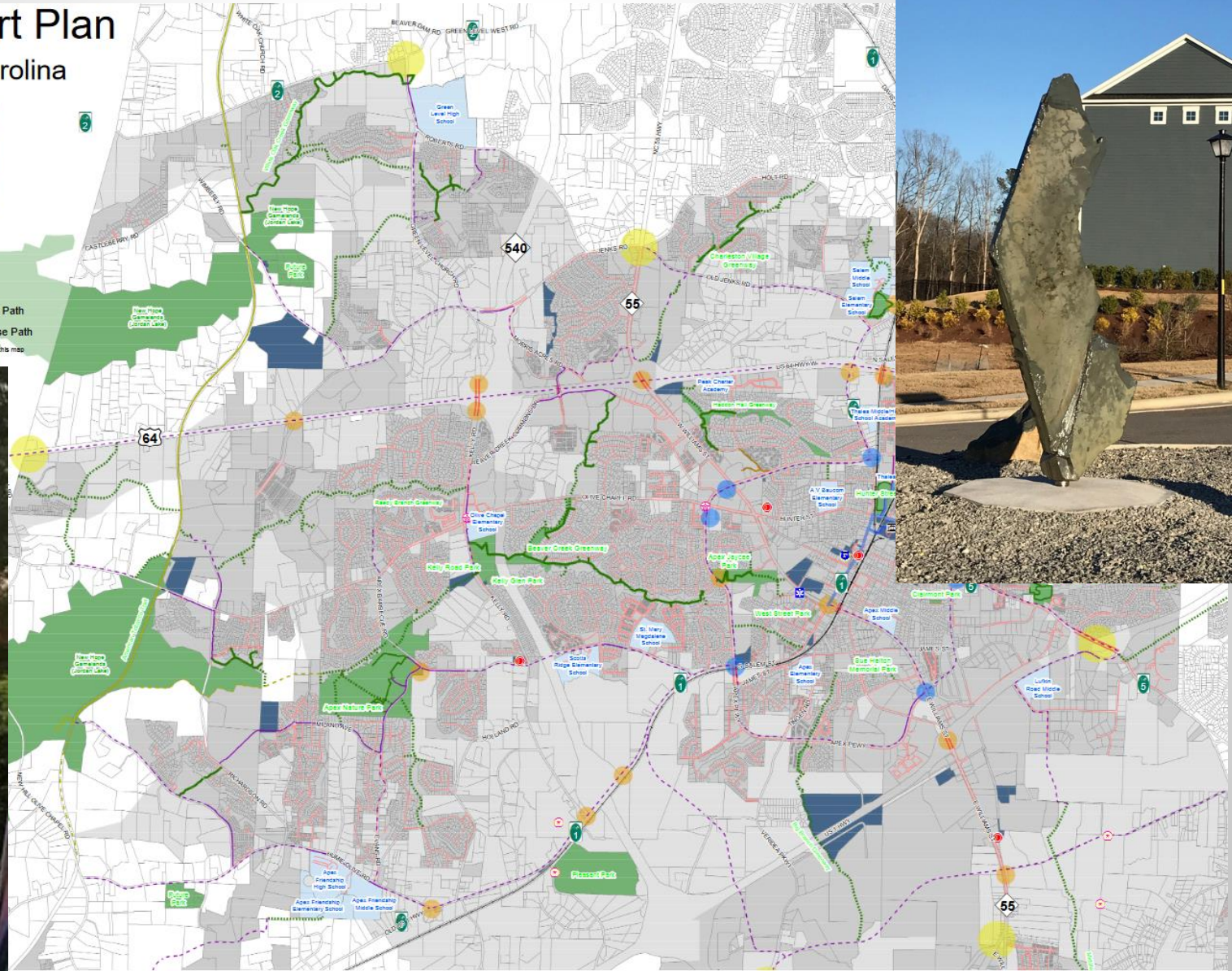
# Apex Public Art annual holiday window painting with area high schools



# Public Art is Integrated with Town Planning

## Proposed Public Art Plan Town of Apex, North Carolina

- Public Art Target Areas\***
  - Major Gateway
  - Major Intersection
  - Peakway Intersection
  - Approved Locations
  - Proposed Locations
  - Public Art Walk
  - Bridge Locations
  - Railroad
  - Town-Owned Property
- Parks & Rec Trails**
  - Existing Greenway
  - Existing Greenway (Private)
  - Proposed Greenway
- Other Trails/Paths**
  - Existing Multi-Use Path
  - Proposed Multi-Use Path
  - Existing Equestrian Multi-Use Path
  - Proposed Equestrian Multi-Use Path
- Legend**
  - Corporate Limits
  - Extrateritorial Jurisdiction
  - Existing Sidewalk



