

ORDINANCE NUMBER: 2195-X

0-29

AN ORDINANCE TO AMEND ORDINANCE NUMBER 2091-X, THE 2002-2003 BUDGET ORDINANCE, ESTIMATING STATE GRANT REVENUES AND PROVIDING A SUPPLEMENT APPROPRIATION FOR AN AIR QUALITY STUDY.

BE IT ORDAINED, by the City Council of the City of Charlotte;

Section 1. That the sum of \$182,800 is hereby estimated to be available from the following sources of revenue:

Source	Amount
North Carolina Department of Transportation	\$ 135,000
North Carolina Department of Transportation	47,800
Total	\$ 182,800

Section 2. That the sum of \$182,800 is hereby appropriated to the General Fund Capital Projects Fund 2010; 481.50 - Air Quality.

Section 3. All ordinances in conflict with this ordinance are hereby repealed.

Section 4. This ordinance shall be effective immediately.

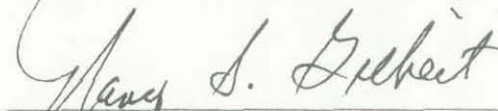
Approved as to Form:


City Attorney

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of December, 2002, the reference having been made in Minute Book 118, and recorded in full in Ordinance Book 51, Pages 885.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of December, 2002.


Nancy S. Gilbert, CMC, Deputy City Clerk

Ordinance No. 2196-X

0-30

AN ORDINANCE TO AMEND ORDINANCE NUMBER 2091-X, THE 2002-2003 BUDGET ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION FOR THE BEAVERDAM CREEK OUTFALL, PUMP STATION AND FORCE MAIN PROJECT

BE IT ORDAINED, by the City Council of the City of Charlotte;

- Section 1. That the sum of \$750,000 is hereby estimated to be available from Sewer Revenue Bonds.
- Section 2. That the sum of \$750,000 is hereby appropriated to the Beaverdam Creek Outfall Pump Station and Force Main project (631.53) in the Water and Sewer Capital Project Fund (2071).
- Section 3. That the existence of the project may extend beyond the end of the fiscal year. Therefore, this ordinance will remain in effect for the duration of the project and funds are to be carried forward to subsequent fiscal years until all funds are expended or the project is officially closed.
- Section 4. All ordinances in conflict with this ordinance are hereby repealed.
- Section 5. This ordinance shall be effective upon adoption.

Approved as to form:

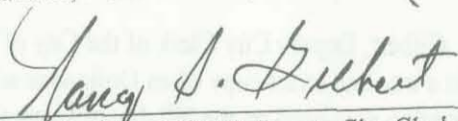


Sr. Deputy City Attorney

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of December, 2002, the reference having been made in Minute Book 118, and recorded in full in Ordinance Book 51, Pages 886.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of December, 2002.



Nancy S. Gilbert, CMC, Deputy City Clerk

ORDINANCE NO. 2197

AMENDING CHAPTER 7 OF THE CITY CODE

AN ORDINANCE ELIMINATING DEEDS FOR THE PURCHASE OF BURIAL SPACE IN CEMETERIES AND MAKING OTHER CHANGES TO THE CEMETERIES ORDINANCES

Be it ordained by the City Council of the City of Charlotte, North Carolina, that:

Section 1. Chapter 7 of the Code of the City of Charlotte shall be rewritten to read as follows:

"Chapter 7 CEMETERIES

Sec. 7-1. Purpose.

Cemeteries are for the burial of human dead only.

Sec. 7-2. Powers and duties of city manager.

- (a) *Management and control.* The City Manager shall have general management and control of the cemeteries and burial places owned, operated and maintained by the city. He may make such rules and regulations, as are approved by the city council, for the proper maintenance and operation of city cemeteries and for the guidance of such cemetery supervisors and employees as he may deem necessary not inconsistent with the charter and ordinances of the city. An accurate copy of such rules and regulations shall be maintained at all times in the office of the city clerk and in the office of such cemetery supervisors as the city manager may employ. The City Manager shall establish all cemetery charges in accordance with the standards set out in section 7-13. ~~The city engineer shall provide the city manager with documented information regarding actual costs and local prevailing market price as defined in section 7-13.~~ In order to properly maintain such cemeteries, the City Manager shall be authorized to employ such number of cemetery supervisors and other employees as are provided for in the budget, and to fix their compensation subject to approval of the City Council; provided that any of such cemetery supervisors and other employees may be removed at any time by the city manager.
- (b) *Employing help.* With the consent of the City Manager, the respective cemetery supervisors of the city cemeteries shall have the power to engage and discharge workmen and to order and arrange their respective duties.
- (c) *City grounds.* The City Manager shall lay out one section to be known as city grounds and held for those unable to pay for a burial. ~~space. A two hundred~~

~~dollar (\$200.00) fee will be charged to the indigent burial fund. for each grave space. The opening/closing of the grave will be at current opening/closing rate. A fee will be charged to the indigent burial fund.~~

Sec. 7-3. Requirements for purchase of lots burial space.

- (a) *Payment.* Any person may select in the cemeteries described in section 7-2(a) of this chapter any lot or portion thereof, except where no subdivision is allowed, to which no other person has acquired title burial rights, and obtain from the cemetery supervisor upon payment of the cost of such lot or portion thereof a receipt (a copy of which the purchaser should retain for his or her permanent record) showing amount paid and purposes to which applied and setting forth the lot or portion of a lot purchased, location and other data. A person may buy as many lots spaces together, as are necessary to form one large family plot, ~~no part of which shall be resold for profit lot~~, except where no subdivision is allowed.
- (b) *Receipts and deeds.* The receipt provided for in paragraph (a) of this section shall be sent to the ~~city hall~~ city's central cashier, and a ~~deed signed by the mayor and city clerk and sealed with the legal seal of the city shall be executed and mailed or delivered to the address set forth on the receipt~~ copy shall be given to the purchaser for his or her permanent record. There shall be an administrative fee, to be determined by the Cemeteries Supervisor, for issuing a receipt for a transfer of burial rights.
- ~~(c) *Loss of deed.* In case of the loss or destruction of a deed issued as provided in paragraph (b) of this section the city manager, or the officer of the city designated by him, on proof satisfactory to him of such loss or destruction, shall have issued a duplicate deed executed as hereinbefore set out to the original holder or to any transferee of him upon payment of fifty dollars (\$50.00). This includes issue of transfer deed.~~

Sec. 7-4. Unused lots; publication of notice.

- (a) When a lot or part thereof in the cemeteries described in section 7-2(a) of this chapter shall remain without any interment therein for ~~twenty (20)~~ seventy-five (75) years, and the purchaser or his assignee shall have died ~~or left the city~~, and no relative of them is known, ~~to the city council to reside in city~~ the lot or part thereof shall revert to the city when conditions as set out in paragraph (b) of this section have been complied with.
- (b) The city council shall give notice once a week for four (4) weeks in a newspaper published in the city, and if no relative of the purchaser or his assignee appears within thirty (30) days from the last day of publication, then the lot or part of lot thereof, as the case may be, shall revert to the city, and ~~whether thereby such~~

~~revert or not~~, the city council may, at any time, regulate the interment in such cemeteries or any part thereof, as may seem to it proper.

Sec. 7-5. Schedule of charges.

A schedule of all cemetery charges shall be made available to all funeral directors and monument dealers in the county. In addition a copy of all current charges shall be posted in the offices of the supervisor of the cemeteries division.

Sec. 7-6. Perpetual care fund.

- (a) *Definition.* The term "perpetual care" shall mean the cutting of grass upon plots in the cemeteries described in paragraph (b) of this section at reasonable intervals, the pruning of shrubs and trees that may be placed by the city, the general preservation of the ~~plots~~ lots, grounds, walks, roadways, boundaries and structures, to the end that such grounds shall remain and be reasonably cared for as cemetery grounds forever. The term "perpetual care" shall in no case be construed as meaning the maintenance, repair or replacement of any grave markers placed upon lots or ~~plots~~ grave spaces, the planting of flowers or ornamental plants; the reconstruction of any bronze, marble, granite or concrete work on any section or ~~plot~~ lot or any portion or portions thereof in the cemetery, mausoleum or other buildings or structures, caused by the elements, an act of God, common enemy, thieves, vandals, strikers, malicious mischief makers, explosions, unavoidable accidents, invasions, insurrections, riots, or by order of any military or civil authority, whether the damage be direct or collateral, other than that as herein provided.
- (b) *Established.* A fund, known as the perpetual care fund, shall be established for the purpose of perpetually caring for and beautifying the city cemeteries described in section 7-2(a) of this chapter. The City Treasurer may accept gifts and bequests to the fund upon such terms as the donor may prescribe.
- (c) *Management of fund.* The principal of the fund shall be invested in the same manner as other city funds.
- (d) *Expenditure of income.* Perpetual care expenditure shall be limited to the income received from the investments of the fund with no part of the principal being expended.

Sec. 7-7. Place of burial.

No person shall be buried within the corporate limits of the city other than in established cemeteries licensed by the North Carolina Cemetery Commission, in

church cemeteries, or in memorial structures on state-owned property that is a part of the university system of the state of North Carolina.

Sec. 7-8. Validation of use of existing cemeteries; establishment of new cemeteries restricted.

The cemeteries or places of burial now located and maintained as such as of May 19, 1975, within the limits of the city by a corporation or association for the purpose of affording burial places for the dead, and for maintaining the graves therein are hereby expressly authorized to be used and maintained for such purpose. No new cemetery or place of burial shall be hereafter established and maintained within the limits of the city without the consent of the City Council.

Sec. 7-9. Extension of credit.

In the following sections of this chapter whenever the term "payment" is used, payment shall be deemed satisfied either by the payment with check, money order, or cashier check by the purchaser or an extension of credit to a funeral director. All payments for lots, grave openings, and other charges shall be made by check, money order, cashier check, or any other method of payment subsequently approved by the Finance Director.

Sec. 7-10. Disinterments; approval required.

~~A person, who desires to have removed from his or her lot or vault or from a space in the single grave portion the remains of a person interred therein, shall apply in writing addressed to the cemetery supervisor, setting forth in such application the name of the deceased, the date and cause of death, relationship of deceased to applicant, number of lot, vault or space in which then interred, and the number of lot, vault or space (or name of cemetery, if elsewhere), in which the remains are to be reinterred, and reason for removal. But no such permission for such disinterment shall be granted, nor shall such disinterment be made until the application has been approved by the health department.~~

A person who desires to have removed from his or her lot the remains of person interred therein shall obtain a disinterment permit from the health department.
Disinterment shall be scheduled only on weekdays during the morning hours.

Sec. 7-11. Reinterment; requirements.

Any person desiring to have reinterred the remains of a person brought from another cemetery or burial place shall furnish the cemetery supervisor with a certificate from the health department, setting forth, if possible, the name, age, sex, condition (married or single), cause and date of death, and residence of deceased, and name

~~and location of former burial place. The cemetery supervisor staff, upon receiving the charges fixed therefor, shall have the remains properly reinterred in such place as may be selected by the person having charge of such remains schedule the reinterment of the remains.~~

Sec. 7-12. Monuments and markers.

~~All monuments and markers to be placed in city-owned cemeteries must conform to the requirements as set forth in that certain the current pamphlet entitled "Cemetery Rules and Regulations, City of Charlotte," dated June 1, 1994. All foundations for markers and monuments will be constructed by city forces and all markers will be set by city forces "City of Charlotte, Cemetery Rules and Regulations." Cemetery staff shall construct all foundations for markers and monuments and shall set all markers.~~

Sec. 7-13. Charges.

~~(a) *Interments; disinterments.* Charges for interments and disinterments in city cemeteries shall be as follows:~~

~~(1) A fee to be determined by the city engineer or the cemeteries supervisor for perpetual care shall be charged for burial with a wooded box.~~

~~(2) An additional fifty (50) percent fee shall be added to the base fee for funerals entering the cemetery after 3:30 p.m. on weekdays, all day on Saturdays and city holidays. No interments or disinterments shall be scheduled on Sunday or after 4:00 p.m. on Saturday.~~

~~(b) *Purchase of grave space.* The price for grave space in the city cemeteries shall be determined by the city engineer upon review of prices in private cemeteries in the city limits of the City of Charlotte and review of cemetery budget needs at the end of fiscal year.~~

~~(c) *Monuments and markers.* The fees charged for monument and marker foundations, markers and/or vase settings shall be based on budget needs at the end of the fiscal year.~~

Fees for the purchase of grave space, opening and closing a grave, and marker and monument foundations in the city cemeteries shall be determined by the City Engineer and the Cemeteries Supervisor upon review of prices charged by private cemeteries in the city limits of the City of Charlotte and a review of cemetery budget needs at the end of the fiscal year.

(a) An additional charge shall be added to opening and closing fee for an adult burial with any container other than a concrete vault, steel vault, or concrete liner.

(b) An additional fifty (50) percent fee shall be added to the base fee for funerals entering the cemetery after 3:30 p.m. on weekdays and for any Saturday service. The fee for Sunday funerals shall be the Saturday rate plus twenty-five (25) percent of such rate. No interments shall be scheduled after 3:30 p.m. No interments shall be permitted on New Year's Day, Easter Sunday, Independence Day, Thanksgiving Day, or Christmas Day.

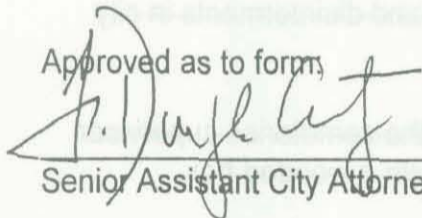
Sec. 7-14. Trespassing.

It shall be unlawful for any person to trespass upon private cemetery lots or to go across cemeteries or cemetery lots belonging to the city, between 9:00 p.m. and 6:00 a.m. the next morning, except for the purpose of burials, attending funerals or for other governmentally authorized cemetery business or maintenance."

Section 2. This ordinance shall become effective upon adoption.

This the 9th day of December, 2002.

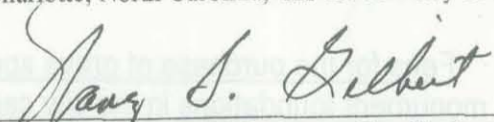
Approved as to form,


Senior Assistant City Attorney

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of December, 2002, the reference having been made in Minute Book 118, and recorded in full in Ordinance Book 51, Pages 887-892.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of December, 2002.


Nancy S. Gilbert, CMC, Deputy City Clerk

Ordinance No. 2207-X


0-33

AN ORDINANCE TO AMEND ORDINANCE NUMBER 2091-X, THE 2002-2003 BUDGET ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION FOR THE STUDMAN BRANCH OUTFALL PROJECT

BE IT ORDAINED, by the City Council of the City of Charlotte;

- Section 1. That the sum of \$2,200,000 is hereby estimated to be available from Sewer Revenue Bonds.
- Section 2. That the sum of \$2,200,000 is hereby appropriated to the Studman Branch Outfall project (631.54) in the Water and Sewer Capital Project Fund (2071).
- Section 3. That the existence of the project may extend beyond the end of the fiscal year. Therefore, this ordinance will remain in effect for the duration of the project and funds are to be carried forward to subsequent fiscal years until all funds are expended or the project is officially closed.
- Section 4. All ordinances in conflict with this ordinance are hereby repealed.
- Section 5. This ordinance shall be effective upon adoption.

Approved as to form:




Jr. Dep. City Attorney

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of December, 2002, the reference having been made in Minute Book 118, and recorded in full in Ordinance Book 51, Page 892-A.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of December, 2002.



Nancy S. Gilbert, CMC, Deputy City Clerk

AN ORDINANCE TO AMEND ORDINANCE NUMBER 2091-X, THE 2002-2003 BUDGET ORDINANCE, PROVIDING APPROPRIATIONS FOR THE START-UP COSTS FOR PROVISION OF SERVICES IN SEVEN ANNEXATION AREAS FOR THE JUNE 30, 2003 ANNEXATION.

BE IT ORDAINED, by the City Council of the City of Charlotte;

Section 1. That the following amounts are hereby appropriated for the operation of City government services in seven annexation areas for the indicated effective dates according to the following schedules:

**SCHEDULE A. GENERAL FUND 0101
(START-UP - EFFECTIVE UPON ORDINANCE ADOPTION)**

TOTAL GENERAL FUND \$ 2,670,325

**SCHEDULE B. POWELL BILL 0120
(START-UP - EFFECTIVE UPON ORDINANCE ADOPTION)**

TOTAL POWELL BILL FUND \$ 1,104,348

Section 2. It is estimated that the following revenues will be available during the indicated fiscal years to meet the appropriations shown in Section 1 according to the following schedules:

**SCHEDULE A. GENERAL FUND 0101
(START-UP - EFFECTIVE UPON ORDINANCE ADOPTION)**

FUND BALANCE - UNAPPROPRIATED \$ 2,670,325

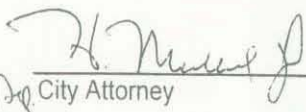
**SCHEDULE B. POWELL BILL 0120
(START-UP - EFFECTIVE UPON ORDINANCE ADOPTION)**

FUND BALANCE - UNAPPROPRIATED \$ 1,104,348

Section 3. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

Section 4. This ordinance shall be effective upon adoption.


Approved as to form:


City Attorney

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of December, 2002, the reference having been made in Minute Book 118, and recorded in full in Ordinance Book 51, Page 893.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of December, 2002.


Nancy S. Gilbert, CMC, Deputy City Clerk

Returned to customer

Parkway Plaza

ORDINANCE NO. 2199-Z

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS FOR THE CITY OF CHARLOTTE UNDER THE AUTHORITY GRANTED BY PART 3, ARTICLE 4A, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA

WHEREAS, all of the prerequisites to adoption of this ordinance prescribed in Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina, have been met; and

WHEREAS, the City Council has taken into full consideration the statements presented at the public hearing held on the 18th day of November, 2002, on the question of this annexation; and

WHEREAS, the City Council has concluded and hereby declares that annexation of the area described herein is necessary to the orderly growth and development of the City of Charlotte.

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

Section 1. That from and after the 30th day of June, 2003, the effective date of this annexation, the following territory shall be annexed to and become a part of the City of Charlotte, and the corporate limits of the City of Charlotte shall on said 30th day of June, 2003, be extended to include said territory more particularly described by metes and bounds set forth in Exhibit A, attached hereto and specifically incorporated as a part of this ordinance. As to each qualified tract of agricultural land, horticultural land and forestland in said territory, if any, the annexation will become effective on the last day of the month in which the tract or part thereof becomes ineligible for present-use classification under G. S. §105-277.4 or no longer meets the requirements of G.S. §160A-49(f1)(2).

Section 2. That the City Council does hereby specifically find and declare that the above-described territory meets the requirements of G.S. §160A-48, in that:

A. The area proposed to be annexed meets the general standards of G.S. §160A-48(b) as follows:

- (1) The area is contiguous as defined in G.S. §160A-53, to the City's boundary as of the time of the beginning of this annexation proceeding.
- (2) The aggregate boundary of the area is 17,767 feet of which 17,767 feet or 100.0% coincides with the present city boundary.
- (3) No part of the area is included within the boundary of another incorporated municipality.

Return to City Clerk's Office, City of Charlotte

FOR REGISTRATION JUDITH A. GIBSON
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2003 APR 07 03:56 PM
BK 15116 PG. 1-9 FEE \$33 00

INSTRUMENT # 2003071519



2003071519

B. Except for the portion of the area described in Section 2(C) below (subsection (d) land), the area proposed to be annexed meets the requirements of G.S. §160A-48(c)(1) as follows:

The area qualifies for annexation under the standard of two and three-tenths persons per acre of land as set forth in G.S. §160A-48(c)(1). The part of the area not including the subsection (d) land ("developed part of the area") has an estimated total population of 635 persons per acre. This estimate is made in accordance with G.S. §160A-54(1). There are 5 single-family and 280 multi-family dwelling units in the developed part of the area, which when multiplied by the average household size for single-family and multi-family households, as appropriate, (according to the last federal decennial census for which such information is available) results in an estimated total resident population of 635 in the developed part of the area after allowing for a reasonable vacancy rate of 3.6% for single-family and 10.6% for multi-family dwelling units. This population, when divided by the total number of acres (175.7) in the developed part of the area results in a population density of 3.61 persons per acre.

C. The area qualifies for annexation under the standards set forth in G.S. §160A-48(c)(1). A portion of the proposed annexation area does not meet the requirements of G.S. §160A-48(c), but does meet the requirements of G.S. §160A-48(d)(2). This portion of the area is adjacent, on at least sixty percent (60%) of its external boundary, to a combination of the boundaries of the present city and the developed part of the area as defined in Section 2(B) above. The aggregate boundary of this undeveloped portion of the area is 11,469.9 feet of which 11,469.9 feet or 100.0% coincides with the boundaries of the present city and the developed part of the area (see the Map of D-Land Area, page 9 of the report described in Section 3 below.) The acreage of this undeveloped portion of the area does not exceed 25% of the total area. There are 221.3 acres within the total area to be annexed, and of that number, 45.6 acres or 20.6% are within this undeveloped portion of the area.

D. In determining the population of the area, it has been assumed that up to 3.6% of the single-family and 10.6% of the multi-family dwelling units in the area may be vacant. This assumption is not a finding that any of the dwelling units in the area are vacant in fact. The purpose of this assumption is to allow for possible application of the following factors: any dwelling unit(s) which may not be habitable, to the extent such a condition precludes the consideration of such dwelling unit(s) in determining the population of the area; errors, if any, as to the existence of one or more dwelling units; and other factors which may result in one or more dwelling unit being vacant.

Section 3. That it is the purpose and intent of the City of Charlotte, to provide services to the area being annexed under this ordinance, as set forth in the report of plans for services approved by the City Council on the 23rd day of September, 2002 and filed in the office of the Clerk for public inspection, including any subsequent amendments.

Section 4. That the City Council does hereby specifically find and declare that, on the effective date of annexation prescribed in Section 1 hereof, the City of Charlotte

Section 4. That the City Council does hereby specifically find and declare that, on the effective date of annexation prescribed in Section 1 hereof, the City of Charlotte will have authority to issue bonds under the provisions of Sub-chapter IV of Chapter 159 of the General Statutes, if necessary, in an amount sufficient to finance the estimated costs of construction of any water and sewer facilities found necessary in the report of plans for services to extend the basic water and sewer system into the area to be annexed under this ordinance, as well as such extensions of water and/or sewer lines to individual properties, if any, which have been requested by property owners pursuant to G.S. §160A-47(3)(b).

Section 5. That from and after the effective date of this annexation, the territory annexed and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Charlotte, and shall be entitled to the same privileges and benefits as other parts of the City.

Section 6. That the newly annexed territory described hereinabove shall be subject to City taxes according to G.S. §160A-58.10.

Section 7. That the Mayor of the City of Charlotte shall cause an accurate map of the annexed territory described in Section 1, hereof, together with a duly certified copy of this ordinance, to be recorded in the office of the Register of Deeds of Mecklenburg County, and in the office of the Secretary of State in Raleigh. Such a map shall also be delivered to the Mecklenburg County Board of Elections, as required by G.S. §163-288.1.

Adopted this 9th day of December, 2002.

CITY OF CHARLOTTE

By: Samuel A. Jester

ATTEST:

Debra A. Gilbert, CMC
Deputy City Clerk

Approved as to form:

W. M. Mendenhall
Senior Deputy City Attorney

EXHIBIT A

2003 ANNEXATION AREA DESCRIPTION

PARKWAY PLAZA

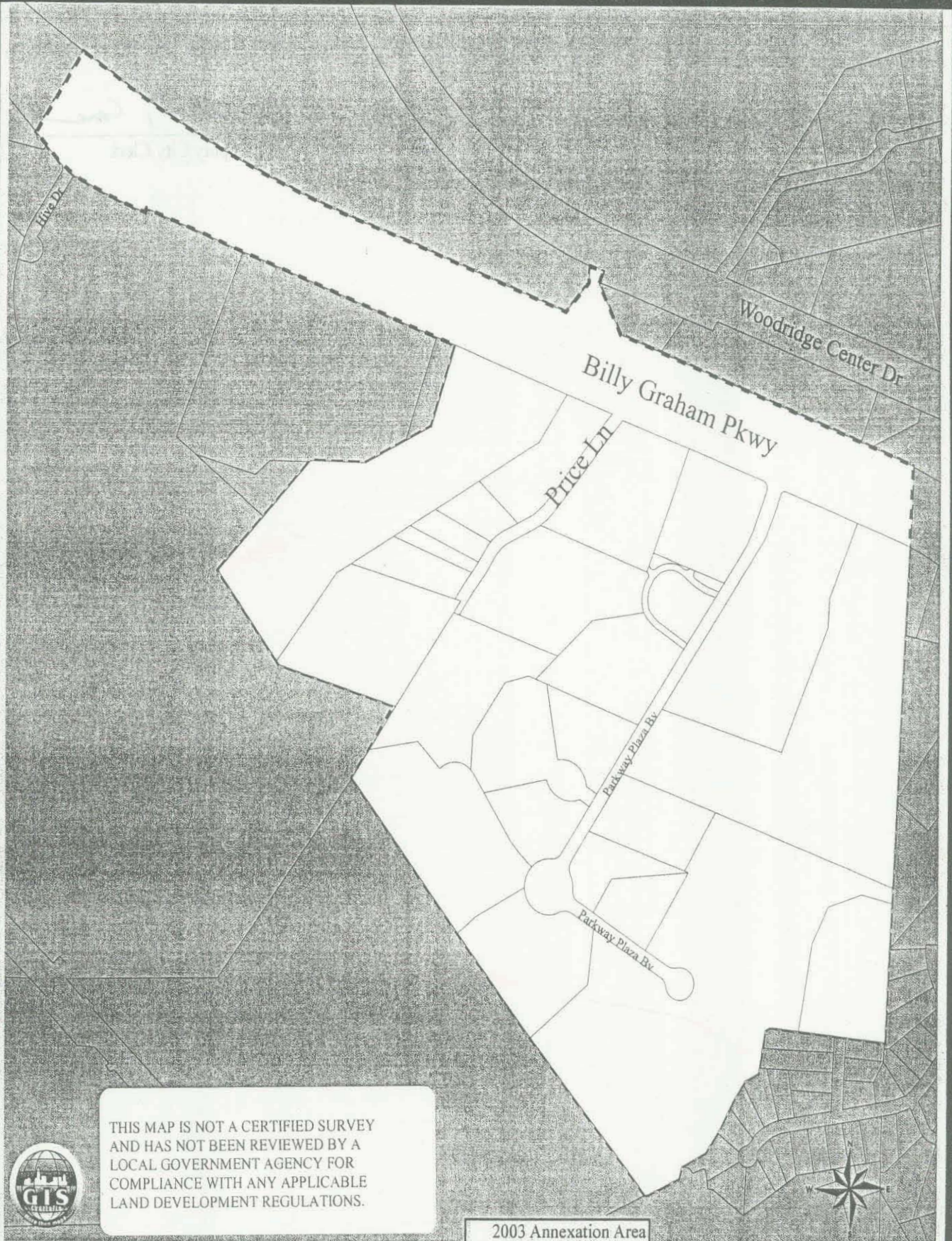
PARKWAY PLAZA Annexation Area (#1) is totally encompassed by the existing City of Charlotte City limits line.