Area businesses,  
schools and the  
community  
getting involved



# Apex Public Art partnership with the United Arts Council

View driving north on Rt 55



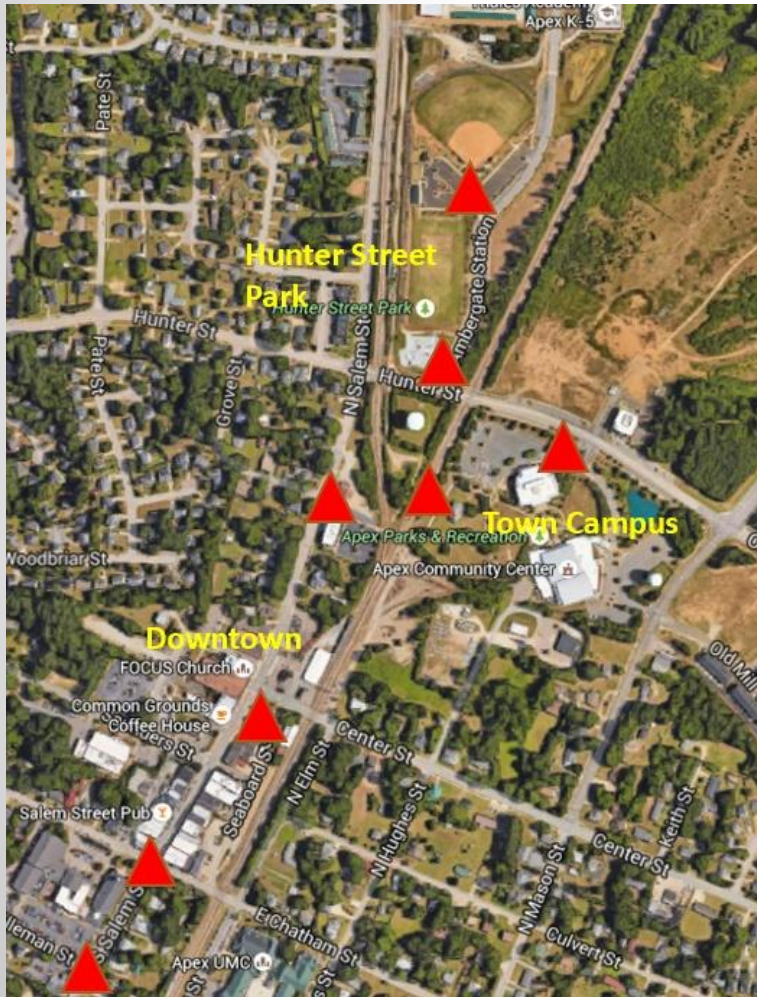
Apex Public Works Building – Route 55



View driving south on Rt 55

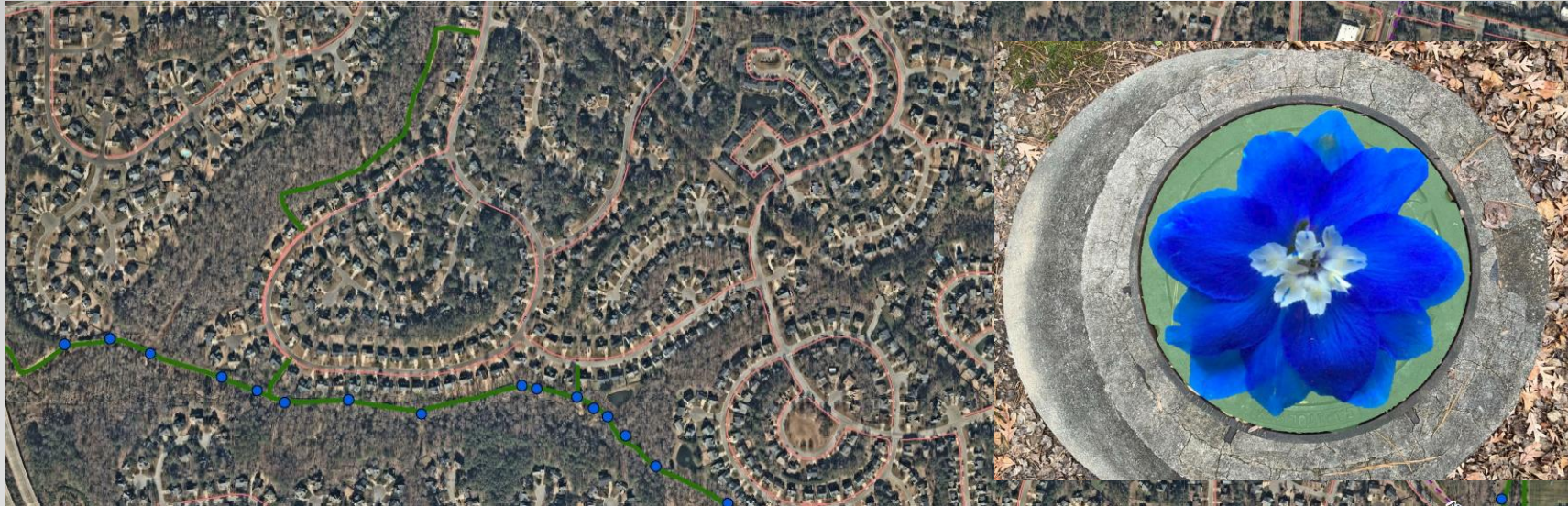


# Apex Public Art Sculpture Show and Art Walk



- 6-8 locations for outdoor sculptures connecting Apex Town Campus, Hunter Street Park and Downtown Apex
- Sculptures on loan from regional artists for a period of 6 to 12 months.
- Awards given to Best in Show and People's Choice at a public event celebrating the artwork & the artists while expressing gratitude for the sponsors.
- Placards, Art Walk map and digital content describing the artwork, identifying the artists and acknowledging the sponsors.

# Artwork along Beaver Creek Greenway



A top-down view of several open paint cans of various colors (blue, yellow, pink, red, green) arranged on a wooden surface. The text "Thank You" is written in white, cursive font across the center of the image.

Thank You

# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: WORK SESSION

Meeting Date: January 7, 2020

## Item Details

Presenter(s): Shannon Cox, Long Range Planning Manager and Russell Dalton, Senior Transportation Engineer

Department(s): Planning and Public Works and Transportation

### Requested Motion

Work Session to discuss the future of Richardson Road given the conservation easement along the planned road alignment of this critical roadway in the Town's Transportation Plan.

### Approval Recommended?

Not applicable