Beginning at a point on the existing CHARLOTTE CITY LIMITS line, said point being the Northeasterly corner of Deed Book 10956 Page 929 located on the Southerly Right-of-way margin of Billy Graham Parkway; thence in a Northeasterly direction with the extension of the Easterly line of said Deed Book 10956 Page 929 having a bearing of North 03-35-20 East approximately 360 feet to a point, said point being located on a portion of the Northerly Right-of-way Margin of said Billy Graham Parkway as described in Deed Book 6414 Page 158 as shown on recorded Map Book 24 Page 433 also being located on the existing CHARLOTTE CITY LIMITS line; thence in a Northwesterly direction along and with the existing CHARLOTTE CITY LIMITS line also being the Northerly Right-of-way margin of said Billy Graham Parkway with a portion of a 300 foot spiral curve approximately 230 feet to a point, said point being the Southwesterly corner of Deed Book 6414 Page 158 and also being the Southeasterly corner of Deed Book 11608 Page 548 described as Lot 2 as shown on recorded Map Book 24 Page 101; thence in a Northwesterly direction along and with the existing CHARLOTTE CITY LIMITS line also being the Northerly Right-of-way margin of said Billy Graham Parkway of Lots 2 & 1 of Deed Book 11608 Page 548 as shown on said Map Book 24 Page 101 with the following (3) bearings and distances as follows: 1) with a portion of a 300 foot spiral curve with a chord bearing of North 68-55-44 West 55.79 feet to a point, 2) with a portion of a 300 foot spiral curve with a chord bearing of North 68-00-38 West 57.57 feet to a point, 3) North 68-41-19 West 1043.29 feet to a point, said point being Southwesterly corner of said Deed Book 11608 Page 548 shown as Lot 1 on said recorded Map Book 24 Page 101 and also being the Southeasterly corner of a City of Charlotte owned 1.466 acre tract as shown on recorded Map Book 21 Page 181; thence continuing in a Northwesterly direction along and with the existing CHARLOTTE CITY LIMITS line also being the Northerly Right-of-way margin of said Billy Graham Parkway with the Following (3) bearings and distances as follows: 1) North 68-37-13 West 222.15 feet to a point, 2) North 24-28-40 West 249.84 feet to a point, 3) North 05-25-47 East 62.72 feet to a point, said point being the Northwesterly corner of a 0.548 acre tract entitled (Proposed Street Right-of-way) as shown on said Map Book 21 Page 181 located on the existing CHARLOTTE CITY LIMITS line; thence in a Northwesterly direction along and with the existing CHARLOTTE CITY LIMITS line crossing Westmount Drive with a approximate bearing and distance of North 68-31-11 West 62.43 feet to a point, said point being the Northeasterly most corner of a 110.62 acre tract described as Tract 2 on a unrecorded City of Charlotte survey map labeled H30-10; thence in a Southwesterly direction along and with the existing CHARLOTTE CITY LIMITS line also being the Northerly Right-of-way margin of said Billy Graham Parkway with the Following (5) bearings and distances as follows: 1) South 05-25-47 West 81.64 feet to a point, 2) South 43-20-29 West 169.46 feet to a point, 3) North 68-37-13

West 993.17 feet to a point, 4) with a spiral chord North 68-22-02 West 193.50 feet to a point, 5) with a curve to the right having a radius of 7,392.35 and an arc length of approximately 1,570 feet to a point, said point being located on the Northerly Right-of-way margin of said Billy Graham Parkway and the existing CHARLOTTE CITY LIMITS line; thence in a Southwesterly direction crossing said Billy Graham Parkway with the existing CHARLOTTE CITY LIMITS line approximately 440 feet to a point, said point being located on the Southerly Right-of-way margin of said Billy Graham Parkway also being located on the existing CHARLOTTE CITY LIMITS line said point also being located approximately North 45-25-31 West 200 feet from Hive Drive; thence in a Southeasterly direction along and with the existing CHARLOTTE CITY LIMITS line also being the Southerly Right-of-way margin of said Billy Graham Parkway with the following (5) bearings and distances as follows: 1) South 43-02-52 East approximately 80 feet to a point 2) with a curve to the left having a radius of 869.02 feet and an arc length of 394.21 feet to a point, 3) South 69-02-18 East 195.69 feet to a point, 4) North 37-14-23 East 23.37 feet to a point, 5) South 69-04-50 East 536.68 feet to a point, said point being the Northeastern most corner of Tract "A" as shown on recorded Map Book 21 Page 285 and also being the Northerly most corner of Deed Book 4596 Page 872; thence continuing in a Southeasterly direction along and with the existing CHARLOTTE CITY LIMITS line also being the Southerly Right-of-way margin of said Billy Graham Parkway with the following bearing and distance of South 68-28-00 East 1,170.00 feet to a point, said point being the Northeastly corner of said Deed Book 5667 Page 85 as shown on recorded Map Book 20 Page 173 and also being the Northwesterly corner of Deed Book 5922 Page 522; thence leaving the said right-of-way margin in a Southwesterly direction along and with the existing CHARLOTTE CITY LIMITS line also being the Westerly line of said Deed Book 5922 Page 522 with the following (11) bearings and distances as follows: 1) South 21-09-26 West 184.35 feet to a point, 2) South 21-09-31 West 202.74 feet to a point, 3) South 62-54-08 West 150.14 feet to a point, 4) South 62-54-08 West 232.20 feet to a point, 5) South 88-32-31 West 280.11 feet to a point, 6) South 41-49-35 West 343.95 feet to a point, 7) South 41-49-35 West 283.21 feet to a point, 8) South 41-43-23 West 55.70 feet to a point, 9) South 39-18-39 East 47.28 feet to a point, 10) South 39-07-42 East 200.65 feet to a point, 11) South 39-44-20 East 260.01 feet to a point, said point being the Southern most corner of said Deed Book 5922 Page 522 and also being the Southwesterly most corner of Deed Book 1981 Page 597; thence in a Southeasterly direction along and with the existing CHARLOTTE CITY LIMITS line also being the Southerly line of said Deed Book 1981 Page 597 with the following (2) bearings and distances as follows: 1) South 28-58-00 East 19.30 feet to a point, 2) South 72-00-00 East 628.30 feet to a point, said point being the Southeasterly corner of said Deed Book 1981 Page 597 and also being a point located on the Westerly line of Deed Book 4524 Page 914; thence in a Southwesterly direction along and with the existing CHARLOTTE CITY LIMITS line and also being a portion of the Westerly line of said Deed Book 4524 Page 914 with a bearing and distance of South 35-07-28 West 259.02 feet to a point, said point being the Southerly most corner of said Deed Book 4524 Page 914 and also being the Northwesterly corner of Deed Book 13454 Page 881; thence continuing in a Southwesterly direction along and with the existing CHARLOTTE CITY LIMITS line and also being the Westerly line of said Deed Book 13454 Page 881 with a bearing and distance of South 34-35-59 West 134.36 feet to a point, said point being the Southwesterly corner of said Deed Book 13454 Page 881; thence in a Southeasterly direction along and with the existing CHARLOTTE CITY LIMITS line and also being the Southwesterly line of said Deed Book 13454 Page 881 with the following bearing and distance of South 37-49-34 East 883.01

feet to a point, said point being the Southerly most corner of said Deed Book 13454 Page 881 and also being the Westerly most corner of Deed Book 10464 Page 831; thence continuing in a Southeasterly direction along and with the existing CHARLOTTE CITY LIMITS line also being the Southwesterly line of said Deed Book 10464 Page 831 with the following (4) bearings and distances as follows: 1) South 38-01-26 East 234.95 feet to a point, 2) South 38-18-29 East 51.33 feet to a point, 3) South 38-58-40 East 58.42 feet to a point, 4) South 38-15-49 East 255.20 feet to a point, said point being the Southerly most corner of said Deed Book 10464 Page 831 and also being the Westerly most corner of Deed Book 9497 Page 830; thence continuing in a Southeasterly direction along and with the existing CHARLOTTE CITY LIMITS line and the Southwesterly and Southeasterly lines of said Deed Book 10464 Page 831 with the following (16) bearings and distances as follows: 1) South 38-14-21 East 37.01 feet to a point, 2) South 38-35-13 East 304.57 feet to a point, 3) South 38-05-06 East 294.20 feet to a point, 4) South 38-30-56 East 299.24 feet to a point, 5) North 63-27-02 East 166.16 feet to a point, 6) North 26-17-59 East 60.46 feet to a point, 7) North 60-02-50 East 134.93 feet to a point, 8) North 32-07-20 East 250.90 feet to a point, 9) North 40-36-20 East 100.50 feet to a point, 10) North 23-04-40 East 39.85 feet to a point, 11) North 59-49-20 East 79.00 feet to a point, 12) North 10-51-20 East 68.30 feet to a point, 13) North 06-47-20 East 125.93 feet to a point, 14) North 31-47-20 East 25.75 feet to a point, 15) South 82-06-40 East 124.24 feet to a point, 16) South 83-02-23 East 49.80 feet to a point, said point being the Southeasterly corner of said Deed Book 9497 Page 830 and also being the Southwesterly most corner of Deed Book 11745 Page 945; thence continuing in a Easterly then a Northerly direction along and with the existing CHARLOTTE CITY LIMITS line also being the Southerly and Easterly line of said Deed Book 11745 Page 945 with the following (4) bearings and distances as follows: 1) South 82-57-32 East 99.03 feet to a point, 2) South 83-07-17 East 351.70 feet to a point, 3) North 03-33-13 East 426.58 feet to a point, 4) North 03-36-19 East 210.03 feet to a point, said point being the Northeasterly corner of said Deed Book 11745 Page 945 and also being a corner on the Easterly line of said Deed Book 9497 Page 830; thence continuing in a Northerly direction along with the existing CHARLOTTE CITY LIMITS line also being the Easterly line of said Deed Book 9497 Page 830 with a bearing and distance of North 03-39-29 East 56.21 feet to a point, said point being the Northeasterly corner of said Deed Book 9497 Page 830 and also being the Southeasterly corner of Deed Book 10956 Page 929; thence continuing in a Northerly direction along and with the existing CHARLOTTE CITY LIMITS line also being the Easterly line of said Deed Book 10956 Page 929 with the following (3) bearings and distances as follows: 1) North 03-36-38 East 399.77 feet to a point, 2) North 03-51-31 East 743.13 feet to a point, 3) North 03-35-20 East 403.66 feet to a point, said point being on the existing CHARLOTTE CITY LIMITS line, said point also being the Northeasterly corner of Deed Book 10956 Page 929 located on the Southerly Right-of-way margin of Billy Graham Parkway and also being the POINT and PLACE of beginning.

Parkway Plaza Annexation Qualifying Area, 2003



THIS MAP IS NOT A CERTIFIED SURVEY
AND HAS NOT BEEN REVIEWED BY A
LOCAL GOVERNMENT AGENCY FOR
COMPLIANCE WITH ANY APPLICABLE
LAND DEVELOPMENT REGULATIONS.



2003 Annexation Area
■ City of Charlotte
□ Mecklenburg County

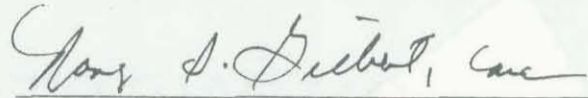


FEET
0 150 300 450 600

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of December, 2002, the reference having been made in Minute Book 118, and recorded in full in Ordinance Book 51, Pages 894-900.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of December, 2002.



Nancy S. Gilbert, CMC, Deputy City Clerk



STANDARD CITY OF CHARLOTTE
PLANNING DEPARTMENT
100 SOUTH TRYON STREET, SUITE 100
CHARLOTTE, NORTH CAROLINA 28202
704.373.2200



Returned to customer

Pleasant Grove

ORDINANCE NO. 2200-X

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS FOR THE CITY OF CHARLOTTE UNDER THE AUTHORITY GRANTED BY PART 3, ARTICLE 4A, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA

WHEREAS, all of the prerequisites to adoption of this ordinance prescribed in Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina, have been met; and

WHEREAS, the City Council has taken into full consideration the statements presented at the public hearing held on the 18th day of November, 2002, on the question of this annexation; and

WHEREAS, the City Council has concluded and hereby declares that annexation of the area described herein is necessary to the orderly growth and development of the City of Charlotte.

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

Section 1. That from and after the 30th day of June, 2003, the effective date of this annexation, the following territory shall be annexed to and become a part of the City of Charlotte, and the corporate limits of the City of Charlotte shall on said 30th day of June 2003, be extended to include said territory more particularly described by metes and bounds set forth in Exhibit A, attached hereto and specifically incorporated as a part of this ordinance. As to each qualified tract of agricultural land, horticultural land and forestland in said territory, if any, the annexation will become effective on the last day of the month in which the tract or part thereof becomes ineligible for present-use classification under G. S. §105-277.4 or no longer meets the requirements of G.S. §160A-49(f1)(2).

Section 2. That the City Council does hereby specifically find and declare that the above-described territory meets the requirements of G.S. §160A-48, in that:

A. The area proposed to be annexed meets the general standards of G.S. §160A-48(b) as follows:

- (1) The area is contiguous as defined in G.S. §160A-53, to the City's boundary as of the time of the beginning of this annexation proceeding.
- (2) The aggregate boundary of the area is 20,791.2 feet of which 13,918.2 feet or 67.0% coincides with the present city boundary.
- (3) No part of the area is included within the boundary of another incorporated municipality.

FOR REGISTRATION JUDITH A. GIBSON
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2003 APR 07 03:56 PM
BK 15116 PG 10-20 FEE \$39.00

INSTRUMENT # 2003071520

Return to City Clerk's Office, City of Charlotte



2003071520

B. Except for the portion of the area described in Section 2(C) below (subsection (d) land), the area proposed to be annexed meets the requirements of G.S. §160A-48(c)(1) as follows:

The area qualifies for annexation under the standard of two and three-tenths persons per acre of land as set forth in G.S. §160A-48(c)(1). The part of the area not including the subsection (d) land ("developed part of the area") has an estimated total population of 2.79 persons per acre. This estimate is made in accordance with G.S. §160A-54(1). There are 192 dwelling units in the developed part of the area, which when multiplied by the average household size (according to the last federal decennial census for which such information is available) results in an estimated total resident population of 474 in the developed part of the area after allowing for a reasonable vacancy rate of 6.5%. This population, when divided by the total number of acres (170.2) in the developed part of the area results in a population density of 2.79 persons per acre.

C. The area qualifies for annexation under the standards set forth in G.S. §160A-48(c)(1). A portion of the proposed annexation area does not meet the requirements of G.S. §160A-48(c), but does meet the requirements of G.S. §160A-48(d)(2). This portion of the area is adjacent, on at least sixty percent (60%) of its external boundary, to a combination of the boundaries of the present city and the developed part of the area as defined in Section 2(B) above. The aggregate boundary of this undeveloped portion of the area is 3,761.9 feet of which 3,761.9 feet or 100.0% coincides with the boundaries of the present city and the developed part of the area (see the Map of D-Land Area, page 9 of the report described in Section 3 below.) The acreage of this undeveloped portion of the area does not exceed 25% of the total area. There are 187.9 acres within the total area to be annexed, and of that number, 17.7 acres or 9.4% are within this undeveloped portion of the area.

D. In determining the population of the area, it has been assumed that up to six and one-half percent (6.5%) of the dwelling units in the area may be vacant. This assumption is not a finding that any of the dwelling units in the area are vacant in fact. The purpose of this assumption is to allow for possible application of the following factors: any dwelling unit(s) which may not be habitable, to the extent such a condition precludes the consideration of such dwelling unit(s) in determining the population of the area; errors, if any, as to the existence of one or more dwelling units; and other factors which may result in one or more dwelling unit being vacant.

Section 3. That it is the purpose and intent of the City of Charlotte, to provide services to the area being annexed under this ordinance, as set forth in the report of plans for services approved by the City Council on the 23rd day of September, 2002 and filed in the office of the Clerk for public inspection, including and subsequent amendments.

Section 4. That the City Council does hereby specifically find and declare that, on the effective date of annexation prescribed in Section 1 hereof, the City of Charlotte will have authority to issue bonds under the provisions of Sub-chapter IV of Chapter 159 of the General Statutes, if necessary, in an amount sufficient to finance the estimated

costs of construction of any water and sewer facilities found necessary in the report of plans for services to extend the basic water and sewer system into the area to be annexed under this ordinance, as well as such extensions of water and/or sewer lines to individual properties, if any, which have been requested by property owners pursuant to G.S. §160A-47(3)(b).

Section 5. That from and after the effective date of this annexation, the territory annexed and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Charlotte, and shall be entitled to the same privileges and benefits as other parts of the City.

Section 6. That the newly annexed territory described hereinabove shall be subject to City taxes according to G.S. §160A-58.10.

Section 7. That the Mayor of the City of Charlotte shall cause an accurate map of the annexed territory described in Section 1, hereof, together with a duly certified copy of this ordinance, to be recorded in the office of the Register of Deeds of Mecklenburg County, and in the office of the Secretary of State in Raleigh. Such a map shall also be delivered to the Mecklenburg County Board of Elections, as required by G.S. §163-288.1.

Adopted this 9th day of Dec., 2002.

CITY OF CHARLOTTE

By: *Parvula A. Siefert*

ATTEST:

Nancy S. Gilbert, CMC
Deputy City Clerk

Approved as to form:

H. Mendenhall
Senior Deputy City Attorney

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of December, 2002, the reference having been made in Minute Book 118, and recorded in full in Ordinance Book 51, Pages 901-909.A.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of December, 2002.

Nancy S. Gilbert CMC
Nancy S. Gilbert, CMC, Deputy City Clerk

EXHIBIT A

2003 ANNEXATION AREA DESCRIPTION

PLEASANT GROVE

Beginning at a point on the existing CHARLOTTE CITY LIMITS LINE, said point being located where a line 40 feet Southwest of and normal with the centerline of Pleasant Grove Road intersects with the Northwestern line (if extended) of a lot described in Deed Book 2686 page 238; thence in a Southeasterly direction following along a line 40 feet Southwest of and parallel with the centerline of Pleasant Grove Road approximately 590 feet to a point, said point being 40 feet Southwest of and normal to the centerline of said Pleasant Grove Road and also being 40 feet Northwest of and parallel with the centerline of Hipp Road; thence in a Southwesterly direction along a line 40 feet Northwest of and parallel with the centerline of Hipp road approximately 725 feet to a point, said point being the intersection point of the Westerly line of lot as described in said Deed Book 1611 Page 524 and said line being 40 feet Northwest of and normal to the centerline of said Hipp Road; thence in a Southeasterly direction along the Westerly line of lot as described in said Deed Book 1611 Page 524 having a bearing and distance of South 34-35-40 East approximately 336 feet to a point, said point being the southwesterly corner of lot described in said Deed Book 1611 Page 524; thence in a Northeasterly direction along the Southerly line of lot as described in said Deed Book 1611 Page 524 having a bearing and of North 41-57 East and a total distance of 464.05 feet to a point, said point being the Southeasterly corner of lot as described in Deed Book 3058 Page 209; thence continuing in a Northeasterly direction following along the Southerly line of a lot as described in said Deed Book 1039 Page 295 having a bearing and distance of North 40-15 East approximately 225 feet to a point, said point being the Southeasterly corner of lot as described in said Deed Book 1039 Page 295; thence in a Southeasterly direction along the Westerly line of lot as described in Deed Book 4447 Page 802 having a bearing and distance of South 48-03-00 East 25.00 feet to a point; thence in a Northeasterly direction following along the Southerly line of lot as described in said Deed Book 4447 Page 802 having a bearing and distance of North 41-57-00 East approximately 185 feet to a point, said point being in the Southerly line of lot as described in Deed Book 4447 Page 802 and also being located 40 feet South of and normal to the centerline line of Pleasant grove Road (SR 2008); thence in a Southeasterly direction following along a line 40 feet South of and parallel with the centerline of said Pleasant Grove Road (SR 2008) approximately 540 feet to a point, said point being 40 feet South of and normal to the centerline of Pleasant Grove Road (SR 2008); thence in a Southerly direction along a portion of the Westerly line of lot as described in said Deed Book 2059 Page 193 and the Westerly line of lot as described in Deed Book 1654 Page 89 as having a bearing and distance of South 01-29-00 West a total distance of approximately 376 feet to a point, said point being in the Westerly line of lot as described in said Deed Book 1654 Page 89; thence in a Westerly direction following along a portion of the Northerly line of lot as described in said Deed Book 1578 Page 19 as having a bearing and distance of North 87-14-00 West 150 feet to a point; thence in a Southerly direction along a portion of the Westerly line of lot as described in said Deed Book 1578 Page 19 as having a bearing and distance of South 06-13-00 East 200 feet to a point, said point being on the Westerly line of lot as described said in Deed Book 1578 Page 19; thence in a Westerly direction

following along the Northerly line of lots as described in Deed Books 4637 Page 971, 4167 Page 158, 4241 Page 896 as having a bearing of North 86-00 West a total distance of 790.80 feet to a point, said point being the Northwestern corner of lot as described in said Deed Book 4637 Page 971; thence in a Southerly direction along the Westerly line of lot as described in said Deed Book 4637 Page 971 as having a bearing and distance of South 14-30 West 496.80 feet to a point, said point being the Southwesterly corner of lot as described in said Deed Book 4637 Page 971; thence continuing in a Southerly direction following along the Westerly line of a lot as described in said Deed Book 1743 Page 174 as having a bearing and distance of South 15-30 West 287.5 feet to a point; thence in an Easterly direction with a portion of the Southerly line of said lot as described in said Deed Book 1743 page 174 as having a bearing and distance of South 89-00 East 209 feet to a point, said point being on the Southerly line of said lot as described in said Deed Book 1743 Page 174; thence in a Southerly direction following along the Westerly line of lot as described in said Deed Book 3058 Page 360 as having a bearing and distance of South 00-00-10 East 135.85 feet to a point; thence in a Easterly direction along the Southerly line of lot as described in Deed Book 3058 Page 360 as having a bearing and distance of South 87-24 East 100 feet to a point, said point being the Southeasterly corner of lot as described in said Deed Book 3058 Page 360; thence continuing in an Easterly direction following along the Southerly line of lot as described in said Deed Book 2664 Page 178 as having a bearing and distance of North 86-01 East 170.34 feet to a point, thence a Northerly direction along the Easterly line of said lot as described in Deed Book 2664 Page 178 as having a bearing and distance of North 02-35 West 120.22 feet to a point, said point being the Northeasterly corner of a lot as described in said Deed Book 2664 Page 178; thence in an Easterly direction following along a portion of the Southerly line of lot as described in said Deed Book 1316 Page 512 as having a bearing and distance of North 83-45-00 East approximately 164 feet to a point, said point being in the Southerly line of lot as described in Deed Book 1316 Page 512 and also being 40 feet West of and normal to the centerline of Loves Lane; thence in a Southerly direction along a line 40 feet West of and parallel with the centerline of Loves Lane approximately 150 feet to a point, said point being located 40 feet West of and normal to the centerline of Loves Lane; thence in a Westerly direction following along a line 40 feet North of and parallel with the centerline of a 60 foot unnamed street approximately 70 feet to a point, thence in a Southerly direction along the Westerly terminus of an unnamed 60 foot street approximately 80 feet to a point, said point being located where a line 40 feet South of and parallel with the centerline of an unnamed 60 foot street intersects with the Western terminus (if extended) of said 60 foot street, thence in an Easterly direction following along a line 40 feet South of and parallel with the centerline of a 60 foot unnamed street approximately 70 feet to a point, said point being located where a line 40 feet West of and parallel with the centerline of Loves Lane intersects with a line 40 feet South of and parallel with the centerline of an unnamed street being 60 feet in width; thence in a Southerly direction following along a line 40 feet West of and parallel with the centerline of Loves Lane approximately 50 feet to a point, said point being located 40 feet West of and normal to the centerline of Loves Lane; thence in an Easterly direction following along the Southerly terminus of Loves Lane approximately 70 feet to a point, said point being located in the Southerly terminus of Loves Lane; thence in an Southeasterly direction along a portion of the Westerly line of lot as described in said Deed Book 3960 Page 510 as having a bearing and distance of South 23-55-00 East approximately 110 feet to a point; thence in an Easterly direction along the Southerly line of a lot as described in said Deed Book 3960 Page 510 as having a bearing and distance of North 83-31-00 East 298.95 feet to a point, said point being the

Southeasterly corner of lot as described in said Deed Book 3960 Page 510 also being located on the Westerly right-of-way margin of Ford Street; thence in an Southeasterly direction along and with the said Westerly right-of-way margin of Ford Street with a bearing and distance of South 23-55-00 East 269.83 feet to a point located on the Westerly terminus of said street; thence in an Easterly direction along and with the said terminus of said Ford Street with a bearing and distance of North 66-05-00 East 60.00 feet to a point, said point being located on the Easterly terminus of said Ford Street; thence continuing in a Easterly direction leaving the Easterly right-of-way margin of said Ford Street along and with the Southerly property line of Deed Book 5307 Page 968

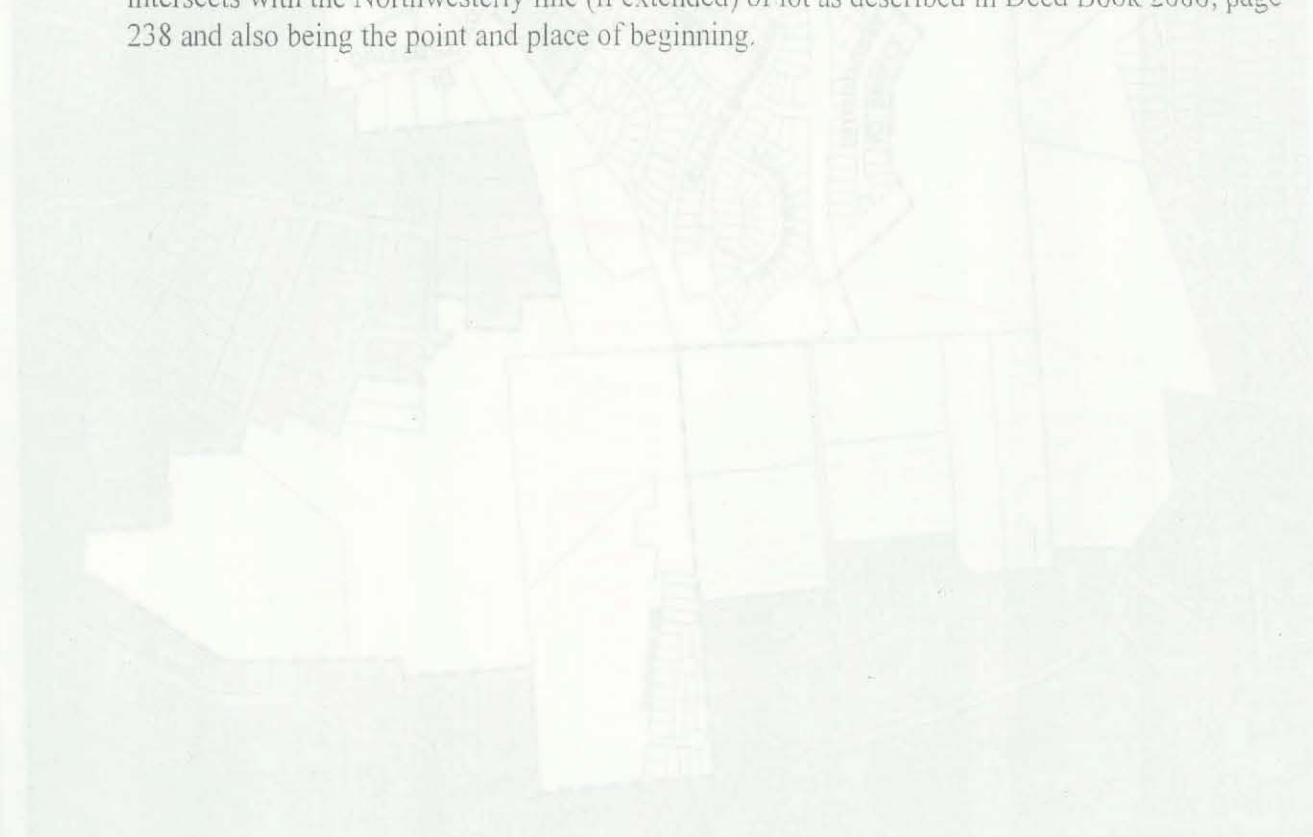
with a bearing and distance of North 66-05-00 East 204.58 feet to a point, said point being the Easterly most corner of said Deed Book 5307 Page 968 and also being the Southwesterly corner of Lot 6 in Block 3 as shown on said recorded Map Book 1166 Page 699; thence in an Southeasterly direction along a portion of the Westerly line of lot as described in said Deed Book 4114 Page 109 as having a bearing and distance of South 23-55-00 East 125.0 feet to a point, said point being the Southeasterly corner of lot as described in said Deed Book 4114 Page 109; thence in an Easterly direction following along the Southerly line of lot as described in said Deed Book 4114 Page 109 as having a bearing and distance of North 66-05-00 East 175 feet to a point, said point being the Southeasterly corner of lot as described in said Deed Book 4114 Page 109; thence in a Southeasterly direction following along the Westerly line of a 1.68 acre lot as shown on said recorded Map Book 5 Page 225 as having a bearing and distance of South 23-55-00 East 144 feet to a point, said point being the Southernmost corner of a 1.68 acre lot as shown on said recorded Map Book 5 Page 225; thence in a Southwesterly direction along the extension of the Northerly line of Lot 1 as shown on said recorded Map Book 4 Page 335 as having a bearing and distance of South 52-30-00 West approximately 35 feet to a point, said point being on the Northerly line of Lot 1 as shown on said recorded Map Book 4 page 335; thence in an Easterly direction following along the Northerly line of Lot 1 as shown on said recorded Map Book 4 Page 335 as having a bearing and distance as follows: South 89-30-00 East 335.50 feet to a point; thence South 02-30-00 East 299.50 feet to a point; thence South 87-30 East approximately 401 feet to a point, said point being on the Northerly line of lot 1 as shown on said recorded Map Book 4 Page 335 and also being 40 feet West of and normal to the centerline of Oakdale Road; thence in a Southerly direction along a line 40 feet West of and parallel with the centerline of said Oakdale Road approximately 150 feet to a point, said point being located 40 feet West of and normal to the centerline of said Oakdale Road; thence in a Westerly direction following along the Southerly line of Lot 1 as shown on said recorded Map Book 4 Page 335 as having a bearing and distance as follows: South 58-30 West approximately 790 feet to a point; thence South 88 West 590 feet to a point, said point being the Southwesterly corner of said Lot 1 as shown on recorded Map Book 4 Page 335; thence in an Westerly direction along the Northerly line of Parcel 3 as described in Deed Book 3973 Page 382 as having a bearing and distance of South 85-19-00 West 258.81 feet to a point, said point being the Northwesterly corner of Parcel 3 as described in said Deed Book 3973 Page 382; thence in a Westerly direction following along the Northerly line of lot as described in said Deed Book 3932 Page 995 as having a bearing and distance of South 85-19-00 West 26.14 feet to a point; thence in a Southerly direction along the Westerly line of lot as described in said Deed Book 3932 Page 995 as having a bearing and distance of South 01-31-00 West 46.38 feet to a point, said point being the Southwesterly corner of lot as described in said Deed Book 3932 Page 995; thence in a Westerly direction following along the Northerly line of Lot 5 in Block 3 as shown on said recorded Map Book 7 Page 763 as

having a bearing and distance of North 88-30-30 West 355.0 feet to a point, said point being the Northwest corner of Lot 5 in Block 3 as shown on said recorded Map Book 7 Page 763; thence in a Westerly direction with a portion of the Northerly and Westerly line of lot as described in said Deed Book 2605 Page 10 as having a bearing and distance as follows: 1) North 88-57-30 West 266.0 feet to a point; 2) thence South 01-33-00 West approximately 538.0 feet to a point; thence in a Westerly direction with the Northerly line of lot as described Deed Book 6399 Page 415 as having a bearing and distance of North 88-11-03 West 573.91 to a point, said point being a Northwesterly corner of lot as described in said Deed Book 6399 Page 415; thence continuing with said Northerly line of said lot as described in said Deed Book 5875 Page 726 as having a bearing and distance of North 88-11-30 West 149.85 Feet to a point, said point being a Northwesterly corner of lot as described in Deed Book 5875 Page 726; thence with the Westerly line of lot as described in Deed Book 5965 Page 490 as having a bearing and distance as follows: 1) North 88-11-30 West 125.0 feet to a point; 2) thence North 05-16-20 East 323.34 feet to a point, said point being a Northeasterly corner of lot as described in Deed Book 5965 Page 490; thence with the Easterly line of lot as described in Deed Book 3973 Page 857 as having a bearing and distance as follows North 05-16-20 East 430.0 feet to a point, said point being the Northeasterly corner of said lot as described in Deed Book 3973 Page 857 said point also being 5.63 feet North of the Southwesterly corner of Lot 37 of PINEBROOK PHASE 1 MAP 2 recorded in Map Book 36 Page 67; thence in a Northerly direction along the Westerly line of Lot 37 PINEBROOK PHASE 1 MAP 2 having bearing and distance of North 02-15-42 East 48.85 feet to a point, said point being the Northwesterly corner of said Lot 37 and the Southwesterly corner of Lot 38 of recorded Map Book 36 Page 67; thence continuing in a Northerly direction along said line (Westerly line of Lot 38) have the following bearing and distance of North 02-15-42 East 51.40 feet to a point, said point being the Northwesterly corner of said Lot 38 of said recorded Map Book 36 Page 67 said point also located on the Westerly line of Deed Book 11047 Page 426; thence continuing in a Northerly direction along the Westerly line of Deed Book 11047 Page 426 having the following bearing and distance of North 02-15-42 East 977.39 feet to a point, said point being the Northeasterly corner of said Deed Book 11047 Page 426 Tract 2 and also being Southeasterly most corner of OAKDALE GREEN - PHASE 1 - MAP 2 (labeled COMMON OPEN SPACE 4.71 acres) recorded in Map Book 30 Page 435; thence in a Westerly direction along and with a portion of the Southerly line of said Map Book 30 Page 435 having a bearing and distance of North 88-07-08 West 629.93 feet to a point, said point being located on the Northerly terminus and the Easterly margin of a 30 foot unnamed street; thence continuing in a Westerly direction along and with said Southerly line of said Map Book 30 Page 435 and crossing along and with the Northerly terminus of said unnamed street having the following bearing and distance of South 88-25-45 West 30.07 feet to a point; said point being the Southeasterly most corner of said Map Book 30 Page 435 (labeled COMMON OPEN SPACE 4.71 acres) and also being the southwestly most corner of OAKDALE GREEN - PHASE 2 - MAP 2 recorded in Map Book 33 Page 105 located on the Northerly terminus and Westerly margin of a 30 foot unnamed street; thence continuing in a Westerly direction along and with the Southerly line of said Map Book 33 Page 105 having a bearing and distance of North 88-35-29 West 224.03 feet to a point, crossing the Easterly right-of-way margin of a FUTURE THOROUGHFARE Dedicated to the N.C.D.O.T as 100 feet public right-of-way at 117.68 feet, said point being the Southwestly most corner of said Map Book 33 Page 105 and also being located on the Westerly right-of-way margin of said FUTURE THOROUGHFARE Dedicated to N.C.D.O.T. as 100 foot public right-

of-way; thence in a Northerly direction along and with the Westerly line of said Map Book 33 Page 105 and also being the Westerly right-of-way margin of said Future Thoroughfare having the following (2) bearings and distances of: 1) North 21-18-53 East 206.35 feet to a point; 2) thence with a curve to the left having a radius of 1000.00 feet a arc length of 101.17 feet and a chord bearing and distance of North 18-24-58 East 101.13 feet to a point, said point being a point on the Westerly line of said Map Book 33 Page 105 and also being the Southerly corner of OAKDALE GREEN – PHASE 2 – Map 1 recorded in Map Book 31 Page 747 marking the Westerly right-of-way margin of said Thoroughfare and also marking the centerline of a Duke Power 230 KV transmission line; thence in a Northwesterly direction along and with the Southerly line of the area labeled (common open space 1.18 acres) of said Map Book 31 Page 747 and the centerline of said Duke Power transmission line having the following bearing and distance of North 52-32-40 West 458.43 feet to a point, said point being the Southwest corner of the area labeled (common open space 1.18 acres) of said Map Book 31 Page 747 locate in the centerline of said Duke Power transmission line; thence in a Northeasterly direction following along and with the Westerly line of the area labeled (common open space 1.18 acres) of said Map Book 31 Page 747 having the bearing and distance of North 30-18-16 East 115.90 feet to a point, said point being the Northwesterly corner of said (common open space 1.18 acres) and also being the Southwesterly corner of Lot 214 of said Map Book 31 Page 747; thence continuing in a Northerly direction with the Westerly line of said Map Book 31 Page 747, with the following Lots 214 through lots 203 having the following (8) bearings and distances: 1) North 30-18-16 East 88.09 feet to a point, 2) North 07-24-09 East 47.48 feet to a point, 3) North 01-36-49 West 100.00 feet to a point, 4) North 07-19-27 East 50.25 feet to a point, 5) North 01-36-49 West 104.66 feet to a point, 6) North 06-32-40 East 34.84 feet to a point, 7) North 27-09-19 West 36.75 feet to a point, 8) North 39-51-48 West 59.00 feet to a point, said point being the Northwesterly most corner of said Lot 203 located on the Westerly terminus and Southerly right-of-way margin of Majestic Meadow Drive; thence crossing Majestic Meadow Drive along and with the Westerly terminus having a bearing and distance of North 22-56-10 West 52.26 feet to a point, said point the Southwesterly most corner of Lot 182 of said Map Book 31 Page 747 located on the Westerly terminus and Northerly right-of-way margin of said Majestic Meadow Drive; thence continuing in a Northerly direction along the Westerly line of said Lot 182 with the follow bearing and distance of North 39-51-48 West 121.70 feet to a point, said point being the Northwesterly corner of said Lot 182; thence in a Northeasterly direction along the Northerly line of Map Book 31 Page 747 with the following Lots 182 and Lot 181 having the following bearing and distance of North 51-56-47 East 113.96 feet to a point, said point being the Northeasterly corner of said Lot 181 located on the Northerly terminus and Westerly right-of-way margin of Wandering Creek Drive; thence continuing in a Northeasterly direction along and with the Northerly terminus of said Wandering Creek Drive having the a bearing and distance of North 53-41-21 East 50.00 feet to a point, said point being the Northwesterly corner of Lot 180 located on the Northerly terminus and Easterly right-of-way line of said Wandering Creek Drive; thence continuing in a Northeasterly direction along the Northerly line of Lots 180 through 175 and a (common open space 0.66 acres) having the following 3 bearings and distances: 1) North 50-08-12 East 163.17 feet to a point, 2) North 39-51-48 West 10.06 feet to a point, 3) North 44-05-09 East 242.42 feet to a point, said point being the Northwesterly corner of an area labeled as (common open space 0.66 acres) of said Map Book 31 Page 747 said point being located North 44-05-09 East 87.56 feet from the Northeasterly corner of said Lot 175 said point also located on the Southerly line of Deed Book 3145 Page 88; thence in a Westerly direction along and with

December 9, 2002
Ordinance Book 51, Page 909

the Southerly line of said Deed Book 3145 Page 88 having a bearing and distance of South 87-18-00 West 309.15 feet to a point, said point being the Southwesterly corner of said Deed Book 3145 Page 88 and also being the Southeasterly corner of Deed Book 3145 Page 85; thence in a Northeasterly direction along and with the Westerly line of said Deed Book 3145 Page 88 having a bearing and distance of North 26-22-10 East 1,309.70 feet to a point, said point being the Northwesterly corner of said Deed Book 3145 Page 88 located in the centerline of Pleasant Grove Road (SR 2008); thence continuing in a Northeasterly direction with an extension of said Westerly line of said Deed Book 3145 Page 88 approximately 30 feet to a point of intersection with the Northerly margin of said Pleasant Grove Road (SR 2008); thence in a Southeasterly direction following along a line 30 feet North of and parallel with the centerline of said Pleasant Grove Road approximately 1,123.0 feet to a point, said point being 30 feet North of and normal to the centerline of said Pleasant Grove Road located on the Westerly line of Deed Book 2686 Page 238; thence in a Southwesterly direction with the Northwesterly line (if extended) of said Deed Book 2686 Page 238 crossing said Pleasant Grove Road to a point, said point being located where a line 40 feet Southwest of and normal with the centerline of Pleasant Grove Road intersects with the Northwesterly line (if extended) of lot as described in Deed Book 2686, page 238 and also being the point and place of beginning.



2002 December 9
City of...
Washington County



Pleasant Grove Annexation Qualifying Area, 2003

THIS MAP IS NOT A CERTIFIED SURVEY
AND HAS NOT BEEN REVIEWED BY A
LOCAL GOVERNMENT AGENCY FOR
COMPLIANCE WITH ANY APPLICABLE
LAND DEVELOPMENT REGULATIONS.



2003 Annexation Area
■ City of Charlotte
□ Mecklenburg County



ORDINANCE NO. 2201-X

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS FOR THE CITY OF CHARLOTTE UNDER THE AUTHORITY GRANTED BY PART 3, ARTICLE 4A, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA

~~Returned to customer~~

WHEREAS, all of the prerequisites to adoption of this ordinance prescribed in Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina, have been met; and

WHEREAS, the City Council has taken into full consideration the statements presented at the public hearing held on the 18th day of November, 2002, on the question of this annexation; and

WHEREAS, the City Council has concluded and hereby declares that annexation of the area described herein is necessary to the orderly growth and development of the City of Charlotte.

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

Section 1. That from and after the 30th day of June, 2003, the effective date of this annexation, the following territory shall be annexed to and become a part of the City of Charlotte, and the corporate limits of the City of Charlotte shall on said 30th day of June, 2003, be extended to include said territory more particularly described by metes and bounds set forth in Exhibit A, attached hereto and specifically incorporated as a part of this ordinance. As to each qualified tract of agricultural land, horticultural land and forestland in said territory, if any, the annexation will become effective on the last day of the month in which the tract or part thereof becomes ineligible for present-use classification under G. S. §105-277.4 or no longer meets the requirements of G.S. §160A-49(f1)(2).

Section 2. That the City Council does hereby specifically find and declare that the above-described territory meets the requirements of G.S. §160A-48, in that:

A. The area proposed to be annexed meets the general standards of G.S. §160A-48(b) as follows:

- (1) The area is contiguous as defined in G.S. §160A-53, to the City's boundary as of the time of the beginning of this annexation proceeding.
- (2) The aggregate boundary of the area is 37,116.2 feet of which 10,519.8 feet or 28.3% coincides with the present city boundary.
- (3) No part of the area is included within the boundary of another incorporated municipality.

Return to City Clerk's Office, City of Charlotte

FOR REGISTRATION JUDITH A. GIBSON
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2003 APR 07 03:56 PM
BK. 15116 PG 21-27 FEE \$27 00

INSTRUMENT # 2003071521



2003071521

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B. Except for the portion of the area described in Section 2(C) below (subsection (d) land), the area proposed to be annexed meets the requirements of G.S. §160A-48(c)(1) as follows:

The area qualifies for annexation under the standard of two and three-tenths persons per acre of land as set forth in G.S. §160A-48(c)(1). The part of the area not including the subsection (d) land ("developed part of the area") has an estimated total population of 2.61 persons per acre. This estimate is made in accordance with G.S. §160A-54(1). There are 754 dwelling units in the developed part of the area, which when multiplied by the average household size (according to the last federal decennial census for which such information is available) results in an estimated total resident population of 1,819 in the developed part of the area after allowing for a reasonable vacancy rate of 6.5%. This population, when divided by the total number of acres (696.1) in the developed part of the area results in a population density of 2.61 persons per acre.

C. The area qualifies for annexation under the standards set forth in G.S. §160A-48(c)(1). A portion of the proposed annexation area does not meet the requirements of G.S. §160A-48(c), but does meet the requirements of G.S. §160A-48(d)(2). This portion of the area is adjacent, on at least sixty percent (60%) of its external boundary, to a combination of the boundaries of the present city and the developed part of the area as defined in Section 2(B) above. The aggregate boundary of this undeveloped portion of the area is 18,502.6 feet of which 18,502.6 feet or 100.0% coincides with the boundaries of the present city and the developed part of the area (see the Map of D-Land Area, page 9 of the report described in Section 3 below.) The acreage of this undeveloped portion of the area does not exceed 25% of the total area. There are 842.1 acres within the total area to be annexed, and of that number, 146.0 acres or 17.3% are within this undeveloped portion of the area.

D. In determining the population of the area, it has been assumed that up to six and one-half percent (6.5%) of the dwelling units in the area may be vacant. This assumption is not a finding that any of the dwelling units in the area are vacant in fact. The purpose of this assumption is to allow for possible application of the following factors: any dwelling unit(s) which may not be habitable, to the extent such a condition precludes the consideration of such dwelling unit(s) in determining the population of the area; errors, if any, as to the existence of one or more dwelling units; and other factors which may result in one or more dwelling unit being vacant.

Section 3. That it is the purpose and intent of the City of Charlotte, to provide services to the area being annexed under this ordinance, as set forth in the report of plans for services approved by the City Council on the 23rd day of September, 2002 and filed in the office of the Clerk for public inspection, including any subsequent amendment.

Section 4. That the City Council does hereby specifically find and declare that, on the effective date of annexation prescribed in Section 1 hereof, the City of Charlotte will have authority to issue bonds under the provisions of Sub-chapter IV of Chapter 159 of the General Statutes, if necessary, in an amount sufficient to finance the estimated

costs of construction of any water and sewer facilities found necessary in the report of plans for services to extend the basic water and sewer system into the area to be annexed under this ordinance, as well as such extensions of water and/or sewer lines to individual properties, if any, which have been requested by property owners pursuant to G.S. §160A-47(3)(b).

Section 5. That from and after the effective date of this annexation, the territory annexed and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Charlotte, and shall be entitled to the same privileges and benefits as other parts of the City.

Section 6. That the newly annexed territory described hereinabove shall be subject to City taxes according to G.S. §160A-58.10.

Section 7. That the Mayor of the City of Charlotte shall cause an accurate map of the annexed territory described in Section 1, hereof, together with a duly certified copy of this ordinance, to be recorded in the office of the Register of Deeds of Mecklenburg County, and in the office of the Secretary of State in Raleigh. Such a map shall also be delivered to the Mecklenburg County Board of Elections, as required by G.S. §163-288.1.

Adopted this 9th day of Dec., 2002.

CITY OF CHARLOTTE

By: Samuel D. Juppert

ATTEST:

Nancy S. Gilbert, CMC
Deputy City Clerk

Approved as to form:

T. M. Marshall
Senior Deputy City Attorney

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of December, 2002, the reference having been made in Minute Book 118, and recorded in full in Ordinance Book 51, Pages 910-914. A.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of December, 2002.

Nancy S. Gilbert, CMC
Nancy S. Gilbert, CMC, Deputy City Clerk

EXHIBIT A

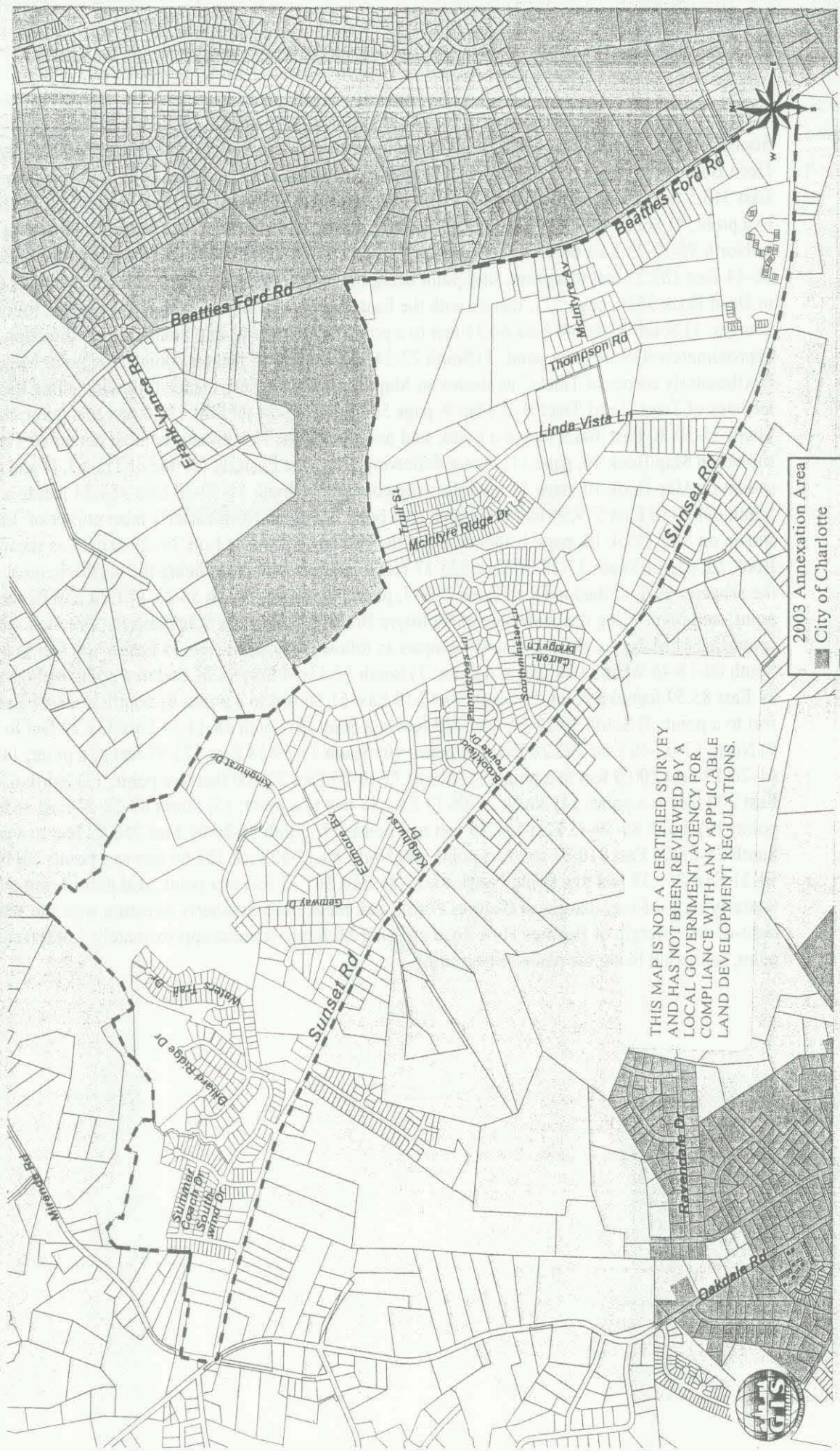
FY01 ANNEXATION AREA DESCRIPTION

SUNSET ROAD/BEATTIES FORD ROAD

Beginning at a point in the present Charlotte City Limits, said point being the intersection of the Westerly right-of-way margin of Beatties Ford Road and the Southerly right-of-way margin of Sunset Road; thence in a Westerly direction along the Southerly right-of-way margin of Sunset Road crossing Peachtree Road, Paula Circle, Oak Trail Lane, Elliot Drive, Joel Turner Drive to a point, said point being the intersection of the Southerly right-of-way margin of Sunset Road (if extended) and the centerline of Oakdale Road; thence along the centerline of Oakdale Road in a Northwesterly direction approximately 100 feet to a point, said point being the intersection of the centerline of Oakdale Road and the Westerly right-of-way margin of Miranda Road (if extended); thence in a Northerly direction approximately 360 feet along the Westerly right-of-way margin of Miranda Road to a point, said point being on the westerly right-of-way margin of Miranda Road; thence in a Southeasterly direction approximately 60 feet crossing Miranda Road to a point, said point being on the easterly right-of-way margin of Miranda Road, said point also being the Northwesterly corner of the property as described in Deed Book 8768, page 814; thence along the Northerly lot line of said deed South 79-27-45 East 561.14 feet to a point, said point being the Northeastly corner of the property as described in Deed Book 8768, page 814, and said point also being on the Westerly lot line of the property as described in Deed Book 6933, page 538; thence in a Northerly direction of said deed North 12-43-40 East 80.0 feet to point, said point being the Northwesterly corner of the property as described in Deed Book 6933, page 538; thence along the Northerly lot line of said deed South 79-25-00 East 125.0 feet to a point, said point being the Northwesterly corner of the property as described in Deed Book 944 page 27; thence along the Northerly lot line of said deed South 79-25-00 East 257.95 feet to a point, said point being the Northwesterly corner of the property as described in Deed Book 10152, page 900; thence along the Northerly lot line of said deed South 79-25-00 East 113.3 feet to a point, said point being on the Westerly lot line of Lot 124 as shown on said Map Book 35, page 625; thence with the Westerly lot lines of Lots 124, 123, 122, 121 and 119 as shown on Map Book 35, page 625 the following four (4) courses; 1) North 01-13-53 West 47.1 feet to a point; 2) North 01-27-11 West 76.17 feet to a point; 3) North 03-12-06 East 131.75 feet to a point; 4) North 03-32-50 East 25.78 feet to a point, said point being the Northwesterly most corner of Lot 119 as shown on Map Book 35 page 625; thence along the Westerly line of lots 118, 117, 116, 115, 114 and 113 as shown on Map book 37 page 599 the following two (2) courses; 1) North 3-32-50 East 192.33 feet to a point; 2) North 3-41-10 East 107.83 feet to point, said point being the Northeast corner of Lot 113 as shown on Map Book 37 page 599; thence continuing along the Westerly line as described in Deed Book 10625 page 18 North 3-35-48 East approximately 300 feet to the Southwesterly corner of land dedicated to Mecklenburg County Parks and Recreation as shown on Map Book 35 page 917; thence with said Map Book 35 page 917 for seventeen (17) courses as follow; 1) North 44-32-49 East 112.34 feet to a point; 2) North 74-49-11 East 134.70 feet to a point; 3) South 46-11-20 East 149.94 feet to a point; 4) South 09-41-42 West 76.18 feet to a point; 5) South 72-24-11 East 627.67 feet to a point; 6) South 75-11-14 East 63.10 feet to a point; 7) North 17-40-03 East 136.19 feet to a point; 8) South 59-35-22 East 200.81 feet to a point; 9) South 55-41-57 East 89.59 feet to a point; 10) South 14-38-16 East 14.61 feet to a point; 11) South 75-57-16 East 32.49 feet to a point; 12) South 11-01-26 East 54.32 feet to a point; 13) South 15-07-57 West 32.02 feet to a point; 14) North 15-14-49 West 10.89 feet to a point; 15) South 03-30-17 West 35.51 feet to a point; 16) South 03-30-17 West 5.50 feet to a point; 17) South 28-53-29 East 10.69 feet to a point, said point being on the Northerly most lot line of the property as described in Deed Book 10469, page 597; thence with said property as described for two (2) courses as follow; 1) North 88-02-27 East 366.99 feet to a point; 2) North 49-42-24 East 322.61 feet to a point, said point being the Southwesterly most corner of the property as described in Deed Book 10625 page 14; thence with said property for three (3) courses as follow; 1) North 34-31-42 East 104.58 feet to a point; 2) North 61-11-59 East 390.22 feet to a point; 3)