### Item Details

Work Session to discuss the future of Richardson Road. There is a conservation easement along the planned alignment of this critical roadway in the Town's transportation plan. Staff will explain what has already been done to address this issue, present possible options, and request Town Council guidance regarding next steps.

### Attachments

- None





# | Agenda Item | cover sheet

for consideration by the Apex Town Council

Item Type: WORK SESSION

Meeting Date: January 7, 2020

## Item Details

Presenter(s): Marty Stone, Assistant Town Manager

Department(s): Administration

### Requested Motion

Discussion of possible mitigation measures to address concerns shared by residents who live near the site of the new Electric Operation Center in order to provide direction to staff on how to proceed with construction.

### Approval Recommended?

N/A

### Item Details

Under Old Business at the November 6<sup>th</sup> meeting, Council discussed concerns of residents who live near the new Electric Operations Center. Staff was directed to look at options to mitigate concerns and provide order of magnitude costs to Council for consideration.

### Attachments

- N/A





MEMORANDUM

Date: December 31, 2019  
To: Drew Havens, Town Manager  
From: Marty Stone, Assistant Town Manager  
Re: Work Session  
Electric Operations Center

At the November 6<sup>th</sup> meeting of the Town Council, staff was directed to investigate options and the associated magnitude of costs to mitigate certain concerns of the residents living near the new electric operations center and to bring back the information to Council for their consideration. Below are things the Council wanted evaluated followed by staff's findings:

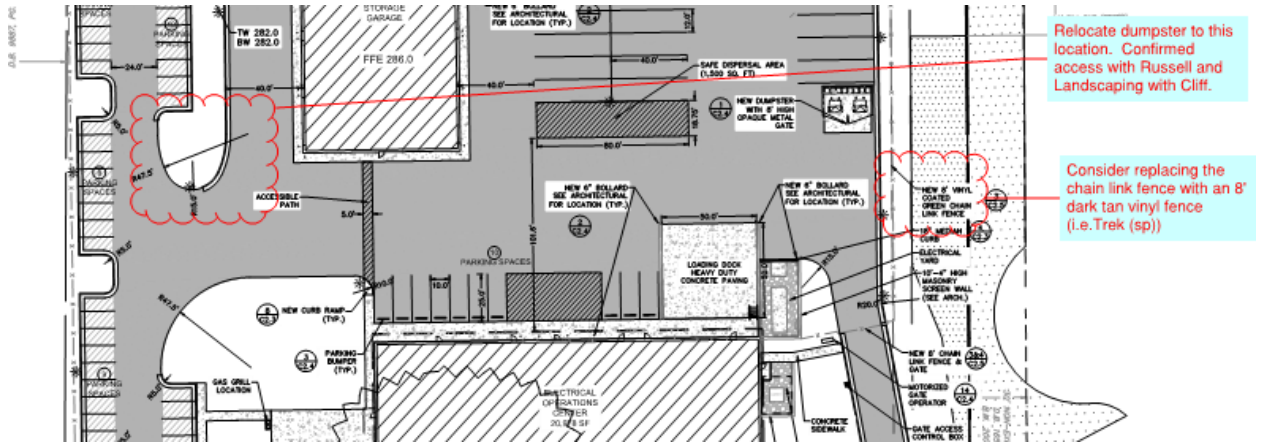
1. Exterior wall cladding for the pole barn on the exterior walls to provide screening on sides facing south (toward Milano) and east (facing to Bella Casa HOA).