South 26-34-57 East 286.24 feet to a point, said point being on the lot line of the property as described in Deed Book 10469 page 589; thence with said property for eight (8) courses as follow; 1) North 37-30 East 313.5 feet to a point; 2) North 37-01-08 East 1043 feet to a point; 3) North 33-05-52 East 106.0 feet to a point; 4) South 48-35-29 East 354.64 feet to a point; 5) South 34-24-30 West 179.50 feet to a point; 6) North 85-32-33 East 66.02 feet to a point; 7) South 41-11-22 East 302.65 feet to a point; 8) South 81-06-44 East 183.25 feet to a point, said point being the Northerly most corner of the property as described in Deed Book 3530, page 577; thence with the Easterly most lot line of said deed book the following courses; 1) South 81-06-44 East 64.34 feet to a point; 2) continuing in a Southeasterly direction approximately 479 feet to a point; 3) South 22-34-00 East 364.58 feet to a point, said point being the Northeasterly corner of Tract C as shown on Map Book 9, page 565; thence following along the Easterly lot lines of Tract C and Tract B of Map 9, page 565 South 22-34-00 East 170.0 feet to a point; thence South 51-30-30 East 468.9 feet to a point, said point being the Northwesterly most corner of Tract J as shown on Map Book 10, page 11; thence following along the Easterly lot line of Tract J, H and G as shown on Map Book 10, page 11 the following courses; 1) South 51-50-30 East 464.74 feet to a point; 2) South 03-02-30 East 579.54 feet to a point, said point being the Northeasterly most corner of Lot 30 as shown on Map Book 10, page 1; thence along the easterly lot line of Lots 30, 29 and 25 as shown on Map Book 10, page 1 South 37-18-30 East 525.17 feet to a point, said point being the northerly most lot line of the property as described in Deed Book 12337, page 748; thence North 53-23-14 East 236.02 feet to a point, said point being the centerline of McIntyre Branch; thence in a Southeasterly direction with the centerline of McIntyre Branch nine (9) courses as follow; 1) South 22-26-34 East 67.09 feet to a point; 2) South 00-18-46 West 38.90 feet to a point; 3) South 32-43-34 East 92.31 feet to a point; 4) South 35-43-24 East 85.59 feet to a point; 5) South 30-17-19 East 51.16 feet to a point; 6) South 34-23-04 East 556.6 feet to a point; 7) South 39-24-24 East 140 feet to a point; 8) South 38-14-34 East 331.20 feet to a point; 9) North 57-02-46 East 202.28 feet to a point; 10) South 13-39-34 East 123.97 feet to a point; 11) North 61-26-13 East 100.0 feet to a point; 12) North 73-10-13 East 233.00 feet to a point; 13) North 65-24-13 East 200 feet to a point; 14) North 71-06-13 East 88 feet to a point; 15) South 89-23-47 East 363 feet to a point; 16) South 89-59-45 East 167.58 feet to a point; 17) South 80-26-01 East 258.02 feet to a point; 18) South 75-03-09 East 310.23 feet to a point; 19) North 84-17-42 East 301.60 feet to a point; 20) North 77-14-31 East 255.38 feet to a point; North 63-33-46 East 561.73 feet to a point, said point being the westerly right-of-way margin of Beatties Ford Road; thence in a Southerly direction with the Westerly right-of-way margin of Beatties Ford Road crossing McIntyre Avenue approximately 5,680 feet to a point, said point being the place of beginning.

Sunset/Beaties Ford Annexation Qualifying Area, 2003



THIS MAP IS NOT A CERTIFIED SURVEY
AND HAS NOT BEEN REVIEWED BY A
LOCAL GOVERNMENT AGENCY FOR
COMPLIANCE WITH ANY APPLICABLE
LAND DEVELOPMENT REGULATIONS.

ORDINANCE NO. 2202-X

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS FOR THE CITY OF CHARLOTTE UNDER THE AUTHORITY GRANTED BY PART 3, ARTICLE 4A, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA

Returned to customer

WHEREAS, all of the prerequisites to adoption of this ordinance prescribed in Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina, have been met; and

WHEREAS, the City Council has taken into full consideration the statements presented at the public hearing held on the 18th day of November, 2002, on the question of this annexation; and

WHEREAS, the City Council has concluded and hereby declares that annexation of the area described herein is necessary to the orderly growth and development of the City of Charlotte;

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

Section 1. That from and after the 30th day of June, 2003, the effective date of this annexation, the following territory shall be annexed to and become a part of the City of Charlotte, and the corporate limits of the City of Charlotte shall on said 30th day of June 2003, be extended to include said territory more particularly described by metes and bounds set forth in Exhibit A, attached hereto and specifically incorporated as a part of this ordinance. As to each qualified tract of agricultural land, horticultural land and forestland in said territory, if any, the annexation will become effective on the last day of the month in which the tract or part thereof becomes ineligible for present-use classification under G. S. §105-277.4 or no longer meets the requirements of G.S. §160A-49(f1)(2).

Section 2. That the City Council does hereby specifically find and declare that the above-described territory meets the requirements of G.S. §160A-48, in that:

A. The area proposed to be annexed meets the general standards of G.S. §160A-48(b) as follows:

- (1) The area is contiguous as defined in G.S. §160A-53, to the City's boundary as of the time of the beginning of this annexation proceeding.
- (2) The aggregate boundary of the area is 34,743.6 feet of which 5,220.0 feet or 15.0% coincides with the present city boundary.
- (3) No part of the area is included within the boundary of another incorporated municipality.

FOR REGISTRATION JUDITH A. GIBSON
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2003 APR 07 03:56 PM
BK 15116 PG. 28-40 FEE \$45.00

INSTRUMENT # 2003071522

Return to the City Clerk's Office, City of Charlotte



2003071522

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B. Except for the portion of the area described in Section 2(F) below (subsection (d) land), the area proposed to be annexed meets the requirements of G.S. §160A-48(c)(1) as follows:

The area qualifies for annexation under the standard of two and three-tenths persons per acre of land as set forth in G.S. §160A-48(c)(1). The part of the area not including the subsection (d) land ("developed part of the area") has an estimated total population of 3.05 persons per acre. This estimate is made in accordance with G.S. §160A-54(1). There are 704 dwelling units in the developed part of the area, which when multiplied by the average household size (according to the last federal decennial census for which such information is available) results in an estimated total resident population of 1,744 in the developed part of the area after allowing for a reasonable vacancy rate of 6.5%. This population, when divided by the total number of acres (571.5) in the developed part of the area results in a population density of 3.05 persons per acre.

C. The developed part of the area proposed to be annexed meets the requirements of G.S. 160A-48(c)(2) as follows:

The developed part of the area qualifies for annexation under the standards of at least one person for each acre of land and is subdivided in a manner that conforms with requirements of G.S. 160A-48(c)(2). There are a total number of 570 lots and tracts within the developed part of the area, and of that number there are 507 lots and tracts of one acre or less in size, which equals 89.0% of the total. Furthermore, there are a total of 467.2 acres (excluding streets) in the developed part of the area, and of that number 295.6 acres consist of lots and tracts of three acres or less in size, which represents 63.3% of the total acreage (excluding streets). Finally, in accordance with the provisions of G.S. 160A-54(1) and as set forth in Section 2(B) above, the developed part of the area has an estimated total population of 3.05 persons per acre.

D. The developed part of the area proposed to be annexed meets the requirements of G.S. §160A-48(c)(3) as follows:

There are a total number of 570 lots and tracts within the developed part of the area, and of that number 475 or 83.3% of the total number of lots and tracts, are used for residential, commercial, industrial, institutional, or governmental purposes. Furthermore, after excluding the acreage used for commercial, industrial, governmental, or institutional purposes, 426.7 acres remain in the developed part of the area. Of that acreage, 284.9 acres or 66.8% are in lots or tracts three acres or less in size.

E. The area qualifies for annexation under the standards set forth in G.S. §160A-48(c)(1), G.S. §160A-48(c)(2) and G.S. §160A-48(c)(3). A portion of the proposed annexation area does not meet the requirements of G.S. §160A-48(c), but does meet the requirements of G.S. §160A-48(d)(2). This portion of the area is adjacent, on at least sixty percent (60%) of its external boundary, to a combination of

the boundaries of the present city and the developed part of the area as defined in Sections 2(B), 2(C) and 2(D) above. The aggregate boundary of this undeveloped portion of the area is 25,561.3 feet of which 20,506 feet or 80.2% coincides with the boundaries of the present city and the developed part of the area (see the Map of D-Land Area, page 9 of the report described in Section 3 below.) The acreage of this undeveloped portion of the area does not exceed 25% of the total area. There are 736.0 acres within the total area to be annexed, and of that number, 164.5 acres or 22.4% are within this undeveloped portion of the area.

F. In determining the population of the area, it has been assumed that up to six and one-half percent (6.5%) of the dwelling units in the area may be vacant. This assumption is not a finding that any of the dwelling units in the area are vacant in fact. The purpose of this assumption is to allow for possible application of the following factors: any dwelling unit(s) which may not be habitable, to the extent such a condition precludes the consideration of such dwelling unit(s) in determining the population of the area; errors, if any, as to the existence of one or more dwelling units; and other factors which may result in one or more dwelling unit being vacant.

Section 3. That it is the purpose and intent of the City of Charlotte, to provide services to the area being annexed under this ordinance, as set forth in the report of plans for services approved by the City Council on the 23rd day of September, 2002 and filed in the office of the Clerk for public inspection and as subsequently amended.

Section 4. That the City Council does hereby specifically find and declare that, on the effective date of annexation prescribed in Section 1 hereof, the City of Charlotte will have authority to issue bonds under the provisions of Sub-chapter IV of Chapter 159 of the General Statutes, if necessary, in an amount sufficient to finance the estimated costs of construction of any water and sewer facilities found necessary in the report of plans for services to extend the basic water and sewer system into the area to be annexed under this ordinance, as well as such extensions of water and/or sewer lines to individual properties, if any, which have been requested by property owners pursuant to G.S. §160A-47(3)(b).

Section 5. That from and after the effective date of this annexation, the territory annexed and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Charlotte, and shall be entitled to the same privileges and benefits as other parts of the City.

Section 6. That the newly annexed territory described hereinabove shall be subject to City taxes according to G.S. §160A-58.10.

Section 7. That the Mayor of the City of Charlotte shall cause an accurate map of the annexed territory described in Section 1, hereof, together with a duly certified copy of this ordinance, to be recorded in the office of the Register of Deeds of

Mecklenburg County, and in the office of the Secretary of State in Raleigh. Such a map shall also be delivered to the Mecklenburg County Board of Elections, as required by G.S. §163-288.1.

Adopted this 9th day of Dec., 2002

CITY OF CHARLOTTE

By: *Samuel D. Seyer*

ATTEST:

Nancy S. Gilbert
Deputy City Clerk

Approved as to form:

H. Munnick
Senior Deputy City Attorney

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of December, 2002, the reference having been made in Minute Book 118, and recorded in full in Ordinance Book 51, Pages 915-925. A.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of December, 2002.

Nancy S. Gilbert, CMC
Nancy S. Gilbert, CMC, Deputy City Clerk

EXHIBIT A

2003 ANNEXATION AREA DESCRIPTION

OVERLOOK

Beginning at a point on the existing Charlotte City limits line said point being located 10 feet North of and normal to the Northerly right-of-way margin of Brookshire Boulevard (NC 16); thence in a Southwesterly direction with the Northerly line of lot described in Deed Book 4472 Page 188 crossing said Brookshire Boulevard (NC 16) as having a bearing of South 60-13-50 West and a total distance of approximately 1,234 feet to a point, said being the Easterly most corner of Deed Book 3678 Page 263 located on the Northerly line of said Deed Book 4472 Page 188; thence with the Easterly and Northerly line of said lot described in Deed Book 3678 Page 263 as having the following (2) bearings and distances as follows: 1) North 41-06 West 439.86 feet to a point, 2) South 54-48 West 552.49 feet to a point, said point being the Westerly most corner of a lot described in said Deed Book 3678 Page 263 located on the Northeasterly line of Tract 3 as recorded in Map Book 7 Page 533; thence in a Northwesterly direction with a portion of the Northeasterly line of said Tract 3 and the Northeasterly line of Tract 2 and the Northeasterly and Northern line of Tract 1 as described in said Map Book 7 Page 533 with the following (3) bearings and distances as follows: 1) North 42-09-50 West approximately 418.0 feet to a point, 2) North 39-29-40 West 601.66 feet to a point, 3) South 68-14 West 585.67 feet to a point, said point being the Northwesterly corner of said Tract 1 as shown on said Map Book 7 Page 533 and also being the Easterly corner of said Deed Book 3967 Page 310; thence in a Northwesterly direction with the Easterly line of lot as described in said Deed Book 3967 Page 310 as having a bearing and distance of North 18-40 West 387.11 feet to a point, said point being the Westerly corner of said Deed Book 3967 Page 310; thence continuing in a Northwesterly direction with the Easterly line of Deed Book 1712 Page 409 as having the following (2) bearings and distances as follows: 1) North 18-54-20 West 751.93 feet to a point, 2) North 18-40 West crossing Mount Holly-Huntersville Road approximately 288.0 feet to a point, said point being located where a line 40 feet North of and normal to the centerline of Mount Holly-Huntersville Road intersects with the Easterly line (if extended) of said Deed Book 1712 Page 409; thence in a Northeasterly direction along and with a line approximately 40 feet North of and parallel with the centerline of said Mount Holly-Huntersville Road approximately 430 feet to a point, said point being located on the Northern right-of-way of Mount Holly-Huntersville Road and also being the Southern most corner of Deed Book 13532 Page 971; thence continuing in a Northeasterly direction along and with said Right-of-way margin with a bearing and distance of North 67-02-10 East 37.89 feet to a point, said point being the Easterly most corner of said Deed Book 13532 Page 971 and also being the southwestly most corner of Deed Book 12641 Page 026; thence continuing in a Northeasterly direction along and with said Right-of-way margin having the following (2) bearings and distances: 1) North 67-07-00 East 187.36 feet to a point, 2) with the arc of an curve to the left having a radius of 1059.16 feet with an arc length of 242.19 feet and a chord bearing and distance of North 60-50-45 East 241.66 feet to a point, said point being the Southeasterly most corner of said Deed Book 12641 Page 026 and also being the Southern most corner of a 7.13 acre lot as described in Deed Book 12900 Page 852 (EXHIBIT A); thence continuing in a Northeasterly direction along and with said Right-of-way margin of said Mount Holly-Huntersville Road with the following (3) bearings and distances as follows: 1)

North 53-03-24 East 125.69 feet to a point, 2) North 35-26-41 East 313.05 feet to a point, 3) North 01-16-41 West 94.81 feet to a point, said point being Easterly most corner of said Deed Book 12900 Page 852 (EXHIBIT A) located at the intersection of the Western right-of-way margin of NC Highway 16 (BROOKSHIRE BOULEVARD) and the Northern right-of-way margin of Mount Holly-Huntersville Road; thence continuing in a Northeasterly direction crossing said NC Highway 16 (BROOKSHIRE BOULEVARD) with a bearing and distance of North 47-20-38 East 320.45 feet to a point, said point being the Southerly most corner of Out parcel #6 as shown on Map Book 36 page 425; thence in a Northeasterly direction along and with the Northern right-of-way margin of Mount Holly-Huntersville Road a common line with Out parcels #6,#5,#4 as shown on said Map Book 36 Page 425 with the following (4) bearings and distances as follows: 1) North 52-05-54 East 125.35 feet to a point, 2) North 41-09-19 East 211.25 feet to a point, 3) North 43-45-37 East 242.02 feet to a point, 4) North 41-09-19 East 96.90 feet to a point, said point being located within out parcel #4 at the beginning of a 30 foot radius at the intersection of Mount Holly-Huntersville Road and Callabridge Court; thence continuing in a Northeasterly direction crossing said Callabridge Court with the following (2) bearings and distances as follows: 1) North 41-09-19 East 148.53 feet to a point, 2) North 26-43-37 West 14.60 feet to a point, said point being the Easterly most corner of Parcel #2 as shown on said Map Book 36 Page 425 also being a common corner with Deed Book 1199 page 233 excluding its Right-of-way as described Deed Book 13416 Page 498, thence continuing in a Northeasterly direction along and with said Right-of-way margin as described in said Deed Book 13416 Page 498 with the following (3) bearings and distances as follows: 1) North 84-30-27 East 19.64 feet to a point, 2) North 41-07-43 East 479.87 feet to a point, 3) South 48-48-59 East approximately 18.44 feet to a point, said point being the Southerly most corner of Deed Book 7193 Page 829 located on the Northerly right-of-way margin of said Mount Holly-Huntersville Road (SR 2004) as described in said Deed Book 7193 Page 829, thence continuing in a Northeasterly direction along and with said Right-of-way margin with the following bearing and distance of North 40-56-16 East 171.10 feet to a point, said point being the Southeasterly corner of said Deed Book 7193 Page 829 and also being the Southwesterly corner of Deed Book 9637 Page 36; thence continuing in a Northeasterly direction with the following bearing and distance of North 39-35-00 East 249.58 feet to a point, said point being the Easterly most corner of said Deed Book 9637 Page 36 and also being located on the Westerly line of Deed Book 13516 Page 310; thence continuing in a Northeasterly direction along and with a line approximately 30 North of and Parallel with the said centerline of Mount Holly-Huntersville Road (SR 2004) approximately 644 feet to a point, said point being located on the Easterly line of said Deed Book 13516 Page 310 also being the Southerly most corner of a 6.322 acre Common Open Space entitled The OVERLOOK at Mountain Island Lake Phase 1 Map 1 as shown on Map Book 30 Page 135, thence leaving said Right-of-way in a Northwesterly direction along and with the Westerly line of said Map Book 30 Page 135 with the following (4) bearings and distances as follows: 1) North 39-32-12 West 662.94 feet to a point, 2) South 59-52-47 West 70.09 feet to a point, 3) North 06-58-08 East 151.07 feet to a point, 4) North 54-17-22 West 1,193.98 feet to a point, said point being the Northwesterly corner of said Map Book 30 Page 135 and also being the Southeastern corner of a 10.809 acre Common Open Space entitled The OVERLOOK at Mountain Island Lake Phase 1 Map 2 as shown on Map Book 28 Page 193, thence in a Westerly direction along and with the line of said Map Book 28 Page 193 with the following (4) bearings and distances as follows: 1) South 67-55-24 West 147.87 feet to a point, 2) South 64-16-20 West 616.40 feet to a point, 3) South 85-12-51 West 559.18 feet to a point, 4) North 50-00-46 West

220.34 feet to a point, said point being the Westerly most corner of said 10.809 acre Common Open Space as shown on said Map Book 28 Page 193 and also being the Southerly most corner of Lot 15, entitled The OVERLOOK at Mountain Island Lake Phase 1 Map 7 as shown on Map Book 29 Page 678, thence in a Northerly direction along and with the Westerly line of Lot 15,14,13,12,11 and a portion of Lot 10 with the following (9) bearings and distances as follows: 1) North 50-00-46 West 304.31 feet to a point, 2) North 04-18-04 West 118.97 feet to a point, 3) North 09-41-51 West 181.50 feet to a point, 4) North 67-35-38 East 70.70 feet to a point, 5) North 47-33-17 East 21.06 feet to a point, 6) North 61-37-35 East 27.73 feet to a point, 7) North 42-36-19 East 50.22 feet to a point, 8) North 85-36-28 West 100.67 feet to a point, 9) North 62-04-18 East 149.53 feet to a point, said point being the Northwesterly most corner of said Lot 10 as shown on said Map Book 29 Page 678 and also being a common corner with Lots 31 and 32 of recorded Map Book 27 Page 551 entitled The OVERLOOK at Mountain Island Lake Phase 1 Map 3; thence in a Northwesterly direction along and with the Westerly lines of Lots 32,33,34,35,36 and Lake Access Tract and Lots 37,38 and Lake Access Tract and Lots 39,40,41 and a portion of Lot 42 with the following (13) bearings and distances as follows: 1) North 80-29-23 West 59.48 feet to a point, 2) South 85-22-49 West 76.18 feet to a point, 3) North 78-48-41 West 226.44 feet to a point, 4) North 53-58-23 West 54.63 feet to a point, 5) North 21-44-19 West 162.72 feet to a point, 6) North 37-49-13 West 95.52 feet to a point, 7) North 28-32-20 West 105.54 feet to a point, 8) North 00-14-10 East 286.47 feet to a point, 9) North 16-55-24 West 87.90 feet to a point, 10) North 14-03-23 East 73.01 feet to a point, 11) North 64-35-26 East 41.24 feet to a point, 12) North 11-55-33 West 29.09 feet to a point, 13) North 72-07-33 East 369.12 feet to a point, said point being a deflection point on the Northwesterly line of said Lot 42 located North 72-07-33 East 56.77 feet from a common corner with said Lots 41 and 42 as shown on Map Book 27 Page 551 and also being the Southerly most corner of 6.051 acre Community Recreation Area as recorded on Map Book 27 Page 554 entitled The OVERLOOK at Mountain Island Lake Phase 1 Map 6; thence in a Northwesterly direction along and with the Westerly line of said Community Recreation Area with the following (11) bearings and distances as follows: 1) North 49-59-08 West 21.28 feet to a point, 2) North 82-06-29 West 99.81 feet to a point, 3) South 86-54-09 West 163.08 feet to a point, 4) North 75-25-02 West 87.00 feet to a point, 5) North 40-58-51 West 32.25 feet to a point, 6) North 11-30-49 West 120.36 feet to a point, 7) North 43-25-06 East 78.40 feet to a point, 8) North 04-47-11 East 87.26 feet to a point, 9) North 40-54-25 East 138.27 feet to a point, 10) North 51-29-04 East 92.89 feet to a point, 11) North 28-22-44 East 55.49 feet to a point, said point being located South 45-25-35 West 127.32 feet from the Northerly most corner of said Community Recreation Area located on the Southerly right-of-way margin of Mountain Cove Drive and also being Southerly most corner of Lot 165 as recorded in Map Book 28 Page 450 entitled Overlook at Mountain Island Lake Phase 2 Map 2; thence in a Southwesterly direction along and with Southerly and Westerly lines of Lots 165,166,167,168,169,170,171,172 and Common Open Space and Lots 173,174,175,176,177,178 and 179 with the following (19) bearings and distances as follows: 1) North 67-03-47 West 30.54 feet to a point, 2) North 07-20-12 East 18.13 feet to a point, 3) South 53-20-11 West 70.41 feet to a point, 4) South 70-59-41 West 243.55 feet to a point, 5) North 53-42-37 West 51.47 feet to a point, 6) North 22-20-30 West 60.78 feet to a point, 7) North 21-24-28 West 64.38 feet to a point, 8) North 21-49-41 West 83.17 feet to a point, 9) North 18-26-13 West 110.98 feet to a point, 10) North 06-01-16 East 185.46 feet to a point, 11) North 02-38-11 West 128.96 feet to a point, 12) North 13-42-33 West 97.14 feet to a point, 13) North 03-45-03 West 167.39 feet to a point, 14) North 07-01-38 West 136.93 feet to a point, 15) North 25-07-09

East 128.26 feet to a point, 16) South 87-19-27 East 112.15 feet to a point, 17) North 74-21-48 East 129.51 feet to a point, 18) North 75-07-36 East 129.87 feet to a point, 19) South 67-17-08 East 436.13 feet to a point, said point being the Easterly most corner of said Lot 179 as shown on said Map Book 28 Page 450 and also being the Northwestern corner of Lot 198 as shown on recorded Map Book 28 Page 451 entitled The Overlook at Mountain Island Lake Phase 2 Map 3; thence in a Southeasterly direction with the following bearing and distance of South 67-17-08 East 197.17 feet to a point, said point being the Northeasterly corner of said Lot 198 located on the Northwestern right-of-way margin of Overlook Mountain Drive, thence continuing in a Southeasterly direction crossing said Overlook Mountain Drive with a bearing and distance of South 67-17-08 East 60.19 feet to a point, said point being within Lot 238 located on the Northeasterly right-of-way margin of said Overlook Mountain Drive; thence in a Northeasterly direction along and with the Northeasterly right-of-way margin of said Overlook Mountain Drive and the Westerly line of said Lot 238 and the Westerly line of a 0.129 acre Common Open Space with the following (2) bearings and distances as follows: 1) with a curve to the right having a radius of 570.00 feet, arc length of 60.49 feet and a chord bearing and distance of North 30-29-30 East 60.46 feet to a point, 2) North 33-31-48 East 17.93 feet to a point, said point being the Northwestern corner of said Common Open Space and also being Southwesterly corner of Lot 237; thence in a Southeasterly direction along and with a common line between said Common Open Space and Lot 237 having a bearing and distance of South 62-56-32 East 223.62 feet to a point, said point being the Southeasterly corner of said Lot 237 as shown on Map Book 28 Page 451 located on the Northerly line of said Common Open Space and also being the Southwesterly corner of Lot 247 as recorded on Map Book 28 Page 648 entitled Overlook at Mountain Island Lake Phase 2 Map 5; thence in a Northeasterly direction following along and with the Northwestern line of Lots 247,248,249,250 and a portion of Lot 251 with the following bearing and distance of North 33-18-34 East 569.69 feet to a point, said point being the Northerly most corner of Lot 251; thence in a Southeasterly direction along and with a portion of the Northerly line of said Lot 251 the Northerly line of Lot 252 with a bearing and distance of South 63-45-16 East 584.24 feet to a point, said point being the Easterly most corner of said Lot 252 a common corner with Lot 253; thence in a Southeasterly direction along and with the Easterly line of Lots 253, 259 and 260 with the following bearing and distance of South 13-29-05 East 639.97 feet to a point, said point being the Southeasterly corner of said Lot 260 as shown in Map Book 28 Page 648 and also being Northeasterly corner of Lot 87 as shown on recorded Map Book 27 Page 553 entitled The Overlook at Mountain Island Lake Phase 1 Map 5; thence continuing in a Southeasterly direction along and with the Easterly line of Lots 87,88 and 88-A with the following bearing and distance of South 13-25-19 East 353.31 feet to a point, said point being the Southeasterly corner of said Lot 88-A and also being located on the Northerly line of Lot 14 as recorded in Map Book 21 Page 65 entitled Eagle Chase said point being more precisely located North 85-22-41 East 120.04 feet from the Northwestern corner of said Lot 14; thence in an Easterly direction along and with a portion of said Lot 14 and Lots 13,12,11,10,09,08,07,06 and a portion of Lot 05 with the following (2) bearings and distances as follows: 1) North 85-22-41 East 310.27 feet to a point, 2) North 84-13-58 East 916.70 feet to a point, said point being the Northeasterly corner of said Lot 05; thence in a Southeast direction along and with the Easterly line of a portion of said Lot 05 and Lots 04,03, and Lot 02 with the following bearing and distance of South 31-10-32 East 593.87 feet to a point, said point being the Easterly most corner of said Lot 02 located on the Northerly line of Lot 01; thence in an Easterly direction along and with the Northerly line of said Lot 01 with a bearing and distance of North 80-14-02 East 192.90

feet to a point, said point being the Northeasterly corner of said Lot 01 and also being located 30' West of and normal to the centerline of Pump Station Road as shown on Map Book 21 Page 65; thence in a Northerly direction along and with a line 30 West of and parallel with the centerline of Pump Station Road approximately 50 feet to a point, said point being located where a line 30 feet West of and parallel with the centerline of Pump Station Road intersects with a line that is 30 feet North of and parallel with centerline of Grove Road (if extended); thence in an Easterly direction along and with a line that is 30 feet North of and parallel with the centerline of Grove Road approximately 660 feet to a point located where a line 30 feet North of and parallel with the centerline of Grove Road (if extended) intersects with a line that is 30 feet East of and parallel with centerline of Abernathy Road ; thence in a South Southeasterly direction along and with a line that is 30 feet East of and parallel with the centerline of Abernathy Road approximately 1,730 feet to a point located where a line 30 feet East of and parallel with the centerline of Abernathy Road intersects with a line that is 30 feet North of and parallel with the centerline of Mount Holly- Huntersville Road; thence in a Easterly direction along and with a line 30 feet North of and Parallel with centerline said Mount Holly-Huntersville Road approximately 800 feet to a point located where a line 30 feet North of and parallel with the centerline of Mount Holly-Huntersville Road interests with the Easterly line of a 89,009 sq. foot area entitled Amenity Area (if extended) as recorded in Map Book 30 Page 685; thence in a Southerly direction crossing said Mount Holly-Huntersville Road with a bearing and distance of South 11-53-42 East approximately 80.0 feet to a point, said point being the Northerly most corner of said Amenity Area located on the Southerly margin of said Mount Holly-Huntersville Road as shown on said Map Book 30 Page 685; thence continuing in a Southeasterly direction along and with the Easterly line of said Amenity Area and the Easterly and Southerly line of a 145,000 sq. foot Common Open Space with the following (3) bearings and distances as follows: 1) South 11-53-42 East 210.02 feet to a point, 2) South 20-08-22 East 1,172.21 feet to a point, 3) South 68-42-36 West 300.55 feet to a point, said point being the Northeasterly corner of Deed Book 6329 Page 1793 located on the Southerly line of said 145,000 sq. foot Common Open Space as shown on Map Book 30 Page 685; thence in a South Southwesterly direction along and with the Southerly line of said Deed Book 6329 Page 1793 with the following (11) bearings and distances as follows: 1) South 49-41-29 West 63.70 feet to a point, 2) South 34-51-54 West 52.79 feet to a point, 3) South 26-16-00 West 49.20 feet to a point, 4) South 25-05-05 West 116.39 feet to a point, 5) South 41-13-33 West 36.45 feet to a point, 6) South 51-34-59 West 24.71 feet to a point, 7) South 64-01-34 West 76.93 feet to a point, 8) South 48-01-23 West 23.74 feet to a point, 9) South 27-47-36 West 65.28 feet to a point, 10) South 11-01-22 West 12.69 feet to a point, 11) South 71-13-22 West 120.29 feet to a point, said point being the Southwesterly corner of said Deed Book 6329 Page 1793 located within the terminus of Hoste Way Lane more precisely located North 19-56-16 West approximately 5.72 feet from the Northeasterly corner of Lot 41 as shown on Map Book 32 Page 593; thence in Southerly direction along and with the Easterly line of Lots 41,48,49,50,51,213,214 and 215 with the following (4) bearings and distances as follows: 1) South 19-56-16 East 470.59 feet to a point, 2) South 10-55-49 East 183.73 feet to a point, 3) South 07-45-16 East 20.98 feet to a point, 4) South 05-19-48 East 125.98 feet to a point, said point being the Southeasterly corner of said Lot 215 as shown on Map Book 32 Page 593; thence in a Westerly direction along and with the Southerly line of said Lot 215 with a bearing and distance of South 70-01-52 West 16.03 feet to a point, said point being the Northeasterly corner of Deed Book 4019 Page 308 as shown on recorded Map Book 37 Page 431; thence in a Southerly direction along and with the Easterly line of said

Deed Book 4019 Page 308 with a bearing and distance of South 02-46-52 East 209.24 feet to a point, said point being the Southeasterly corner of said Deed Book 4019 Page 308 located on the Northerly line of Deed Book 8243 Page 620; thence in a Easterly direction along and with the Northerly property line of said Deed Book 8243 Page 620 with a bearing and distance of North 68-42-43 East 28.55 feet to a point, said point being the Northeasterly corner of said Deed Book 8243 Page 620 said point also being South 69-36-13 West 100.21 feet from the Northeasterly corner of Deed Book 7906 Page 106 as shown on Map Book 37 Page 431; thence in a Southwesterly direction along and with the Easterly line of said Deed Book 8242 Page 620 having a deed bearing of South 02-31-22 West (passing a point on the Northerly right-of-way margin of PROPOSED I-485 PROJECT NO. R-2248C At 208.88 Feet and also passing a point on the Southerly Right-of-way margin of said PROPOSED I-485 at approximately 569 feet) a total deed distance of 770.75 feet to a point, said point being the Southeasterly corner of said Deed 8243 Page 620 and also being the Easterly corner of Deed Book 13497 Page 953; thence continuing in a Southerly direction along and with the Easterly line of said Deed Book 13497 Page 953 having a bearing and distance of South 19-15 East 838 feet to a point, said point being the Southeasterly corner of said Deed Book 13497 Page 953 located approximately in the centerline of Long Creek said point being located South 76-49-38 West approximately 50 feet from the Northeasterly corner of Deed Book 6635 Page 270; thence in a Southwesterly direction along and with the approximate centerline of said Long Creek a common line with said Deed Book 13497 Page 953 and said Deed Book 6635 Page 270 with the following (4) bearings and distances: 1) South 76-49-38 West approximately 156 feet to a point, 2) South 72-19-39 West 88.03 feet to a point, 3) South 73-09-48 West 65.28 feet to a point, 4) South 62-51-14 West 66.86 feet to a point; said point being the Northwesterly corner of said Deed Book 6635 Page 270 and also being the Northeasterly corner of Deed Book 11771 Page 895 located on the Southerly line of said Deed Book 13497 Page 953; thence continuing in a Southwesterly direction along and with the centerline of said Long Creek also being the Southerly line of said Deed Book 13497 Page 953 and also being the Northerly line of said Deed Book 11771 Page 895 with a bearing and distance of South 54-03-31 West 231.22 feet to a point, said point being the Northwesterly corner of said Deed Book 11771 Page 895 and also being the Northeasterly corner of Deed Book 6555 Page 604 located in the approximate centerline of said Long Creek and also being located on the Southerly line of said Deed Book 13497 Page 953; thence in a Southwesterly direction along and with a portion of the Northerly line of said Deed Book 6555 Page 604 also being the approximate centerline of said Long Creek and also being the Southerly line of said Deed Book 13497 Page 953 with the following (2) bearings and distances: 1) South 64-29-33 West 143.00 feet to a point, 2) South 51-56-57 West approximately 50 feet to a point said point being the Southwesterly corner of said Deed Book 13497 Page 953 and also being the Southeasterly corner of Deed Book 10529 Page 690 located on the Northerly line of said Deed Book 6555 Page 604 ; thence continuing in a South Southwesterly direction along and with the Southern line of said Deed Book 10529 Page 690 with the following (2) bearings and distances as follows: 1) South 53-19-40 West 336.16 feet to a point, 2) South 36-25-30 West 355.29 feet to a point, said point being the Southernmost corner of said Deed Book 10529 Page 690 located on the Easterly line of Deed Book 7867 Page 788; thence in a Southeasterly direction along and with the Southeastern line of said Deed Book 7867 Page 788 with a bearing and distance of South 26-30-00 East 16.78 feet to a point, said point being the Southeasterly most corner of Deed Book 7867 Page 788; thence in a Southwesterly direction along and with the Southerly line of said Deed Book 7867 Page 788 having a bearing and distance of South 50-00-00 West 31 Poles

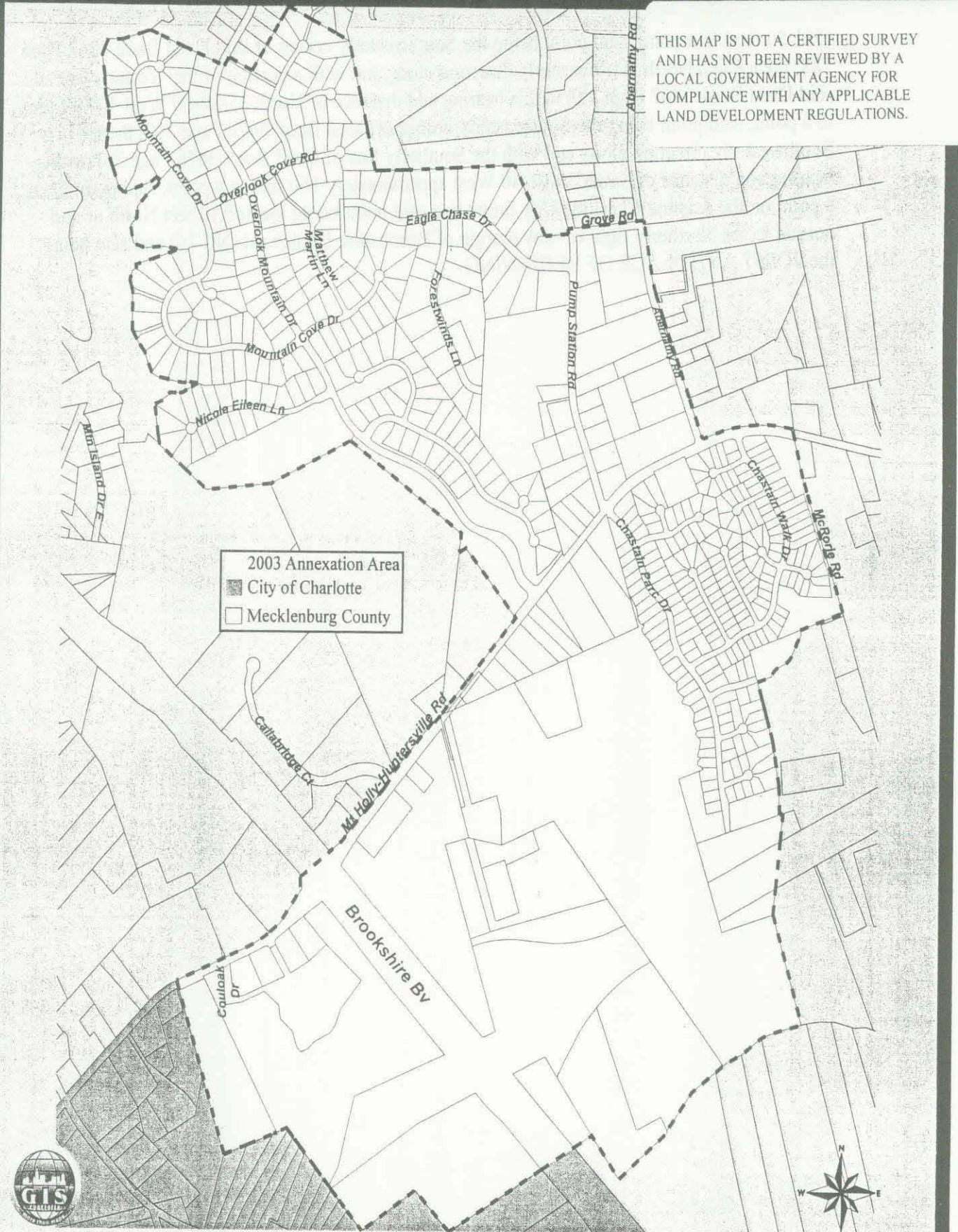
December 9, 2002
Ordinance Book 51, Page 925

(511.50 feet) to a point, said point being the Southwesterly corner of said Deed Book 7867 Page 788; thence in a North Northwesterly direction along and with a portion of the Westerly line of said Deed Book 7867 Page 788 with a bearing and distance of North 35-30-00 West 404.49 feet to a point, said point being the Southeasterly corner of Deed Book 3676 Page 397; thence in a Southwesterly direction along and with the Southerly line of Deed Book 3676 Page 397 with a bearing and distance of South 59-01-40 West approximately 160 feet to a point, said point being a point on the existing Charlotte City limits line said point being located 10 feet North of and normal to the Northerly right-of-way margin of Brookshire Boulevard (NC 16) and also being the POINT AND PLACE OF BEGINNING.



Overlook Annexation Qualifying Area, 2003

THIS MAP IS NOT A CERTIFIED SURVEY
AND HAS NOT BEEN REVIEWED BY A
LOCAL GOVERNMENT AGENCY FOR
COMPLIANCE WITH ANY APPLICABLE
LAND DEVELOPMENT REGULATIONS.



ORDINANCE NO. 2203 -X

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS FOR THE CITY OF CHARLOTTE UNDER THE AUTHORITY GRANTED BY PART 3, ARTICLE 4A, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA

~~Returned to customer~~

WHEREAS, all of the prerequisites to adoption of this ordinance prescribed in Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina, have been met; and

WHEREAS, the City Council has taken into full consideration the statements presented at the public hearing held on the 18th day of November, 2002, on the question of this annexation; and

WHEREAS, the City Council has concluded and hereby declares that annexation of the area described herein is necessary to the orderly growth and development of the City of Charlotte.

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

Section 1. That from and after the 30th day of June, 2003, the effective date of this annexation, the following territory shall be annexed to and become a part of the City of Charlotte, and the corporate limits of the City of Charlotte shall on said 30th day of June 2003, be extended to include said territory more particularly described by metes and bounds set forth in Exhibit A, attached hereto and specifically incorporated as a part of this ordinance. As to each qualified tract of agricultural land, horticultural land and forestland in said territory, if any, the annexation will become effective on the last day of the month in which the tract or part thereof becomes ineligible for present-use classification under G. S. §105-277.4 or no longer meets the requirements of G.S. §160A-49(f1)(2).

Section 2. That the City Council does hereby specifically find and declare that the above-described territory meets the requirements of G.S. §160A-48, in that:

A. The area proposed to be annexed meets the general standards of G.S. §160A-48(b) as follows:

- (1) The area is contiguous as defined in G.S. §160A-53, to the City's boundary as of the time of the beginning of this annexation proceeding.
- (2) The aggregate boundary of the area is 23,236.1 feet of which 7,126.8 feet or 30.7% coincides with the present city boundary.
- (3) No part of the area is included within the boundary of another incorporated municipality.

FOR REGISTRATION JUDITH A. GIBSON
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2003 APR 07 03:56 PM
BK 15116 PG 41-51 FEE \$39 00

INSTRUMENT # 2003071523

Return to City Clerk's Office, City of Charlotte



2003071523

B. Except for the portion of the area described in Section 2(D) below (subsection (d) land), the area proposed to be annexed meets the requirements of G.S. §160A-48(c)(1) as follows:

The area qualifies for annexation under the standard of two and three-tenths persons per acre of land as set forth in G.S. §160A-48(c)(1). The part of the area not including the subsection (d) land ("developed part of the area") has an estimated total population of 3.16 persons per acre. This estimate is made in accordance with G.S. §160A-54(1). There are 276 dwelling units in the developed part of the area, which when multiplied by the average household size (according to the last federal decennial census for which such information is available) results in an estimated total resident population of 684 in the developed part of the area after allowing for a reasonable vacancy rate of 6.5%. This population, when divided by the total number of acres (216.5) in the developed part of the area results in a population density of 3.16 persons per acre.

C. The developed part of the area proposed to be annexed meets the requirements of G.S. §160A-48(c)(2) as follows:

The developed part of the area qualifies for annexation under the standards of at least one person for each acre of land and is subdivided in a manner that conforms with requirements of G.S. 160A-48(c)(2). There are a total number of 476 lots and tracts within the developed part of the area, and of that number there are 453 lots and tracts of one acre or less in size, which equals 95.2% of the total. Furthermore, there are a total of 196.0 acres (excluding streets) in the developed part of the area, and of that number 121.1 acres consist of lots and tracts of three acres or less in size, which represents 61.8% of the total acreage (excluding streets). Finally, in accordance with the provisions of G.S. 160A-54(1) and as set forth in Section 2(B) above, the developed part of the area has an estimated total population of 3.16 persons per acre.

D. The area qualifies for annexation under the standards set forth in G.S. §160A-48(c)(1) and G.S. §160A-48(c)(2). A portion of the proposed annexation area does not meet the requirements of G.S. §160A-48(c), but does meet the requirements of G.S. §160A-48(d)(2). This portion of the area is adjacent, on at least sixty percent (60%) of its external boundary, to a combination of the boundaries of the present city and the developed part of the area as defined in Sections 2(B) and 2(C) above. The aggregate boundary of this undeveloped portion of the area is 7,895.0 feet of which 5,541.5 feet or 70.2% coincides with the boundaries of the present city and the developed part of the area (see the Map of D-Land Area, page 9 of the report described in Section 3 below.) The acreage of this undeveloped portion of the area does not exceed 25% of the total area. There are 280.2 acres within the total area to be annexed, and of that number, 63.7 acres or 22.7% are within this undeveloped portion of the area.

E. In determining the population of the area, it has been assumed that up to six and one-half percent (6.5%) of the dwelling units in the area may be vacant. This assumption is not a finding that any of the dwelling units in the area are vacant in fact. The purpose of this assumption is to allow for possible application of the following factors: any dwelling unit(s) which may not be habitable, to the extent such a condition

precludes the consideration of such dwelling unit(s) in determining the population of the area; errors, if any, as to the existence of one or more dwelling units; and other factors which may result in one or more dwelling unit being vacant.

Section 3. That it is the purpose and intent of the City of Charlotte, to provide services to the area being annexed under this ordinance, as set forth in the report of plans for services approved by the City Council on the 23rd day of September, 2002 and filed in the office of the Clerk for public inspection and as subsequently amended.

Section 4. That the City Council does hereby specifically find and declare that, on the effective date of annexation prescribed in Section 1 hereof, the City of Charlotte will have authority to issue bonds under the provisions of Sub-chapter IV of Chapter 159 of the General Statutes, if necessary, in an amount sufficient to finance the estimated costs of construction of any water and sewer facilities found necessary in the report of plans for services to extend the basic water and sewer system into the area to be annexed under this ordinance, as well as such extensions of water and/or sewer lines to individual properties, if any, which have been requested by property owners pursuant to G.S. §160A-47(3)(b).

Section 5. That from and after the effective date of this annexation, the territory annexed and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Charlotte, and shall be entitled to the same privileges and benefits as other parts of the City.

Section 6. That the newly annexed territory described hereinabove shall be subject to City taxes according to G.S. §160A-58.10.

Section 7. That the Mayor of the City of Charlotte shall cause an accurate map of the annexed territory described in Section 1, hereof, together with a duly certified copy of this ordinance, to be recorded in the office of the Register of Deeds of Mecklenburg County, and in the office of the Secretary of State in Raleigh. Such a map shall also be delivered to the Mecklenburg County Board of Elections, as required by G.S. §163-288.1.

Adopted this 9th day of Dec, 2002.