Provide independent pierced brick screen wall approximately 16 feet in height. The total cost is estimated to be \$300,000 including the design. Potential examples are shown below.



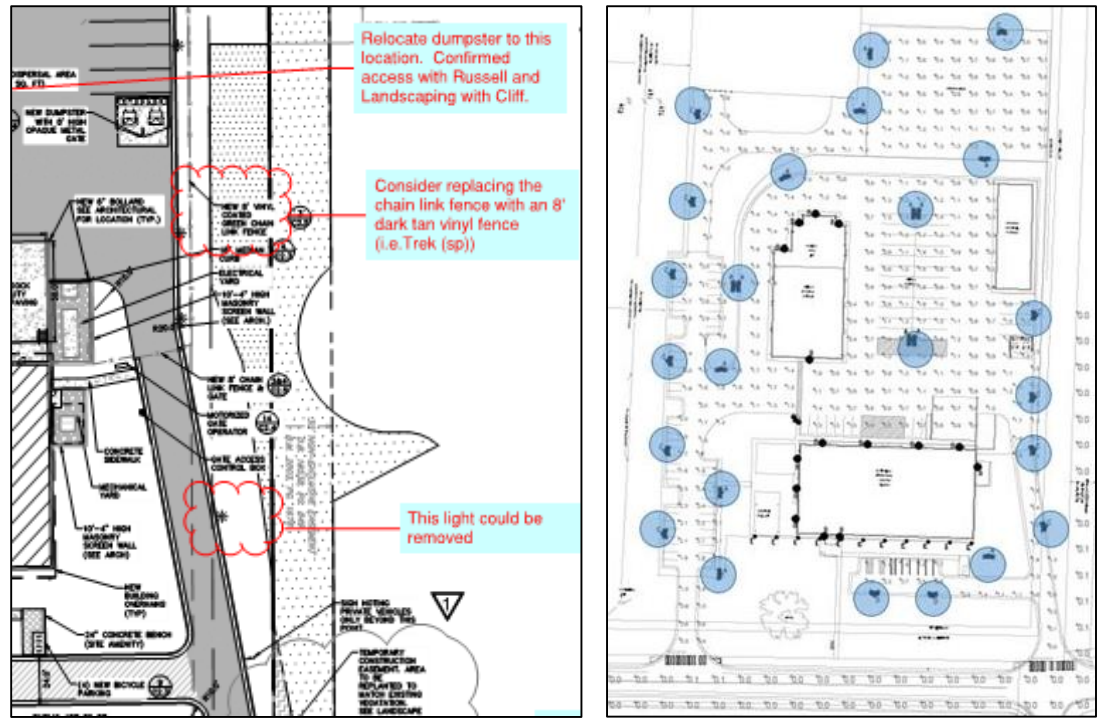
2. Relocating the dumpster away from the eastern border.-

Relocate dumpster away from the eastern border as generally shown below for a total estimated cost of \$50,000 including redesign.



3. Reducing the lighting on the sight in addition to shielding and dimmable lights.

Planning says the light shown below on left inset could be removed; however, CRA does not recommend deleting any lights on the sight. Based on current lighting design, there is no light spillover and lights will be shielded.



In addition, the town is reviewing dimming systems (see inset above on right) that could be utilized on the site. The cost for the dimming system ranges between \$5,000 and \$10,000, and it is not currently in the project budget.

4. Fencing other than vinyl coated chain link.

Provide 8' dark tan vinyl fence on the west, north and east sides of the property at an estimated additional cost of \$360,000. Alternatively, provide 8' dark tan vinyl fence on the east side of the property only for an estimated additional cost of \$125,000.