CITY OF CHARLOTTE

By: Samuel S. Siefert

ATTEST:

MS Delbert, Com
Deputy City Clerk

Approved as to form:

W. M. Mendenhall
Senior Deputy City Attorney

EXHIBIT A

2003 ANNEXATION AREA DESCRIPTION

LONG CREEK

Beginning at a point on the existing Charlotte City limits line said point being the Westerly most corner of Deed Book 12399 Page 284 located on the Northeasterly line of Deed Book 10418 Page 333 in the center line of an unnamed creek; thence in a Southeasterly direction following along a portion of the Southwesterly line of Said Deed Book 12399 Page 284 with the following (5) bearings and distances as follows: 1) South 67-23-36 East 77.86 feet to a point, 2) South 67-25-32 East 177.32 feet to a point, 3) South 67-23-13 East 246.64 feet to a point, 4) South 67-07-03 East 199.92 feet to a point, 5) South 67-16-11 East 200.02 feet to a point, said point being the Northwesterly corner of Deed Book 8996 Page 633 located on the Southwesterly line of said Deed Book 12399 Page 284; thence in a Southwesterly direction with the Westerly line of said Deed Book 8996 Page 633 having the following (6) bearings and distances as follows: 1) South 25-11-49 West 481.09 feet to a point, 2) South 64-42-15 East 989.35 feet to a point, 3) South 40-33-21 East 332.85 feet to a point, 4) North 89-05-52 East 550.66 feet to a point, 5) South 25-27-19 West 115.46 feet to a point, 6) South 56-54-43 East approximately 1,386 feet to a point, said point being 40 feet North of and normal to the centerline of Mount Holly-Huntersville Road; thence in a Southwesterly direction along and with a line 40 feet North of and parallel with said Mount Holly-Huntersville Road crossing New Found Hollow Drive, South Ford Road, Falls Branch Lane and Pawley Drive for a distance of approximately 3,285 feet to a point, said point located 40 feet North of and normal to the centerline of said Mount Holly-Huntersville Road being located on the extension of the Westerly line of Lot 3, of CATAWBA RIVER PLANTATION-PHASE 1, MAP 1, recorded in Map Book 33 Page 519; thence in a Northwesterly direction with a bearing and distance of North 55-20-31 West approximately 20 feet to a point, said point being the Southwesterly corner of said Lot 3 of said Map Book 33 Page 519; thence continuing in a Northwesterly direction along and with the Westerly line of Lots 3,4 and 5 of said Map Book 33 Page 519 with the following (2) bearings and distances as follows: 1) North 55-20-31 West 192.63 feet to a point, 2) North 31-39-21 West 185.10 feet to a point, said point being the Northerly most corner of said Lot 5 of said Map Book 33 Page 519 and also being the Southwesterly corner of Lot 15 of CATAWBA RIVER PLANTATION-PHASE 1, MAP 3, recorded in Map Book 33 Page 871; thence continuing in a Northwesterly direction along and with the Westerly line of Lots 15,16,17,18 and Lots 24,25,26,27,28,29,30,31 and a portion of Lot 32 of said Map Book 33 Page 871 with the following (4) bearings and distances as follows: 1) North 31-39-21 West 204.58 feet to a point, 2) North 16-03-57 West 168.09 feet to a point, 3) North 47-48-59 West 329.74 feet to a point, 4) North 47-19-29 West 285.00 feet to a point, said point being located on the Westerly line of said Lot 32 being North 47-19-29 West 5.00 feet from the Northwesterly corner of said Lot 31 and also being the Southeasterly corner of Lot 134 of CATAWBA RIVER PLANTATION-PHASE 2, MAP 1, recorded in Map Book 36 Page 600; thence in a Southwesterly direction along and with the Southerly line of Lots 134, 133, 132, 131, 130, 129, 128, 127 and a 0.691 acre COMMON OPEN SPACE and Lots 126, 125, 124, 123, 122, 121, 120, 119, 118, 117 and 116 with the following (2) bearings and distances as follows: 1) South 42-40-31 West 500.00 feet to a point, 2) South 68-04-03 West 615.29 feet to a

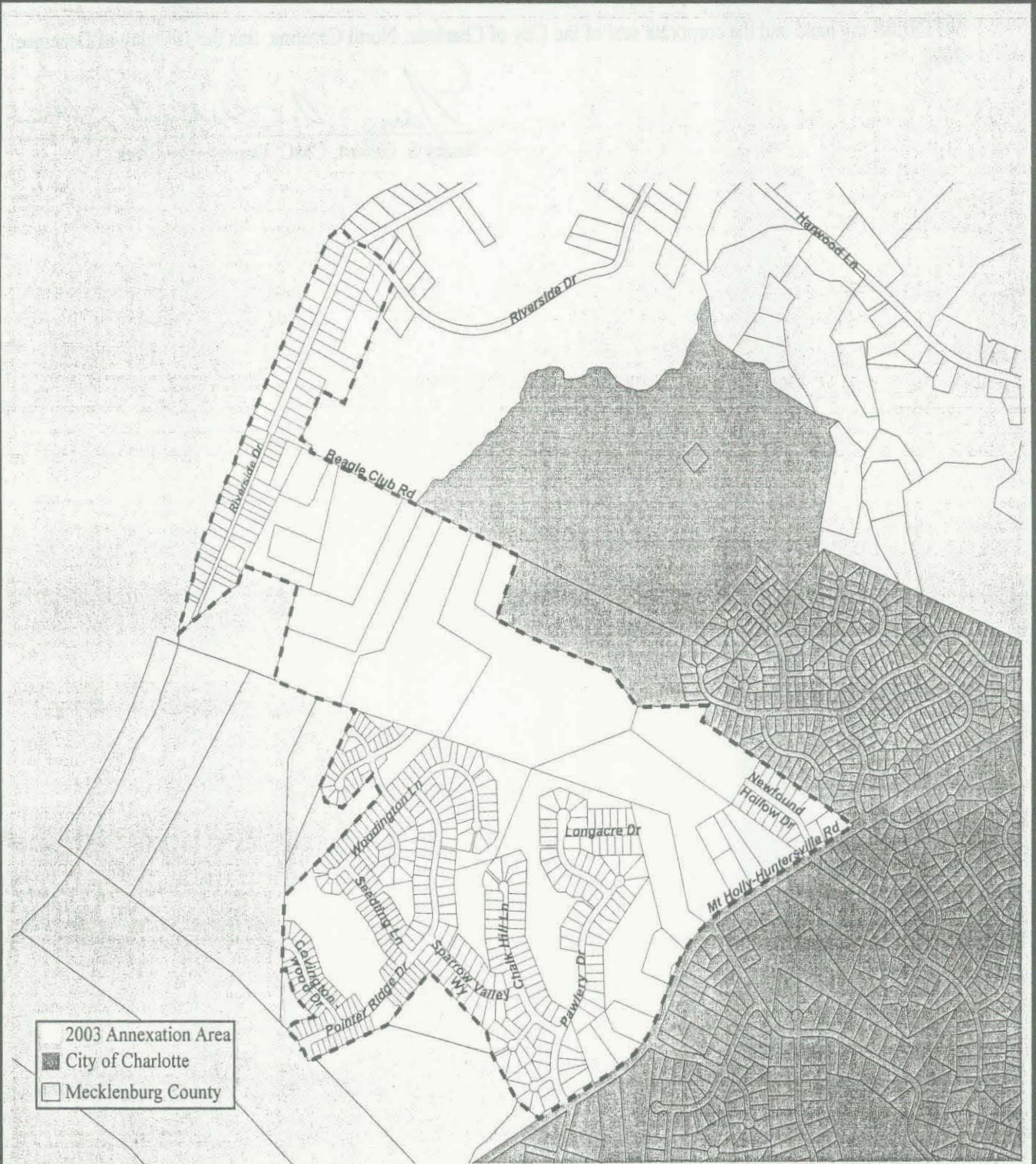
point, said point being the Southwesterly most corner of said Lot 116 located on the Southeasterly terminus of RIVERBANK DRIVE as shown on said Map Book 36 Page 600; thence continuing in a Southwesterly direction crossing said RIVERBANK DRIVE along and with said terminus having a bearing and distance of South 68-04-03 West 60.32 feet to a point, said point being located on the Northwesterly terminus of said RIVERBANK DRIVE; thence in a Northwesterly direction along and with the Westerly margin of said RIVERBANK DRIVE and a portion of the Easterly margin of POINTER RIDGE DRIVE with the following (3) bearings and distances as follows: 1) with a curve to the right having a radius of 330.00 feet, arc length of 30.84 feet, subtended with chord bearing and distance of North 24-36-36 West 30.83 feet to a point, 2) North 21-55-57 West 49.20 feet to a point, 3) with a curve to the left with a radius of 20.00 feet, arc length of 31.42 feet, subtended with chord bearing and distance of North 66-55-57 West 28.28 feet to a point, said point being the Easterly margin of said POINTER RIDGE DRIVE located on the Southwesterly terminus of said POINTER RIDGE DRIVE; thence in a Northwesterly direction crossing said POINTER RIDGE DRIVE along and with said terminus having a bearing and distance of North 21-28-08 West 60.00 feet to a point, said point being the Northwesterly terminus located on the Westerly margin of said POINTER RIDGE DRIVE and also being the Southeasterly most corner of Lot 115 as shown on said Map Book 36 Page 600; thence in a Northwesterly direction along and with the Westerly line of said Lot 115 having a bearing and distance of North 47-54-03 West 119.53 feet to a point, said point being the Northwesterly corner of said Lot 115 and also being the Southern most corner of a 1.13 acre COMMON OPEN SPACE; thence in a Northeasterly direction along and with the Northwesterly lines of Lots 115, 114, 113, 112 and a portion of Lot 111 also being a common line with said COMMON OPEN SPACE having the following (2) bearings and distances as follows: 1) North 51-14-40 East 74.62 feet to a point, 2) North 75-33-46 East 162.30 feet to a point, said point being located on the common line of said Lot 111 and Lot 108 more precisely located North 75-33-46 East 10.09 feet from the Northern most corner of said Lot 112 and also being more precisely located South 47-19-29 East 15.66 feet from the Southwesterly corner of Lot 108 as shown on Map Book 36 Page 600; thence in a Northwesterly direction along and with the Westerly line of Lots 108, 107, 106, 105, 104, 103, 102, 101 and Lot 100 having the following (2) bearings and distances as follows: 1) North 47-19-29 West 198.12 feet to a point, 2) North 20-54-05 West 218.12 feet to a point, said point being the Northwesterly corner of said Lot 100 also being located on the Southerly line of Lot 99; thence in a Southwesterly direction along and with a portion of the Southerly line of said Lot 99 South 69-05-55 West 29.56 feet to a point, said point being the Southwesterly most corner of said Lot 99 and also being the Northwesterly corner of said 1.13 acre COMMON OPEN SPACE as shown on said Map Book 36 Page 600; thence in a Northerly direction along and with the Westerly line of Lots 99, 98, 97 and a 9.21 acre COMMON OPEN SPACE and Lots 57, 56, 55, 54, 53, 52, 51, 50, 49 with the following (2) bearings and distances as follows: 1) North 02-13-31 East 507.24 feet to a point, 2) North 47-33-01 East 736.42 feet to a point, said point being the Northern most corner of said Lot 49 as shown on said Map Book 36 Page 600 and also being the Northwesterly corner of Lot 63 CATAWBA RIVER PLANTATION-PHASE 1, MAP 4 as recorded in Map Book 33 Page 873; thence continuing in a Northerly direction along and with the Westerly line of Lots 63, 64, 65, 66, 67 having a bearing and distance of North 47-33-01 East 305.00 feet to a point, said point being the Northeasterly corner of said Lot 67 located on the Westerly margin of CARRINGTON HILL DRIVE as shown on said Map Book 33 Page 873; thence in a Northwesterly direction along and with said Westerly margin of CARRINGTON HILL DRIVE as shown on CATAWBA

RIVER PLANTATION- PHASE 2, MAP 2 as recorded in Map Book 36 Page 598, crossing a 150 foot Duke Power Right-Of-Way with the following (2) bearings and distances as follows: 1) with a curve to the right having a radius of 325.00 feet, arc length of 102.45 feet, subtended with chord bearing and distance of North 33-25-08 West 102.03 feet to a point, 2) North 24-23-18 West 51.79 feet to a point, said point being the Southeasterly corner of Lot 48 as shown on said Map Book 36 Page 598; thence in a Southwesterly direction along and with the Southerly line of Lot 48, 46, 45, 44, 43 and a portion of Lot 42 having a bearing and distance of South 47-33-01 West 329.67 feet to a point, said point being the Southerly most corner of said Lot 42; thence in a Northwesterly direction along and with the Southerly line of Lots 42 and 41 having the following bearing and distance of North 73-34-53 West 149.09 feet to a point, said point being the Westerly most corner of Lot 41 and also being the Southerly most corner of Lot 40; thence in a Northwesterly direction along and with the Westerly line of Lots 40 and a portion of Lot 39 having a bearing and distance of North 23-45-52 West 116.02 feet to a point, said point being the Western most corner of said Lot 39 said point being more precisely located North 23-45-52 West 15.55 feet from the Southwesterly corner of said Lot 40 and also being located on the Easterly margin of a 325 foot Duke Power Right-of-Way as shown on said Map Book 36 Page 598; thence in a Northeasterly direction along and with the Westerly line of Lots 39, 38, 37,36, 35, 30 also being the Easterly line of said 325 foot Duke Power Right-of Way with a bearing and distance of North 27-10-25 East 413.98 feet to a point, said point being the Northwesterly most corner of Lot 30 as shown on said Map Book 36 Page 598; thence in a Southeasterly direction along and with the Northern line of said Lot 30 with a bearing and distance of South 62-49-35 East 8.78 feet to a point, said point being located on the margin of a 40 foot cul-de-sac locating the terminus of CARRINGTON HILL DRIVE; thence in a Northerly direction along and with the margin of said cul-de-sac with a curve to the right having a radius of 40.00 feet, arc length of 54.01 feet subtended with a chord bearing and distance of North 27-10-25 East 50.00 feet to a point, said point being located on the margin of said cul-de-sac of Lot 29; thence in a Northwesterly direction along and with the Southerly line of said Lot 29 having a bearing and distance of North 62-49-35 West 8.78 feet to a point, said point being the Southwesterly corner of said Lot 29 also located on the Easterly line of said 325 foot Duke Power Right-of Way; thence in a Northeasterly direction along and with the Westerly line of said Lot 29 having a bearing and distance of North 27-10-25 East 121.22 feet to a point, said point being the Northwesterly corner of said Lot 29 also located on said Easterly margin of a 325 foot Duke Power Right-of Way as shown on said Map Book 36 Page 598 said point also being located on the Southern most line of Deed Book 6317 Page 472; thence in a Northwesterly direction crossing said 325 foot Duke Power Right-of Way along and with the Southern line of said Deed Book 6317 Page 472 having a bearing and distance of North 71-14-16 West approximately 135 feet to a point, said point being the Western most corner of said Deed Book 6317 Page 472 and also being the Southern most corner of Deed Book 9236 Page 417; thence continuing in a Northwesterly direction crossing said 325 foot Duke Power Right-of Way along and with the Southwesterly line of said Deed Book 9236 Page 417 having a bearing and distance of North 71-14-16 West 541.84 feet to a point, said point being the Southwestern corner of said Deed Book 9236 Page 417; thence in a Northeasterly direction along and with the Western line of said Deed Book 9236 Page 417 a common line with Deed Book 12339 Page 568 having a bearing and distance of North 18-45-44 East 387.60 feet to a point, said point being the Northwestern corner of said Deed Book 9236 Page 417 and also being the Southwestern corner of Deed Book 10418 Page 333; thence continuing in a Northeasterly direction along the Westerly line of said Deed

10418 Page 333 a common line with said Deed Book 12339 Page 568 having a bearing and distance of North 18-45-44 East 310.64 feet to a point, said point being the Northwestern corner of said Deed Book 10418 Page 333 and also being the Northeasterly corner of said Deed 12339 Page 568 located on the Southern line of Deed 5168 Page 119; thence in a Northwesterly direction along the Northern line of said Deed Book 12339 Page 568 and a portion of the Southerly line of said Deed Book 5168 Page 119 having a bearing and distance of North 71-14-16 West 441.64 feet to a point, said point being the Northwestern most corner of said Deed Book 12339 Page 568 also being the Southwesterly most corner of said Deed Book 5168 Page 119 located on the Southeasterly line of Deed Book 3545 Page 173; thence in a Southwesterly direction along and with the Western most line of Said Deed Book 12339 Page 568 a common line with said Deed Book 3545 Page 173 and also said Deed Book 6093 Page 107 also crossing the terminus of RIVERSIDE DRIVE and along and with the Southerly line of Deed Book 8066 Page 218 having the following (4) bearings and distances as follows: 1) South 32-51-26 West 2.62 feet to a point, 2) South 26-55-29 West 146.47 feet to a point, 3) South 64-25-19 West 85.58 feet to a point, 4) South 53-40-18 West 470.90 feet to a point, said point being the Westerly most corner of said Deed Book 12339 Page 568 and also being the Southwesterly most corner of Said Deed Book 8066 Page 218; thence in a Northwesterly direction with a bearing and distance of North 68-00-00 West approximately 240 feet to a point of intersection with the MECKLENBURG-GASTON COUNTY LINE approximate center of the CATAWBA RIVER; thence in a Northeasterly direction along and with the MECKLENBURG-GASTON COUNTY LINE (approximate centerline of CATAWBA RIVER) approximately 3,130 feet to a point said point being the intersection of the MECKLENBURG-GASTON COUNTY LINE with the extension of the Northerly line of Deed Book 6434 Page 374; thence in a Southeasterly direction having a bearing and distance of South 50-11-00 East approximately 160 feet to a point, said point being the Northwesterly corner of said Deed Book 6434 Page 374; thence in a Southeasterly direction along and with the Northerly line of said Deed Book 6434 Page 374 having a bearing and distance of South 50-11-00 East 150.54 feet to a point, said point being the Northeasterly corner of said lot located on the Westerly margin of Riverside Drive; thence in a Southeasterly direction approximately South 78-00-00 East crossing the intersection of Riverside Drive and Lake Drive approximately 120 feet to a point, said point being the Southerly point located on a 20 foot radius in the Northeast corner of said intersection as shown on Map Book 19 Page 95; thence in a Southeasterly direction along and with the Southerly lines of Lot 1, 2 and a portion of Lot 3 and the Northerly margin of said Riverside Drive with the following (3) bearings and distance as follows: 1) South 54-04-00 East 122.61 feet to a point, 2) with a curve to the Right having a radius of 459.17 feet and a arc length of 123.55 feet to a point, 3) South 38-39 East 71.53 feet to a point, said point being located North 38-39 West 20.09 from the Southeasterly corner of lot 3 as shown on Map Book 19 Page 95; thence in a Southwesterly direction crossing said Riverside Drive along and with the extension of Lot 2 Block B of said Map Book 19 Page 95 with the following bearing and distance of South 32-01-00 West 63.59 feet to a point, said point being the Northeasterly corner of said Lot 2 Block B located on the Southerly margin of said Riverside Drive; thence continuing in a Southwesterly direction along and with the Easterly line of said Lot 2 with the following bearing and distance of South 32-01-00 West 205.06 feet to a point, said point being the Southeasterly corner of said Lot 2 Block B as shown on said Map Book 19 Page 95 and also being the Northeasterly corner of Deed Book 7933 Page 815; thence continuing in a Southwesterly direction along and with the Easterly line of said Deed Book 7933 Page 815 with the following bearing and distance of South 32-01-00

West 13.35 to a point, said point being the Southeasterly corner of said Deed Book 7933 Page 815 and also being the Northeasterly corner of Deed Book 4719 Page 146; thence continuing in a Southwesterly direction along and with the Easterly line of said Deed Book 4719 Page 146 with a bearing and distance of South 32-01-00 West 383.95 feet to a point, said point being the Southeasterly corner of said Deed Book 4719 Page 146 and also being the Northeasterly corner of Deed Book 11399 Page 41 ; thence continuing in a Southwesterly direction along and with the Easterly line of said Deed Book 11399 Page 41 with a bearing and distance of South 27-23-44 West 75.12 feet to a point, said point being the Southeasterly corner of said Deed Book 11399 Page 41 and also being the Northeasterly corner of Deed Book 11399 Page 37; thence continuing in a Southwesterly direction along and with the Easterly and Southerly lines of said Deed Book 11399 Page 37 with the following (3) bearings and distances as follows: 1) South 27-23-34 West 74.99 feet to a point, 2) South 27-22-51 West 149.77 feet to a point, 3) North 62-35-40 West 200.01 feet to a point, said point being the Southwesterly corner of said Deed Book 11399 Page 37 and also being the Eastern most corner of Lot 6 as recorded in Map Book 9 Page 465; thence in a Southwesterly direction along and with the Easterly line of Lots 6, 5, 4, 3, 2 as shown in said Map Book 9 Page 465 having a bearing and distance of South 27-20-00 West 375.00 feet to a point, said point being the southern most corner of said Lot 2 as recorded in Map Book 9 Page 465 and also being located on the Northerly line of Tract 2 as described in Deed Book 5168 Page 119; thence in a Southeasterly direction along and with the Northerly and Easterly line of said Tract 2 as described in said Deed Book 5168 Page 119 with the following (2) bearings and distances as follows: 1) South 66-48-07 East 99.96 feet to a point, 2) South 29-12-03 West 42.55 feet to a point, said point being the Southern most corner of Tract 2 of Deed Book 5168 Page 119 said point also located on the Northerly line of Deed Book 10391 Page 468; thence in a Southeasterly direction along and with the Northerly line of said Deed Book 10391 Page 468 with a bearing and distance of South 64-18-23 East 174.48 feet to a point, said point being the Northeasterly most corner of said Deed Book 10391 Page 468 and also being located on the Northerly line of Tract 1 as described in said Deed Book 5168 Page 119; thence continuing in a Southeasterly direction along and with the Northerly line of said Tract 1 said Deed Book 5168 Page 119 with the following bearing and distance of South 64-18-23 East 75.52 feet to a point, said point being the Northeastern most corner of said Tract 1 Deed Book 5168 Page 119 and also being the Northwesterly corner of Deed Book 4742 Page 813; thence continuing in a Southeasterly direction along and with the Northerly line of said Deed Book 4742 Page 813 with a bearing and distance of South 64-18-23 East 563.63 feet to a point, said point being the Northeasterly corner of said Deed Book 4742 Page 813 and also being the Northern most corner of Deed Book 10418 Page 333; thence continuing in a Southeasterly direction along and with a portion of the Northerly line of said Deed Book 10418 Page 333 with a bearing and distance of South 64-25-53 East approximately 100.05 feet to a point, said point being the Northwesterly corner of Deed Book 12399 Page 284 and also being the point and place of beginning.

Long Creek Annexation Qualifying Area, 2003



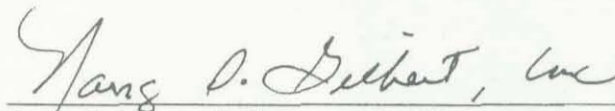
THIS MAP IS NOT A CERTIFIED SURVEY
AND HAS NOT BEEN REVIEWED BY A
LOCAL GOVERNMENT AGENCY FOR
COMPLIANCE WITH ANY APPLICABLE
LAND DEVELOPMENT REGULATIONS.



CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of December, 2002, the reference having been made in Minute Book 118, and recorded in full in Ordinance Book 51, Pages 926-934.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of December, 2002.


Nancy S. Gilbert, CMC, Deputy City Clerk



ORDINANCE NO. 2204 -X

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS FOR THE CITY OF CHARLOTTE UNDER THE AUTHORITY GRANTED BY PART 3, ARTICLE 4A, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA

~~Returned to customer~~

WHEREAS, all of the prerequisites to adoption of this ordinance prescribed in Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina, have been met; and

WHEREAS, the City Council has taken into full consideration the statements presented at the public hearing held on the 18th day of November, 2002 on the question of this annexation; and

WHEREAS, the City Council has concluded and hereby declares that annexation of the area described herein is necessary to the orderly growth and development of the City of Charlotte.

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

Section 1. That from and after the 30th day of June, 2003, the effective date of this annexation, the following territory shall be annexed to and become a part of the City of Charlotte, and the corporate limits of the City of Charlotte shall on said 30th day of June, 2003, be extended to include said territory more particularly described by metes and bounds set forth in Exhibit A, attached hereto and specifically incorporated as a part of this ordinance. As to each qualified tract of agricultural land, horticultural land and forestland in said territory, if any, the annexation will become effective on the last day of the month in which the tract or part thereof becomes ineligible for present-use classification under G. S. §105-277.4 or no longer meets the requirements of G.S. §160A-49(f1)(2).

Section 2. That the City Council does hereby specifically find and declare that the above-described territory meets the requirements of G.S. §160A-48, in that:

A. The area proposed to be annexed meets the general standards of G.S. §160A-48(b) as follows:

- (1) The area is contiguous as defined in G.S. §160A-53, to the City's boundary as of the time of the beginning of this annexation proceeding.
- (2) The aggregate boundary of the area is 64,773.2 of which 25,622.8 feet or 39.6% coincides with the present city boundary.
- (3) No part of the area is included within the boundary of another incorporated municipality.

FOR REGISTRATION JUDITH A. GIBSON
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2003 APR 07 03:56 PM
BK 15116 PG 52-63 FEE \$42 00

INSTRUMENT # 2003071524

Return to City Clerk's Office, City of Charlotte



2003071524

B. Except for the portion of the area described in Section 2(C) below (subsection (d) land), the area proposed to be annexed meets the requirements of G.S. §160A-48(c)(1) as follows:

The area qualifies for annexation under the standard of two and three-tenths persons per acre of land as set forth in G.S. §160A-48(c)(1). The part of the area not including the subsection (d) land ("developed part of the area") has an estimated total population of 2,957 persons per acre. This estimate is made in accordance with G.S. §160A-54(1). There are 712 single-family and 710 multi-family dwelling units in the developed part of the area, which when multiplied by the average household size for single-family and multi-family households, as appropriate (according to the last federal decennial census for which such information is available) results in an estimated total resident population of 2,957 in the developed part of the area after allowing for a reasonable vacancy rate of 4.6% for single-family and 20.9% for multi-family dwelling units. This population, when divided by the total number of acres (1,162.8) in the developed part of the area results in a population density of 2.54 persons per acre.

C. The area qualifies for annexation under the standards set forth in G.S. §160A-48(c)(1). A portion of the proposed annexation area does not meet the requirements of G.S. §160A-48(c), but does meet the requirements of G.S. §160A-48(d)(2). This portion of the area is adjacent, on at least sixty percent (60%) of its external boundary, to a combination of the boundaries of the present city and the developed part of the area as defined in Section 2(B). The aggregate boundary of this undeveloped portion of the area is 38,866.7 feet of which 36,992 feet or 95.2% coincides with the boundaries of the present city and the developed part of the area (see the Map of D-Land Area, page 9 of the report described in Section 3 below.) The acreage of this undeveloped portion of the area does not exceed 25% of the total area. There are 1,457.6 acres within the total area to be annexed, and of that number, 294.8 acres or 20.2% are within this undeveloped portion of the area.

D. In determining the population of the area, it has been assumed that up to 4.6% of the single family and 20.9% of the multi-family dwelling units in the area may be vacant. This assumption is not a finding that any of the dwelling units in the area are vacant in fact. The purpose of this assumption is to allow for possible application of the following factors: any dwelling unit(s) which may not be habitable, to the extent such a condition precludes the consideration of such dwelling unit(s) in determining the population of the area; errors, if any, as to the existence of one or more dwelling units; and other factors which may result in one or more dwelling unit being vacant.

Section 3. That it is the purpose and intent of the City of Charlotte, to provide services to the area being annexed under this ordinance, as set forth in the report of plans for services approved by the City Council on the 23rd day of September, 2002 and filed in the office of the Clerk for public inspection and as subsequently amended.

Section 4. That the City Council does hereby specifically find and declare that, on the effective date of annexation prescribed in Section 1 hereof, the City of Charlotte will have authority to issue bonds under the provisions of Sub-chapter IV of Chapter 159 of the General Statutes, if necessary, in an amount sufficient to finance the estimated costs of construction of any water and sewer facilities found necessary in the report of plans for services to extend the basic water and sewer system into the area to be annexed under this ordinance, as well as such extensions of water and/or sewer lines to individual properties, if any, which have been requested by property owners pursuant to G.S. §160A-47(3)(b).

Section 5. That from and after the effective date of this annexation, the territory annexed and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Charlotte, and shall be entitled to the same privileges and benefits as other parts of the City.

Section 6. That the newly annexed territory described hereinabove shall be subject to City taxes according to G.S. §160A-58.10.

Section 7. That the Mayor of the City of Charlotte shall cause an accurate map of the annexed territory described in Section 1, hereof, together with a duly certified copy of this ordinance, to be recorded in the office of the Register of Deeds of Mecklenburg County, and in the office of the Secretary of State in Raleigh. Such a map shall also be delivered to the Mecklenburg County Board of Elections, as required by G.S. §163-288.1.

Adopted this 9th day of Dec, 2002.

CITY OF CHARLOTTE

By: Camela D. Sifert

ATTEST:

W. Robert, Com
Deputy City Clerk

Approved as to form:

H. M. ...
Senior Deputy City Attorney

EXHIBIT A

2003 ANNEXATION AREA DESCRIPTION

MARVIN/HIGHWAY 521

Beginning at a point on the existing Charlotte City limits line, said point being the intersection of the Southern Right-of-way of Ballantyne Commons Parkway and Eastern Right-of-way of Lancaster Highway, said point also being located on the Pineville Sphere-of-Influence line; thence in an Easterly direction following the Southern Right-of-way margin of Ballantyne Commons Parkway approximately 2,940 feet to a point, said point being the Northern corner of the property described in Deed Book 8133 Page 899; thence in a Southeasterly direction with the Easterly line of said Deed Book 8133 Page 899 with the following (3) bearings and distances as follows: 1) South 40-48-03 East 515.0 feet to a point, 2) South 09-11-57 West 265.0 feet to a point, 3) South 71-03-03 East 275.62 feet to a point, said point being an angle point in the Easterly line of said Deed Book 8133 Page 899 and also being the Northwest corner of Lot 529 as shown on Map Book 28 Page 652; thence following the rear lot lines of a portion of Lot 529 and Lots 530 thru 543 with the following (16) calls: 1) South 19-31-27 West 52.55 to a point, 2) South 31-35-29 East 130.00 feet to a point, 3) South 00-09-06 East 38.34 feet to a point, 4) South 50-29-43 East 33.91 feet to a point, 5) South 05-56-21 East 117.18 feet to a point, 6) South 11-45-09 East 114.52 feet to a point, 7) South 31-18-07 East 110.28 feet to a point, 8) South 32-06-36 East 64.20 feet to a point, 9) South 36-11-30 East 40.07 feet to a point, 10) South 51-36-45 East 75.87 feet to a point, 11) South 66-07-08 East 51.80 feet to a point, 12) South 33-15-27 East 183.46 feet to a point, 13) South 59-47-59 East 127.88 feet to a point, 14) South 69-10-26 East 520.17 feet to a point, 15) South 54-08-08 East 73.84 feet to a point, 16) South 22-59-11 East 95.65 feet to a point, said point being the Southwest corner of Lot 543; thence South 27-45-18 East 15.14 feet to a point, said point being Northwest corner of a common area as shown on said Map Book 28 Page 652; thence with the Westerly line of a Common Area with the following (5) calls: 1) South 27-45-19 East 83.50 feet to a point, 2) South 36-36-45 East 77.28 feet to a point, 3) South 19-18-37 West 41.28 feet to a point, 4) South 29-53-56 East 102.18 feet to a point 5) South 25-00-00 West 43.11 feet to a point, said point being the Southwest corner of said Common Area as shown on Map Book 28 Page 652 located on the Northerly line of Lot 482 as shown on Map Book 28 Page 651; thence following a portion of the Northern line of Lot 482 with a bearing and distance of North 80-24-22 West 58.73 feet to a point, said point being an angle point in the Northerly line of said Lot 482; thence South 68-33-52 West 95.29 feet to a point, said point being an angle point in the Northern line of Lot 483 as shown on said Map Book 28 Page 651; thence South 75-42-36 West 158.10 feet to a point, said point being the Northwesterly corner of Lot 484 as shown on said Map 28 Page 651; thence with the Western lot lines of Lots 484 and 485 South 10-04-34 East 382.19 feet to a point, said point being the Southwest corner of Lot 485 and the Northwest corner of Lot 491 as shown on Map Book 28 Page 651; thence with the Western lot line of said Lot 491 with the following (2) bearings and distances as follows: 1) South 16-48-45 West 100.00 feet to a point, 2) South 17-11-15 East 130.00 feet to a point, said point being the Southwest corner of said Lot 491 located on the Northern Right-of-Way margin of Ballantyne Crossing Avenue as shown on said Map Book 28 Page 651; thence in a Southwesterly direction along and with the Northerly right-of-way margin

of said Ballantyne Crossing Avenue with a circular curve to the left having a radius of 473.00 feet and an arc length of 77.38 feet to a point, said point being located on the Northern right-of-way margin of said Ballantyne Crossing Avenue; thence in a Southeasterly direction crossing said Ballantyne Crossing Avenue with a bearing and distance of South 26-31-16 East 50.00 feet to a point, said point being the Northwest corner of a common area as shown on Map Book 28 Page 651 located on the Southerly right-of-way margin of said Ballantyne Crossing Avenue; thence with the Westerly line of said common area with the following (8) calls: 1) South 58-42-51 East 17.86 feet to a point, 2) South 25-11-32 East 158.52 feet to a point, 3) North 82-52-46 East 117.65 feet to a point, 4) South 52-24-15 East 77.81 feet to a point, 5) South 59-22-32 East 76.32 feet to a point, 6) South 35-59-06 East 76.56 feet to a point, 7) South 19-36-31 East 367.62 feet to a point, 8) South 10-58-03 West 280.49 feet to a point, said point being the Southwest corner of said common area as shown on said Map Book 28 Page 651; thence North 79-47-01 West 75.46 feet to a point; thence North 79-52-01 West 158.81 feet to a point; thence North 79-45-13 West 209.44 feet, thence South 56-59-56 West 233.03 feet to a point; thence North 81-05-41 West 163.38 feet to a point, said point being the Northwest corner of the property described in Deed Book 8898 Page 780; thence North 04-44-49 East 164.10 feet to a point; thence North 56-18-02 West 166.82 feet to a point; thence South 73-46-52 West 371.86 feet to a point; thence South 31-43-47 West 439.51 feet to a point; thence South 36-25-05 West 152.64 feet to a point, said point being the Northwest corner of the property described in Deed Book 8973 Page 149 and also being the Northeast corner of the property described in Deed Book 8651 Page 447; thence North 64-36-11 West 281.45 feet to a point; thence North 64-31-23 West 545.30 feet to a point; thence North 89-22-27 West 172.40 feet to a point, said point being the Northwest corner of the property described in Deed Book 8651 Page 447; thence with the Westerly line of said Deed Book 8651 Page 447 South 11-02-22 East 852.91 feet to a point, said point being the Western corner of said Deed Book 8651 Page 447 and also being the Northwesterly corner of Deed Book 6604 Page 291; thence with the Westerly line of said Deed Book 6604 Page 291 South 11-02-22 East approximately 428 feet to a point, said point being the Southwesterly corner of said Deed Book 6604 Page 291 located on the Northerly right-of-way margin of Providence Road; thence in a Southerly direction crossing said Providence Road to a point, said point being the Southerly right-of-way margin of said Providence Road; thence in an Easterly direction following along and with the Southerly Right-of-Way margin of said Providence Road approximately 1,615 feet to a point, said point being the intersection of the said Southerly Right-of-Way margin of said Providence Road and the Westerly Right-of-Way margin of Marvin Road; thence in a Southeasterly direction along and with the said Westerly Right-of-Way margin of said Marvin Road approximately 3,630 feet to a point, said point being the intersection of the Westerly Right-of-Way margin of said Marvin Road and Westerly Right-of-Way margin of U.S. Highway 521; thence continuing in a Southeasterly direction crossing said U.S. Highway 521 approximately 200 feet to a point, said point being the intersection of the Westerly Right-of-Way margin of said Marvin Road and the Easterly Right-of-Way margin of said U.S. Highway 521; thence in a Southeasterly direction along and with the Right-of-Way margin of said Marvin road approximately 3,900 feet to a point, said point being the intersection of the Northerly Right-of-Way margin of Ardrey-Kell Road (S.R. 3632) and the Westerly Right-of-Way margin of said Marvin Road; thence in a Northeasterly direction approximately 100 feet to a point, said point being the intersection of the Southerly Right-of-Way margin of Ardrey-Kell Road (S.R.3632) and the Easterly Right-of-Way margin of said Marvin Road; thence in a Northerly direction following along and with the Eastern Right-of-way margin of said Ardrey-Kell Road (S.R.3632)

approximately 588 feet to a point, said point being the Southwest corner of the property described in Deed Book 13271 Page 666 and also being the Southwest corner of Lot 7 as recorded on Map Book 28 Page 440 located on the Eastern Right-of Way margin of said Ardrey-Kell Road (S.R.3632); thence in a Southeasterly direction along and with a portion of the Northern property line of Deed Book 13271 Page 666 also being a common line with Lots 7,8,9,10,11 as shown on said Map Book 28 Page 440 with a bearing and distance of South 74-00-29 East 505.71 feet to a point said point being the Southeast corner of said Lot 11 as shown on said Map Book 28 Page 440 and also being the Southwesterly corner of Lot 12 as recorded on Map Book 28 Page 722; thence continuing in a Southeasterly direction with a portion of the Northerly property line of said Deed Book 13271 Page 666 and also being a common line with Lots 12,13 and a portion of Lot 14 as shown said Map Book 28 Page 722 with a bearing and distance of South 74-00-29 East 287.99 feet to a point, said point being the Southerly most corner of said Lot 14 located on the Northerly Right-of-Way line of LANDEN FORD DRIVE also referred to as LOWER MECKLENBURG EAST-WEST CIRCUMFERENTIAL ROAD; thence in an Easterly direction along and with the Northerly Right-of-Way margin of said LANDEN FORD DRIVE also referred to as LOWER MECKLENBURG EAST-WEST CIRCUMFERENTIAL ROAD also being a common line with a portion of said Lot 14 and Lots 15,16,17,18,19,20,21,22,23,24,25,26,27 and crossing TRAVIS GULCH DRIVE and Lot 28 as shown on said Map Book 28 Page 722 with the following (3) bearings and distances as follows: 1) with the arc of a circular curve to the right having a radius of 1075.00 feet, a chord bearing and distance of North 82-58-16 East 245.21 feet, an arc distance of 245.75 feet to a point, 2) North 89-31-13 East 1100.00 feet to a point, 3) with the arc of a circular curve to the left having a radius of 5800.00 feet, a chord bearing and distance of North 87-48-53 East 345.11 feet, an arc distance of 345.16 feet to a point, said point being the Southeasterly corner of said Lot 28 located on the Northerly Right-of-Way margin of LANDEN FORD DRIVE also referred to as LOWER MECKLENBURG EAST-WEST CIRCUMFERENTIAL ROAD and also being located on the Westerly property line of Deed Book 10150 Page 165; thence in a Southerly direction with the said Westerly property line of said Deed Book 10150 Page 165 with a bearing and distance of South 02-46-39 East 15.85 feet to a point, said point being the Southwesterly corner of said Deed Book 10150 Page 165 located 50 foot north of and normal to the centerline of LANDEN FORD DRIVE also referred to as LOWER MECKLENBURG EAST-WEST CIRCUMFERENTIAL ROAD as shown on STATE HIGHWAY PROJECT PLANS 9.8100394; thence in an Easterly direction along and with the Northerly Right-of-Way margin of LANDEN FORD DRIVE also referred to as LOWER MECKLENBURG EAST-WEST CIRCUMFERENTIAL ROAD said line also being the Southerly line of said Deed Book 10150 Page 165 and a portion of Deed Book 4400 Page 381 with the following (3) bearings and distances as follows: 1) with the arc of a circular curve to the left having a radius of 4533.66 feet, a chord bearing and distance of North 80-34-18 East 1050.19 feet, an arc distance of 1052.55 feet to a point, 2) North 73-55-14 East 940.05 feet to a point, 3) with the arc of a circular curve to the left having a radius of 1859.86 feet, a chord bearing and distance of North 67-59-53 East 383.82 feet, an arc distance of 384.50 feet to a point, said point being the intersection point of the Northerly Right-of-Way margin of LANDEN FORD DRIVE, also referred to as LOWER MECKLENBURG EAST-WEST CIRCUMFERENTIAL ROAD, and a line that is 30 feet East of and parallel with the centerline of Wade Ardrey Road (SR #3630) (if extended); thence in a Southwesterly direction along and with a line that is 30 feet East of and parallel with the centerline of said Wade Ardrey Road (SR #3630) approximately 5,600 feet to a point, said point being the intersection point of a line that is

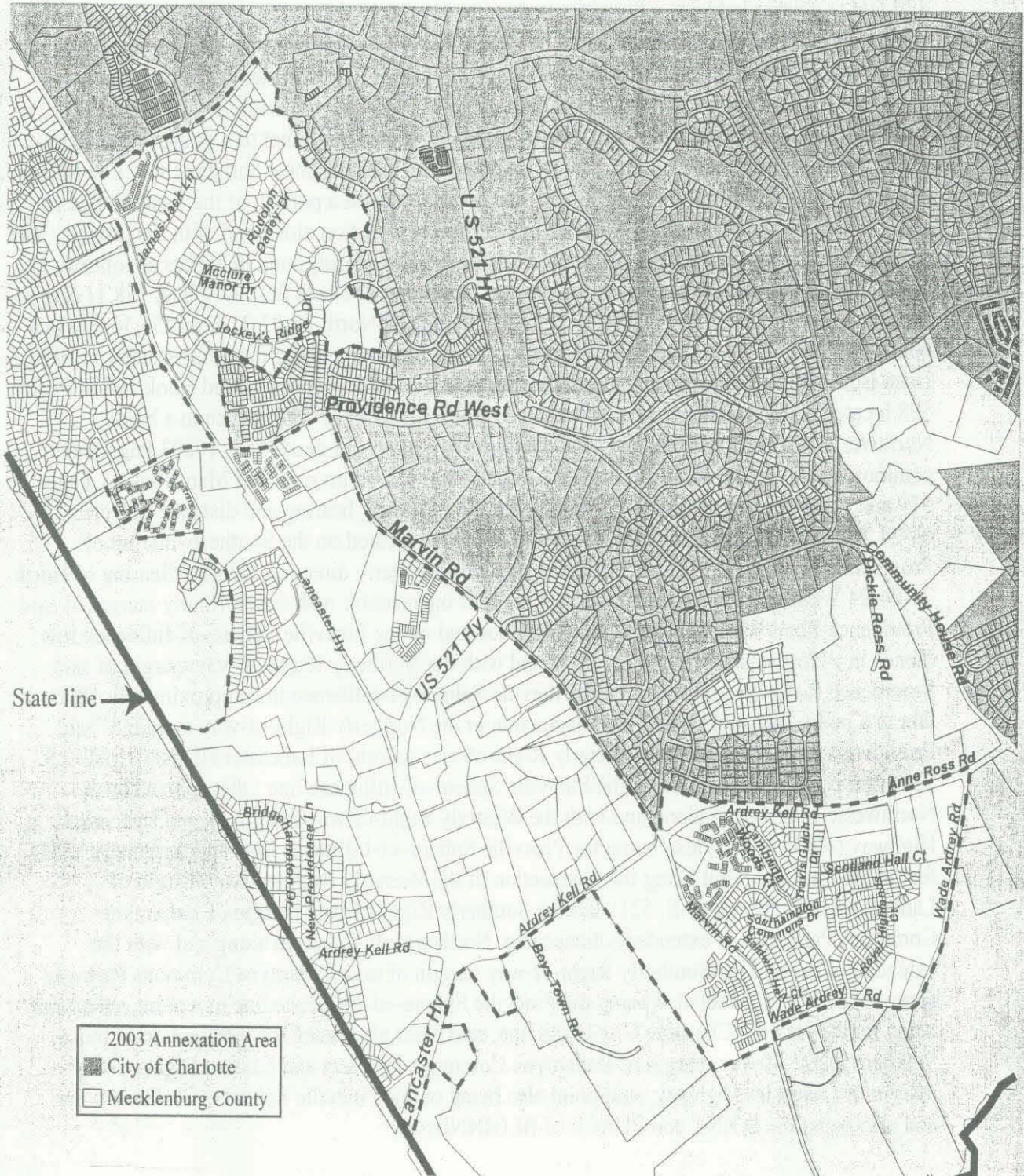
December 9, 2002
Ordinance Book 51, Page 941

30 feet South of and parallel with the centerline of Wade Ardrey Road (SR #3603) and a line that is 30 feet East of and parallel with the center line of Marvin Road (SR #3635); thence in Southerly direction along and with a line 30 feet East of and parallel with said Marvin Road (SR #3630) approximately 190 feet to a point, said point being 30 feet East of and normal to the centerline of said Marvin Road (SR #3630) located on the southerly line of Deed Book 5922 Page 895 and also being the Southwesterly corner of Lot 2 as shown on recorded Map Book 35 Page 675; thence in a Southwesterly direction crossing said Marvin Road (SR #3630) along and with the Southerly line of said Deed Book 5922 Page 895 a common line with said Lot 2 Map Book 35 Page 675 (if extended) with a bearing and distance of South 62-30-00 West approximately 60 feet to a point, said point being 30 feet West of and Normal to the centerline with said Marvin Road (SR #3630) as described in Deed Book 12432 Page 194 also shown on Map Book 36 Page 844; thence continuing in a Southwesterly direction along and with the Southerly line of said Deed 12432 Page 194 as shown on said Map Book 36 Page 844 with a bearing and distance of South 66-11-58 West 1,005.79 feet to a point, said point being the Southwesterly corner of said Deed Book 12432 Page 194 as shown on said Map Book 36 Page 844; thence in a Northwesterly direction with the Southwesterly line of said Deed Book 12432 Page 194 a common line with Deed Book 12262 Page 352 with a bearing and distance of North 39-42-25 West approximately 3,051 feet to a point, said point 30 feet South of and normal to the centerline of Ardrey Kell Road; thence in a Southwesterly direction along and with a line 30 feet South of and parallel with the centerline of said Ardrey Kell Road approximately 1,430 feet to a point, said point being 30 feet South of and normal to the centerline of Ardrey Kell Road; thence in a Southeasterly direction with a bearing and distance of South 32-52-30 East approximately 20.000 feet to a point, said point being on the Southerly right-of-way of Ardrey-Kell Road as established for State Highway Project 8.1672402 as described in said Deed Book 12262 Page 352; thence along and with said right-of-way margin with the following (2) bearings and distances as follows: 1) South 57-07-30 West 46.25 feet to a point, 2) with the arc of a circular curve to the right having a radius of 704.86 feet, a chord bearing and distance of South 64-03-45 West 170.28 feet, an arc distance of 170.69 feet to a point, said point being the Northwesterly corner of said Deed Book 12262 Page 352 a common corner with Deed Book 3772 Page 395; thence leaving said right-of-way margin in a Southeasterly direction along and with the Easterly line of said Deed Book 3772 Page 395 also being a common line with said Deed Book 12262 Page 352 having a bearing and distance of South 18-58-43 East 781.88 feet to a point, said point being the Southeasterly corner of said Deed 3772 Page 395 located on the Westerly line of said Deed Book 12262 Page 352; thence in a Westerly direction along and with the Southern line of said Deed Book 3772 Page 395 with a bearing and distance of South 70-12-10 West 300 feet to a point, said point being the Southwesterly corner of said Deed Book 3772 Page 395; thence in a North Northwesterly direction along and with the Westerly line of said Deed Book 3772 Page 395 with a bearing and distance of North 35-04-40 West approximately 840 feet to a point, said point being located on the Southerly Right-of-Way margin of U.S. HWY. 521 as established from State Highway Project 8.1672402; thence in a South Southwesterly direction along and with said Right-of-Way margin approximately 930 feet to a point, said point being the Northwesterly corner of Deed Book 3985 Page 936; thence leaving said right-of-way margin in an Easterly direction along and with the Northerly property line of said Deed Book 3985 Page 936 having a bearing and distance of North 83-31-15 East approximately 340 feet to a point, said point being the Northeasterly corner of said Deed Book 3985 Page 936; thence in a Southeasterly direction along and with the

Easterly line of said Deed Book 3985 Page 936 with a bearing and distance of South 30-19-35 East 144.15 feet to a point, said point being the Southeasterly corner of said Deed Book 3985 Page 936 and also being the Northerly most corner of Deed Book 4190 Page 339; thence continuing in a Southeasterly direction along and with the property line of said Deed Book 4190 Page 339 with the following (3) bearings and distances: 1) South 30-19-35 East 353.10, 2) South 34-18-15 West 495.00 feet to a point, 3) North 52-00-00 West approximately 520.00 feet to a point, said point being the Southwesterly corner of said Deed Book 4190 Page 339 located on the Easterly right-of-way margin of U.S. HWY. 521 as established from State Highway Project 8.1672402; thence in a South Southwesterly direction along and with the Southeasterly right-of-way margin of said U.S. HWY. 521 as established from State Highway Project 8.1672402; with a bearing and distance of South 17-22-51 West approximately 1,150 feet to a point, said point being the point of intersection with the Southeasterly margin of said U.S. HWY. 521 and the Mecklenburg County, North Carolina / Lancaster County, South Carolina lines; thence in a Northwesterly direction along and with the Mecklenburg County, North Carolina / Lancaster County, South Carolina lines crossing said U.S. HWY. 521 then along with the Southwesterly line of Deed Book 9460 Page 942 and then crossing Carolina Academy Road approximately 880 feet to a point, said point being the Southern most corner of Lot 24 as shown on recorded Map Book 36 Page 495; thence continuing in a Northwesterly direction along and with the Mecklenburg County, North Carolina / Lancaster County, South Carolina lines approximately 5,880 feet to a point, said point being the southern most corner of Deed Book 11140 Page 789 located on the Mecklenburg County, North Carolina / Lancaster County, South Carolina lines; thence in a Northeasterly direction leaving said North Carolina-South Carolina line along and with a portion of the Southerly line of said Deed Book 11140 Page 789 with the following (5) bearings and distances as follows: 1) North 56-25-05 East 65.74 feet to a point, 2) North 57-22-54 East 25.63 feet to a point, 3) South 86-37-37 East 152.00 feet to a point, 4) South 86-39-48 East 372.00 feet to a point, 5) North 63-00-02 East 366.67 feet to a point, said point being the Southern most corner of a area entitled COMMON OPEN SPACE (3.467 Acres) as shown on recorded Map Book 36 Page 866; thence in a Northerly direction along and with the Westerly lines of said Common Open Space and Lots 24, 23, 22, 21, 20, 19, 18, 17 and lot 16 as shown on said Map Book 36 Page 866 with the following (5) bearings and distances as follows: 1) North 05-06-10 East 354.00 feet to a point, 2) North 04-50-36 East 142.96 to a point, 3) North 00-14-45 East 92.31 feet to a point, 4) North 12-07-35 East 205.77 feet to a point, 5) North 02-44-00 East 153.21 feet to a point, said point being the Northwesterly corner of said Lot 16 as shown on said Map Book 36 Page 866 and also being the Southwesterly corner of Lot 15 as shown on recorded Map Book 35 Page 753; thence continuing in a Northerly direction along and with the Westerly lines of Lots 15,14,13,12,11,10,09,08,07,06,05 and Lot 04 as shown on said recorded Map Book 35 Page 753 with the following (5) bearings and distances as follows: 1) North 02-44-00 East 132.83 feet to a point, 2) North 01-32-31 West 86.12 feet to a point, 3) North 01-45-00 East 244.20 feet to a point, 4) North 06-48-12 East 103.68 feet to a point, 5) North 13-07-41 West 204.16 feet to a point, said point being the Northwesterly corner of said Lot 04 as shown on said Map Book 35 Page 753 and also being the Southwesterly corner of Lot 03 as shown on recorded Map Book 35 Page 335; thence continuing in a Northwesterly direction along and with the Westerly lines of Lots 03,02 and 01 as shown on recorded Map Book 35 Page 335 with the following (3) bearings and distances as follows: 1) North 13-07-41 West 75.85 feet to a point, 2) North 13-01-26 West 73.33 feet to a point, 3) North 12-57-43 West 73.35 feet to a point, said point being the Northwesterly corner of said Lot 01 as shown on said Map Book 35 Page 335

and also being shown on recorded Map Book 37 Page 13: thence in a Northwesterly direction crossing Springwell Street with a bearing and distance of North 13-28-43 West approximately 120 feet to a point, said point being located on the Northerly line of a 0.19 acre Common Area said point more precisely located South 51-58-53 East 33.01 feet from the Easterly most corner of Lot 444 as shown on said Map Book 37 Page 13; thence in a Northwesterly direction along and with the Northeasterly lines of Lots 444, 443, 442, 441 and 440 with the following (2) bearings and distances as follows: 1) North 51-58-53 West 258.48 feet to a point, 2) North 69-25-09 West 179.61 feet to a point, said point being the Northerly most corner of said Lot 440 as shown on said Map Book 37 Page 13 and also being locate on a portion of the Easterly line of said Deed Book 11140 Page 789; thence in a Northerly direction along and with the property line of said Deed Book 11140 Page 789 with the following (5) bearings and distances as follows: 1) North 14-04-00 East approximately 117.99 feet to a point, 2) North 05-18-09 East 158.11 feet to a point, 3) South 83-49-25 West 1056.72 feet to a point 4) North 28-02-31 East 456.34 feet to a point, 5) South 65-20-35 West 490.64 feet to a point, said point being the Southeasterly corner of Deed Book 10293 Page 366 and also being the Southwesterly corner of Deed Book 10848 Page 598 located on the Northerly line of said Deed Book 11140 Page 789; thence in a North Northwesterly direction along and with the Easterly line of said deed Book 10293 Page 366 a common line with said Deed Book 10848 Page 598 as shown on recorded Map Book 31 Page 579 and recorded Map Book 31 Page 665 with the following bearing and distance of North 25-04-24 West 535.21 feet to a point, said point being the located on the Southerly margin of Providence Road West; thence continuing in a Northwesterly direction with the Bearing of North 25-04-24 West approximately 60 feet to a point of intersection with the Northerly margin of said Providence Road West, said point also being located on the Pineville Sphere-of-Influence line; thence in a Northeasterly direction along and with the Northerly Right-of-way margin of said Providence Road West also being the Pineville Sphere-of-Influence line approximately 1800 feet to a point, said point being the intersection of the Northerly Right-of-way margin of said Providence Road West and the Westerly Right-of-way margin of Lancaster Highway (old U.S. 521) said point being located on the Pineville Sphere-of-Influence line ; thence in a North Northwesterly direction along and with the Westerly Right-of-way margin of said Lancaster Highway (old U.S. 521) also being the Pineville Sphere-of-Influence line approximately 4,000 feet to a point, said point being the intersection of the Westerly Right-of-way margin of Lancaster Highway (old U.S. 521) and the Southerly Right-of-way margin of Ballantyne Commons Parkway (if extended); thence in a Northeasterly direction along and with the extended portion of the Southerly Right-of-way margin of said Ballantyne Commons Parkway approximately 100.0 feet also being the Pineville Sphere-of-Influence line to a point, said point being on the existing Charlotte City limits line, said point also being the intersection of the Southern Right-of-way margin of Ballantyne Commons Parkway and Eastern Right-of-way margin of Lancaster Highway, said point also being on the Pineville Sphere-of-Influence line and also being the POINT and PLACE of BEGINNING.

Marvin/Highway 521 Annexation Qualifying Area, 2003



2003 Annexation Area
■ City of Charlotte
□ Mecklenburg County



THIS MAP IS NOT A CERTIFIED SURVEY
AND HAS NOT BEEN REVIEWED BY A
LOCAL GOVERNMENT AGENCY FOR
COMPLIANCE WITH ANY APPLICABLE
LAND DEVELOPMENT REGULATIONS.

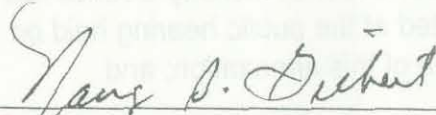


December 9, 2002
Ordinance Book 51, Page 944

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of December, 2002, the reference having been made in Minute Book 118, and recorded in full in Ordinance Book 51, Pages 935-944.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of December, 2002.