5. Additional plantings to create more opacity.

Provide additional landscaping to increase opacity for a total estimated cost of \$150,000 including redesign. This estimate is based on making improvements along the east side of the property as outlined by Planning below:

If the currently proposed chain link fence is used, do the following:

- Replace 10 Nellie Stevens with 10 Southern Magnolia (8-10' tall) planted 10' on center. Additional Wax Myrtles should be planted between these trees if there is adequate space.
- Replace 10 of the 13 Wax Myrtles adjacent to the retaining wall with 10 Green Giant Arborvitae (8-10' tall) planted 6-7' on center
- Additional plantings may be required to meet the type A buffer standard and placement of plants and trees will need to be coordinated with the zoning compliance officer.

If the chain link fence is replaced with a solid fence 6-8' tall, the number of Wax Myrtles (shrubs) may be reduced by half. The number of trees would remain unchanged.

It is noted that there is no fence proposed along the driveway to the security gate. If the fence is added, we suggest the following changes to ensure more opacity above the top of the fence:

- Replace 2 Magnolia Grandiflora with 2 Green Giant Arborvitae planted per plan
- Replace 7 Wax Myrtles with 7 Nellie Stevens planted 10' on center. The remaining 7 wax myrtles should be planted between each Nellie Steven.

6. Construction of a sound wall versus a berm or a fence.

In lieu of improvements considered in items 1, 2, 4, and 5 above (total estimated cost ranging between \$625,000 and \$860,000), construct 500 linear feet of 15' tall architectural precast screen thin wall (see examples on following page) along the eastern boundary for an estimated total cost ranging between \$300,00 and \$350,000. The thin wall is projected to reduce "highway" noise by 33% at 10 feet tall. Alternatively, construct a 15' tall precast concrete sound wall (see examples on page 5) for 500 linear feet along the eastern boundary for an estimated cost ranging between \$510,000 and \$560,000. The sound wall is approximately twice as thick as the thin wall and should reduce sound levels more, but the difference has not been quantified. The thin wall is recommended by the manufacturer for sites. The precast concrete sound wall is typically used in highway applications.



*Thin Wall Examples*



*Example of Sound Wall*



*Example of Sound Wall*

7. Plan in case of an emergency at the facility.

The electric department is working with fire and police on individual plans for emergencies associated with their support. In addition, the town's *Spill Prevention, Control, and Countermeasure Plan* for Electric Facilities will be updated when the construction of the facility is completed to reflect the new retention pond as the closest water source.

8. Theft concerns during and after construction.

During construction, the site will be secured by the contractor based on standard construction practices. After construction, the facility will be gated and have security cameras installed in areas of interest that will be monitored by police as are all town cameras. Materials of value typically stolen at these facilities will be housed in secure locations.

9. Can bulk chemicals be stored offsite and only have chemicals on site that are immediately needed?

Bulk chemicals could be stored offsite, but other than herbicides, the electric department does not store any “bulk” chemicals. Below is a picture of our existing inventory of herbicides that fits in a small locked cabinet and does not exceed 50 gallons total. The department will order chemicals on demand and will have ½ of what is in this picture in the new facility.



10. What is to be stored in the gravel lot at the back of the site?

The gravel lot in the rear of the facility will be the town’s training facility for linemen. The final design of the training facility is not complete, but it will have poles installed for climbing, underground pad-mounted and overhead transformers. A trailer storing equipment and tools needed for training will be parked on the lot. Occasionally, the lot may be used to temporarily store deliveries for large projects, but it is not known how often it would be used for this purpose.

11. Policy to only use Milano for ingress and egress.

Milano is a “Major Collector” road and is designed to handle the larger truck traffic. It is anticipated Milano will be the preferred access for electric operations, and more specifically, Milano to Richardson will be the route generally used for large trucks pulling trailers in order to avoid the traffic circles. However, there will be occasions the electric operations will need to transverse all roads in Bella Casa for operational / maintenance reasons.

12. Help HOA identify owner of 30' easement adjacent to the eastern border of the Electric Operations Center.

According to the staff's research and the known public record, the Deed of Easement was recorded on November 7, 2003. Please refer to Book: 010538 Page: 00849 – 00852.

Mr. Fred Wallace Jr. (unmarried) conveyed the interest to:

Charles E Walden  
Theodore Walden Jr.  
Rufus Pernell Walden  
Dorothy M. Richardson  
Anthony Richardson and wife Delois  
Rufus Gray Richardson  
Margaret R. Bland  
Linner E. Richardson

The referenced deed above calls out these same names and explains the easement interest.