Nancy S. Gilbert, CMC, Deputy City Clerk



ORDINANCE NO. 2205-X

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS FOR THE CITY OF CHARLOTTE UNDER THE AUTHORITY GRANTED BY PART 3, ARTICLE 4A, CHAPTER 160A OF THE GENERAL STATUTES OF NORTH CAROLINA

~~Returned to customer~~

WHEREAS, all of the prerequisites to adoption of this ordinance prescribed in Part 3, Article 4A, Chapter 160A of the General Statutes of North Carolina, have been met; and

WHEREAS, the City Council has taken into full consideration the statements presented at the public hearing held on the 18th day of November, 2002, on the question of this annexation; and

WHEREAS, the City Council has concluded and hereby declares that annexation of the area described herein is necessary to the orderly growth and development of the City of Charlotte.

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

Section 1. That from and after the 30th day of June, 2003, the effective date of this annexation, the following territory shall be annexed to and become a part of the City of Charlotte, and the corporate limits of the City of Charlotte shall on said 30th day of June 2003, be extended to include said territory more particularly described by metes and bounds set forth in Exhibit A, attached hereto and specifically incorporated as a part of this ordinance. As to each qualified tract of agricultural land, horticultural land and forestland in said territory, if any, the annexation will become effective on the last day of the month in which the tract or part thereof becomes ineligible for present-use classification under G. S. §105-277.4 or no longer meets the requirements of G.S. §160A-49(f1)(2).

Section 2. That the City Council does hereby specifically find and declare that the above-described territory meets the requirements of G.S. §160A-48, in that:

A. The area proposed to be annexed meets the general standards of G.S. §160A-48(b) as follows:

- (1) The area is contiguous as defined in G.S. §160A-53, to the City's boundary as of the time of the beginning of this annexation proceeding.
- (2) The aggregate boundary of the area is 61,563.8 feet of which 32,629.5 feet or 53.0% coincides with the present city boundary.
- (3) No part of the area is included within the boundary of another incorporated municipality.

FOR REGISTRATION JUDITH A. GIBSON
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2003 APR 07 03:56 PM
BK: 15116 PG: 64-73 FEE: \$36.00

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Return to City Clerk's Office, City of Charlotte



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B. The part of the area not including the portion of the area described in Section 2(C) below ("developed part of the area") meets the requirements, of G.S. §160A(c)(3) as follows:

There are a total number of 1,185 lots and tracts within the developed part of the area, and of that number 775 or 65.4% of the total number of lots and tracts, are used for residential, commercial, industrial, institutional, or governmental purposes. Furthermore, after excluding the acreage used for commercial, industrial, governmental, or institutional purposes, 972.2 acres remain in the developed part of the area. Of that acreage, 590.2 acres or 60.7% are in lots or tracts three acres or less in size.

C. The area qualifies for annexation under the standards set forth in G.S. §160A-48(c)(3). A portion of the proposed annexation area does not meet the requirements of G.S. §160A-48(c), but does meet the requirements of G.S. §160A-48(d)(2). This portion of the area is adjacent, on at least sixty percent (60%) of its external boundary, to a combination of the boundaries of the present city and the developed part of the area as defined in Section 2(B) above. The aggregate boundary of this undeveloped portion of the area is 42,290.1 feet of which 39,956.8 feet or 94.5% coincides with the boundaries of the present city and the developed part of the area (see the Map of D-Land Area, page 9 of the report described in Section 3 below.) The acreage of this undeveloped portion of the area does not exceed 25% of the total area. There are 2,089.9 acres within the total area to be annexed, and of that number, 488.2 acres or 23.3% are within this undeveloped portion of the area.

D. In determining the population of the area, it has been assumed that up to six and one-half percent (6.5%) of the dwelling units in the area may be vacant. This assumption is not a finding that any of the dwelling units in the area are vacant in fact. The purpose of this assumption is to allow for possible application of the following factors: any dwelling unit(s) which may not be habitable, to the extent such a condition precludes the consideration of such dwelling unit(s) in determining the population of the area; errors, if any, as to the existence of one or more dwelling units; and other factors which may result in one or more dwelling unit being vacant.

Section 3. That it is the purpose and intent of the City of Charlotte, to provide services to the area being annexed under this ordinance, as set forth in the report of plans for services approved by the City Council on the 23rd day of September, 2002 and filed in the office of the Clerk for public inspection, including any subsequent amendments.

Section 4. That the City Council does hereby specifically find and declare that, on the effective date of annexation prescribed in Section 1 hereof, the City of Charlotte will have authority to issue bonds under the provisions of Sub-chapter IV of Chapter 159 of the General Statutes, if necessary, in an amount sufficient to finance the estimated costs of construction of any water and sewer facilities found necessary in the report of plans for services to extend the basic water and sewer system into the area to be annexed under this ordinance, as well as such extensions of water and/or sewer lines to individual properties, if any, which have been requested by property owners pursuant to G.S. §160A-47(3)(b).

Section 5. That from and after the effective date of this annexation, the territory annexed and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Charlotte, and shall be entitled to the same privileges and benefits as other parts of the City.

Section 6. That the newly annexed territory described hereinabove shall be subject to City taxes according to G.S. §160A-58.10.

Section 7. That the Mayor of the City of Charlotte shall cause an accurate map of the annexed territory described in Section 1, hereof, together with a duly certified copy of this ordinance, to be recorded in the office of the Register of Deeds of Mecklenburg County, and in the office of the Secretary of State in Raleigh. Such a map shall also be delivered to the Mecklenburg County Board of Elections, as required by G.S. §163-288.1.

Adopted this 9th day of Dec, 2002.

CITY OF CHARLOTTE

By: [Signature]

ATTEST:

[Signature]
City Clerk

Approved as to form:

[Signature]
Senior Deputy City Attorney

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of December, 2002, the reference having been made in Minute Book 118, and recorded in full in Ordinance Book 51, Pages 945-952. A.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of December, 2002.

[Signature]
Nancy S. Gilbert, CMC, Deputy City Clerk

EXHIBIT A

FY 2003 ANNEXATION AREA DESCRIPTION

MALLARD CREEK CHURCH WEST

(note: This annexation area includes a voluntary annexation of the Stoney Creek Subdivision)

Beginning at a point on the present Charlotte City Limits, said point being the intersection of the Southerly right-of-way margin of Research Drive and the Northwesterly most corner of the property as described in Deed Book 7938 page 921; thence continuing in a Southwesterly direction following along the Westerly lot line of Tract C as described in said Deed Book 4880, page 252 as having a bearing and distance of South 36-11-65 West approximately 380 feet to a point, said point being the Southwesterly corner of Tract C as described in Deed Book 4880 page 252; thence continuing in a Southwesterly direction following along the Westerly lot line of lot as described in said Deed Book 4770, page 677 as having a bearing and distance of South 36-11-65 West, 719.20 feet to a point, said point being the Southwesterly corner of Lot as described in Deed Book 4770, 677; thence in a Southwesterly direction following a portion of the Westerly lot line of the property as described in Deed Book 4389 page 5 as having a bearing and distance as follows; 1) South 38-33-25 West 817.57 feet to a point; 2) South 19-22-22 West 199.40 feet to a point, said point being on the Westerly lot line of the property as described in Deed Book 4389, page 5; thence in a Northwesterly direction following along the Northerly lot line of the property as described in Deed Book 4383 page 920, North 70-37-43 West 630.0 feet to a point; thence in a Southerly direction crossing W.T. Harris Boulevard West and following along the Westerly lot line of the property as described in Deed Book 4383 page 920 as having a bearing and distance of South 19-22-22 West approximately 860 feet to a point, said point being located where a line 110 feet South of and normal to the centerline of W.T. Harris Boulevard West intersects with the Westerly lot line of the property as described in Deed Book 4383 page 920 (if extended); thence in an Easterly direction following along a line 110 feet South of and parallel with the centerline of W.T. Harris Boulevard West approximately 1,200 feet to a point, said point being situated in the centerline of Doby Creek tributary; thence in a Southwesterly direction meandering with the centerline of Doby Creek a distance of approximately 4,975 feet to a point, said point being approximately on the Easterly right-of-way margin of IBM Drive; thence following along the Easterly right-of-way margin of IBM Drive the following twelve (12) courses; 1) North 24-23-21 West 60.77 feet to a point; 2) with the arc of a circular curve to the left having a radius of 187.21 feet to a point, said arc subtended by a chord North 25-46-49 West 187.19 feet; 3) South 62-49-42 West 5.0 feet to a point; 4) with the arc of a circular curve to the left having a radius of 3,894.72 feet and an arc distance of 154.48 feet to a point, said arc subtended by a chord North 28-19-17 West 154.46 feet; 5) North 29-28-15 West 292.29 feet to a point; 6) with the arc of a circular curve to the right having a radius of 686.20 feet an arc distance of 628.65 feet to a point, said arc subtended by a chord North 03-13-31 West 606.90 feet; 7) North 23-01-12 East 875.49 feet to a point; 8) with the arc of a circular curve to the left having a radius of 962.94 feet an arc distance of 370.74 feet to a point, said arc subtended by a chord North 11-59-25 East 368.46 feet; 9) North 00-57-38 East 251.98 feet to a point; 10) North 02-13-28 West 275.25 feet to a point; 11) with the arc of a circular curve to the right having a radius of 886.19 feet, an arc distance of 313.82 feet to a point, said arc subtended by a chord, North 07-55-14 East 312.19 feet; 12) North

18-03-56 East 44.65 feet to a point, said point being the Easterly right-of-margin of IBM Drive, and said point also being the Southerly right-of-way margin of W.T. Harris Boulevard; thence crossing W.T. Harris Boulevard normal to said road to a point, said point being on the Northerly right-of-way margin of W.T. Harris Boulevard; thence to a point on the Northerly right-of-way margin of W.T. Harris Boulevard, said point being 100 feet right of and normal to Station 285+87.64,L; thence to a point 100 feet right of and normal to Station 283+00,L, W.T. Harris Boulevard; thence to a point 140.0 feet right of and normal to Station 279+50, L, W.T. Harris Boulevard; thence to a point 115.0 feet right of and normal to Survey Station 278+50, L, W.T. Harris Boulevard; said point being the beginning point of the Control Access line, said point also being on the Easterly Boundary Line of Mallard Creek Road; thence with the Control Access line to a point 50 feet left (or East) of and normal to Station 32+00, Y-9, Mallard Creek Road; thence to a point 50 feet left (or East) of and normal to Station 30+00, Y-9, Mallard Creek Road; thence to a point 50 feet left (or East) of and normal to Station 28+50, Y-9; thence to a point 80 feet left (or East) of and normal to Station 26+50, Y-9, Mallard Creek Road; thence to a point 50 feet left (or East) of and normal to Station 24+43.23, Y-9; thence to a point 60 feet left (or East) of and normal to Station 23+00, Y-9; thence with the Easterly right-of-way margin of relocated Mallard Creek Road, Y-9, to a point 50 feet left (or East) of and normal to Station 21+50, Y-9, Mallard Creek Road; said point also being 40 feet left (or East) of and normal to Survey Station 19+50 Y-10 of W.T. Harris Boulevard West (State Project Number 8.72724502), State Highway Map Book 1, page 885; thence in a Northerly direction with the Easterly right-of-way margin of Mallard Creek Road approximately 8,100 feet crossing Island Park Circle, Governor Hunt Road, and Alexander Road to a point, said point being the intersection of the Easterly right-of-way margin of Mallard Creek Road and the Southerly right-of-way margin of Mallard Creek Church Road; thence crossing Mallard Creek Church Road with the extension of said line approximately 240 feet to a point, said point being on the Northerly right-of-way margin of Mallard Creek Church Road; thence continuing in a Northeasterly direction with the Easterly right-of-way margin of Mallard Creek Road crossing Galloway Road and Lexington Approach Drive approximately 7,420 feet to a point, said point being the Northwesterly most corner of the property as described in Deed Book 1000 page 177; thence continuing North 30-09-56 East approximately 190 feet to a point, said point being on the Westerly right-of-way margin of Mallard Creek Road; thence continuing in a Northeasterly direction along the North/Northwesterly right-of-way margin of Mallard Creek Road, crossing Ridge Road, approximately 2,800 feet to a point, said point being the intersection of the North/Northwesterly right-of-way margin Of Mallard Creek Road and the Easterly lot line of the property as described in Deed 2518 page 441 (if extended); thence crossing Mallard Creek Road approximately 60 feet to a point, said point being on the Southerly right-of-way margin of Mallard Creek Road, said point also being the Northeast most corner of the property as described in Deed Book 2518 page 441; thence approximately 400 feet to a point, said point being the Northeasterly most corner of Lot 19 as shown on Map Book 27 page 524; thence with the Easterly lot line of Lot 19, crossing Mallard Woods Place, and the Easterly lot line of Lots 1-4 as shown on Map Book 27 page 524, South 16-04-01 East 465.44 feet to a point, said point being the Northeasterly most corner of Lot 5 as shown on Map Book 28 page 153; thence with the Easterly lot line of Lots 5-13, South 16-04-01 East 520 feet to a point, said point being the Northeasterly most corner of Lot 13 as shown on Map Book 28 page 153; thence continuing with the Easterly lot line of Lot 13, crossing Shelly Pines Drive, and the Easterly lot line of Lot 85 as shown on Map Book 28 page 153, South 24-12-59 West 265.55 feet to a point, said point being the Northeasterly most corner of Lot 84 as

December 9, 2002
Ordinance Book 51, Page 950

shown on Map Book 28 page 390; thence in a Southwesterly direction with the Easterly lot line of Lots 84-78 as shown on Map Book 28 page 390, South 24-12-59 West 536.59 feet to a point, said point being in the centerline of Stony Creek, said point also being on the Northerly lot line of Lot 15 as shown on Map Book 8 page 85; thence continuing in a Southeasterly direction with the centerline of Stony Creek and the Easterly lot line of Lots 15-7 as shown on Map Book 8 page 85 approximately 1,091 feet to a point, said point being the Southeasterly most corner of Lot 7 as shown on Map Book 8 page 85; thence leaving Stony Creek and continuing with the Northerly lot line of Lot 5 as shown on Map Book 8 page 343, South 75-40 East 399.09 feet to a point, said point being on the Northerly lot line of Lot 1 as shown on Map Book 8 page 347; thence with the Northerly lot line of Lot 1 and Lots 5-9 and the Westerly lot line of Lot 9 as shown on said map book the following courses; 1) North 84-52 East 701.25 feet to a point; 2) North 5-32 East 215.92 feet to a point, said point being the Southwesterly most corner of the property as described in Deed Book 7646 page 289; thence with the Westerly lot line of the property as described in said deed book North 05-32 East approximately 200 feet to a point, said point being on the Controlled Access line for Interstate 485; thence meandering along the Controlled Access for Interstate 485 in a Southeasterly direction, crossing Homewood Drive and Gray Court approximately 3000 feet to a point, said point being located in the centerline of Stony Creek, said point also being on the Northerly lot line of the GREENWAY PARCEL as shown on Map Book 33 page 681; thence with the centerline of Stony Creek the following courses; 1) South 56-12-26 East approximately 40 feet to a point; 2) South 19-02-42 East 81.41 feet to a point; 3) South 52-46-31 East 160.16 feet to a point, said point being the Southeasterly most corner of the GREENWAY PARCEL as shown on Map Book 33 page 681, said point also being the intersection of the Southerly Controlled Access Line for Interstate 485 and the Westerly right-of-way margin for Interstate 85; thence in a Southwesterly direction with the Westerly right-of-way margin of Interstate 85 the following courses; 1) South 41-49-50 West 380.11 feet to a point; 2) North 52-25-06 West 14.96 feet to a point; 3) South 42-13-15 West 142.31 feet to a point; 4) South 51-30-30 West 153.21 feet to a point; 5) South 41-59-28 West 205.84 feet to a point; 6) South 44-44-02 East 24.73 feet to a point; 7) South 42-04-08 West 82.98 feet to a point, said point being the Southwesterly most corner of the Common Area as shown on Map Book 33 page 429; thence leaving the Southerly right-of-way margin of Interstate 85 and with the Westerly lot line of Lots 39-41 and Lot 44 and the Southerly lot line of Lots 45-54 the following courses; 1) North 73-26-25 West 284.68 feet to a point; 2) South 68-30-31 West 156.72 feet to a point; 3) South 60-09-50 West 202.21 feet to a point; 4) South 67-55-17 West 68.01 feet to a point; 5) South 80-27-46 West 139.76 feet to a point; 6) South 83-56-47 West 32.91 feet to a point; 7) South 80-27-46 West 130.0 feet to a point, said point being the Southwesterly most corner of Lot 54 as shown on Map Book 33 page 429, said point also being on the Easterly right-of-way margin of Big Leaf Drive; thence South 72-59-30 West 50.48 feet to a point, said point being on the Westerly right-of-way margin of Big Leaf Drive, said point also being the Southeasterly most corner of Lot 104 as shown on Map Book 33 page 429; thence with the Westerly lot line of Lots 104-109 and the Common Area as shown on said map book the following courses; 1) South 80-53-14 West 120 feet to a point; 2) North 70-58-37 West 16.86 feet to a point; 3) North 23-30-24 West 373.73 feet to a point; 4) North 27-22-37 West 40 feet to a point, said point being on the Southerly right-of-way margin of Garrison Road (SR 2471); thence continuing in a Southwesterly direction with the Southerly right-of-way margin of Garrison Road approximately 420 feet to a point, said point being the Northeasterly most corner of the property as described in Deed Book 12589 page 140; thence with the Easterly lot line of

said deed book South 39-20-45 East 594.52 feet to a point, said point being the Northeasterly most corner of the property as described in Deed Book 5307 page 42; thence with the Easterly lot line of said deed book South 22-37-00 West approximately 500 feet to a point, said point being on the Northerly right-of-way margin of Galloway Road; thence continuing with the Northerly right-of-way margin of Galloway Road North 62-21-41 West approximately 410 feet to a point; said point being the intersection of the Northerly right-of-way margin of Galloway Road and the Easterly lot line of Lot 13 as shown on Map Book 32 page 61 (if extended); thence crossing Galloway Road and with the Easterly lot line of Lots 13-18 as shown on said map book South 17-37-42 West 645.31 feet to a point, said point being the Northeasterly most corner of Lot 40 as shown on Map Book 30 page 813; thence with the Easterly lot line of Lots 40-48 as shown on said map book, South 17-37-42 West 1,014.30 feet to a point, said point being the Southeasterly most corner of Lot 48 as shown on Map Book 30 page 813; thence with the Southerly lot line of Lot 48 as shown on said map book North 74-45-48 West 96.67 feet to a point, said point being the Northeasterly most corner of Lot 12 as shown on Map Book 9 page 219; thence with the Northerly lot line of Lot 12 as shown on said map book South 79-14-00 West 177.97 feet to a point, said point being the Northwesterly corner of Lot 12 as shown on Map Book 9 page 219; thence with the Westerly lot line of Lot 12, crossing Janwood Drive, and with the Westerly lot line of Lots 13-19 as shown on said map book the following courses; 1) South 17-42-00 West 426.5 feet to a point; 2) South 11-11-00 West approximately 710 feet to a point, said point being on the Northerly right-of-way margin of Mallard Creek Church Road West; thence South 11-11-00 West approximately 135 feet to a point, said point being the intersection of The Westerly lot line of Lot 19 as shown on Map Book 9 page 219 (if extended) and the centerline of Legranger Road; thence in a Northwesterly direction approximately 130 feet to a point, said point being on the Westerly right-of-way margin of Legranger Road, said point also being the Northeasterly most corner of the property as described in Deed Book 3717 page 709; thence with the Northerly lot line of said deed book North 58-48-24 West 575 feet to a point, said point being the Northeasterly most corner of the property as described in Deed Book 13510 page 461; thence with the Northerly most property line of said deed book the following courses; 1) North 58-48-24 West 9.03 feet to a point; 2) South 30-15-45 West 20.0 feet to a point; 3) North 59-44-15 West 209.81 feet to a point; 4) with the arc of a circular curve to the left having a radius of 1,849.86 feet, an arc length of 68.72 feet and a chord bearing and distance of North 62-52-16 West 68.72 feet to a point, said point being the Northeasterly most corner of the property as described in Deed Book 11167 page 674; thence with the Northerly and Westerly property line of said deed book the following courses; 1) with the arc of a circular curve to the left, having a radius of 1,849.86 feet, an arc distance of 249.62 feet and chord bearing and distance of North 68-07-36 West 249.43 feet to a point; 2) with a spiral chord, North 74-00-02 West 196.83 feet to a point; 3) North 74-59-33 West 71.45 feet to a point; 4) with a spiral chord, North 73-48-55 West 203.63 feet to a point; 5) with the arc of a circular curve to the left, having a radius of 1,697.02 feet, an arc distance of 444.27 feet and a chord bearing and distance of North 63-59-33 West 443.01 feet to a point; 6) with a spiral chord, North 54-10-11 West 203.63 feet to a point; 7) North 52-59-33 West 240.87 feet to a point; thence leaving the Southerly right-of-way margin of Mallard Creek Church Road West and continuing with the Westerly property line of Deed Book 11167 page 674 the following courses; 8) South 28-00-32 West 187.18 feet to a point; 9) South 61-15-28 East 212.30 feet to a point; 10) South 03-46-40 East 146.86 feet to a point; 11) South 85-41-37 East 262.21 feet to a point; 12) South 03-38-13 West 425.22 feet to a point; 13) South 86-35-56 West 186.62 feet to a point; 14) South 86-35-56 West 19.73 feet to a

point; 15) South 04-26-46 East 238.24 feet to a point; 16) South 04-26-46 East 823.99 feet to a point, said point being the Northeasterly most corner of the property as described in Deed Book 13057 page 392, said point also being the centerline of Mallard Creek; thence in a Southeasterly direction following along the Easterly property line of said deed book and continuing with the centerline of Mallard Creek the following courses; 1) South 30-32-06 East 484.69 feet to a point; 2) South 87-58-18 East 285.23 feet to a point; 3) South 32-38-17 West 9.54 feet to a point; 4) South 11-03-33 East 77.75 feet to a point; 5) South 20-07-56 East 47.40 feet to a point; 6) South 31-30-53 East 44.24 feet to a point; 7) South 22-18-08 East 39.11 feet to a point; 8) South 36-14-23 East 52.17 feet to a point; 9) South 23-27-52 East 61.06 feet to a point; 10) South 02-13-59 West 57.87 feet to a point; 11) South 20-18-29 East 44.76 feet to a point; 12) South 04-40-38 West 51.51 feet to a point; 13) South 28-54-48 East 157.19 feet to a point; 14) South 58-20-33 East 41.57 feet to a point; 15) South 85-42-49 East 15.11 feet to a point, said point being on the Northeasterly most lot line of the property as described in Deed Book 6224 page 211; thence continuing in a Southwesterly direction with the centerline of Mallard Creek and the Easterly property line of said deed book the following courses; 1) South 44-19-16 East 10.14 feet to a point; 2) South 30-27-06 East 49.82 feet to a point; 3) South 01-53-53 West 62.16 feet to a point; 4) South 14-09-46 West 118.36 feet to a point; 5) South 17-09-33 West 93.42 feet to a point; 6) South 68-20-44 West 65.67 feet to a point; 7) South 35-04-22 West 75.43 feet to a point; 8) South 39-00-17 West 105.46 feet to a point; 9) South 32-37-04 West 102.29 feet to a point; 10) South 20-29-02 West 67.0 feet to a point; 11) South 06-28-39 West 25.21 feet to a point, said point being on the Northwesterly most corner of the property as described in Deed Book 9043 page 91; thence continuing along the Westerly lot line of said deed book South 56-00-00 West 581.90 feet to a point, said point being on the Easterly right-of-way margin of David Taylor Drive; thence South 56-00-00 East 60 feet to a point, said point being on the Westerly right-of-way margin of David Taylor Drive, and said point also being on the Easterly lot line of the property as described in Deed Book 10790 page 311; thence continuing with the Westerly right-of-way margin of David Taylor Drive and with the Easterly, Southerly and Westerly lot line of the property of said deed book the following courses; 1) with a portion of the arc of a circular curve to the right, having a radius of 644.07 feet and approximately 338 feet to a point; thence leaving the Westerly right-of-way margin of David Taylor Drive; 2) South 82-57-31 West 491.52 feet to a point; 3) North 73-39-48 West 180.0 feet to a point; 4) North 16-20-12 East 210.0 feet to a point, said point being on the Northwesterly most lot line of the property as described in Deed Book 8415 page 953; thence with the Northerly and Westerly lot line of said deed book the following courses; 1) North 73-39-36 West 208.01 feet to a point; 2) South 22-47-58 West 617.47 feet to a point, said point being in the centerline of Mallard Creek and said point also being on the Northwesterly most lot line of the property as described in Deed Book 8415 page 949; thence with the Northerly and Westerly lot line of said deed book the following courses; 1) North 89-59-05 West 173.12 feet to a point, thence leaving Mallard Creek; 2) South 36-11-55 West 992.91 feet to a point, said point being the place of beginning.

Mallard Creek Church West Annexation Qualifying Area, 2003



THIS MAP IS NOT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.

- 2003 Annexation Area
- City of Charlotte
- Mecklenburg County



ORDINANCE NUMBER: 2206-X

0-32

AN ORDINANCE TO AMEND ORDINANCE NUMBER 2091-X, THE 2002-2003 BUDGET ORDINANCE, PROVIDING AN APPROPRIATION FOR CITY OF CHARLOTTE CLEANUP EFFORTS IN ASSOCIATION WITH THE WINTER STORM 2002.

BE IT ORDAINED, by the City Council of the City of Charlotte;

- Section 1. That the sum of \$7,500,000 is available from the General Fund (0101) fund balance.
- Section 2. That the sum of \$7,500,000 is hereby appropriated for transfer to the Winter Storm 2002 Fund.
- Section 3. That the newly created Winter Storm 2002 Fund is hereby designated as a life to date fund and shall remain in existence until the completion of the project.
- Section 4. All ordinances in conflict with this ordinance are hereby repealed.
- Section 5. This ordinance shall be effective immediately.

Approved as to Form:


Sr. Ass't


City Attorney

CERTIFICATION

I, Nancy S. Gilbert, Deputy City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 9th day of December, 2002, the reference having been made in Minute Book 118, and recorded in full in Ordinance Book 51, Page 953.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 10th day of December, 2002.


Nancy S. Gilbert, CMC, Deputy City Clerk