

ORDINANCE NO. 4061-X

O# 28

**AN ORDINANCE TO AMEND ORDINANCE NUMBER 3937-X, THE 2008-2009 BUDGET
ORDINANCE, APPROPRIATING FUND BALANCE AND REALLOCATING PROJECT
SAVINGS FOR SOUTH CORRIDOR TECHNICAL CORRECTIONS**

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

Section 1. That the sum of \$3,110,750 is hereby estimated to be available from the following sources:
Discretionary Grant:

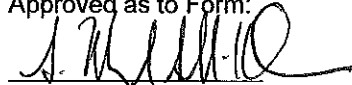
CATS Operating Fund balance (7801)	\$2,560,750
Northeast Corridor - Project Administration (2094.8986)	\$400,000
North Corridor - Project Administration (2097.89860)	\$150,000
Total	\$3,110,750

Section 2. That the sum of \$3,110,750 is hereby appropriated to South Corridor Non Grant Control (2098.53680)

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 All ordinances in conflict with this ordinance are hereby repealed.

Section 4. This ordinance shall be effective immediately.

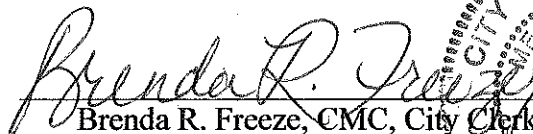
Approved as to Form:

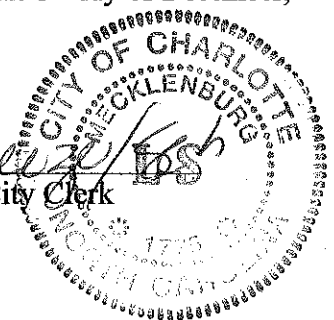

City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Ordinance Book 55, Pages (852-853).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 3rd day of December, 2008.


Brenda R. Freeze, CMC, City Clerk



List of Betterments

\$ 997,000	5% of construction management costs associated with the betterments
\$ 725,000	Right-of-way costs not directly associated with the project
\$ 410,561	CDOT Traffic Signal MOU
\$ 369,000	Construction costs for art related projects which were performed by the construction contractor
\$ 308,000	Installation of canopy column wraps which were performed by the construction contractor
\$ 195,000	Additional TVM's
\$ 91,000	Handrail improvements at the LYNX stations
<u>\$ 3,095,561</u>	

ORDINANCE NO. 4062-X

O# 29

AN ORDINANCE TO AMEND ORDINANCE NUMBER 3937-X, THE 2008-2009 BUDGET
ORDINANCE, APPROPRIATING ADDITIONAL GRANT REVENUES AND INCREASING A
PROJECT APPROPRIATION FOR CATS PARK AND RIDE LOTS

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

Section 1. That components of Section 4, Schedule L of Ordinance 3937-X are hereby amended to reflect the following change as a result of receipt of a Federal Bus Discretionary Grant:

	From	To	Difference
Federal and State Grants	\$29,499,388	\$35,124,388	\$5,625,000
Contribution from CATS Operating Fund	\$24,629,856	\$24,004,856	(\$625,000)

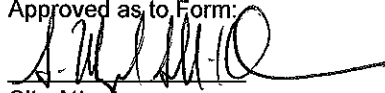
Section 2. That a component of Section 2, Schedule L of Ordinance 3937-X is hereby amended to reflect the following change:

	From	To	Difference
Park and Ride Lots	\$2,131,729	\$7,131,729	\$5,000,000

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

Section 4. This ordinance shall be effective immediately.

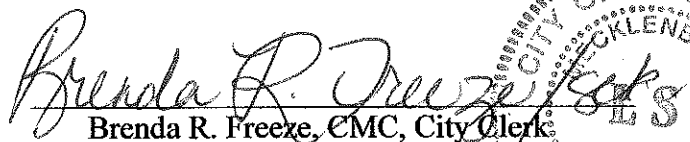
Approved as to Form:

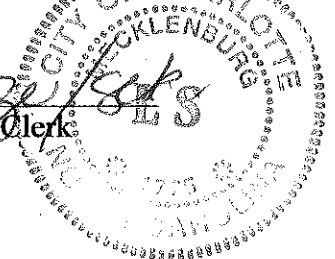

Sr. Asst. City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Ordinance Book 55, Page 854.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 3rd day of December, 2008.


Brenda R. Freeze, CMC, City Clerk



ORDINANCE NO. 4063-X

O# 30

**AN ORDINANCE TO AMEND ORDINANCE NUMBER 3937-X, THE 2008-2009 BUDGET
ORDINANCE, APPROPRIATING A U.S. DEPARTMENT OF JUSTICE GRANT FOR ARREST
AND PROSECUTION OF CHILD SEXUAL PREDATORS**

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

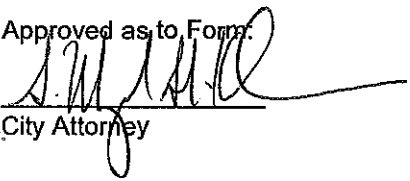
Section 1. That the sum of \$321,350 is hereby available from the U.S. Department of Justice.

Section 2. That the sum of \$321,350 is hereby appropriated to the Public Safety Grant Fund (0413).

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

Section 4. This ordinance shall be effective immediately.

Approved as to Form:

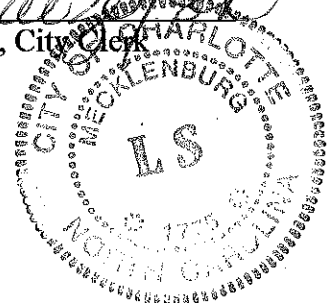

Sr. Asst. City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Ordinance Book 55, Page 855.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 3rd day of December, 2008.


Brenda R. Freeze, CMC, City Clerk



ORDINANCE NO. 4064-X

O# 31

AN ORDINANCE TO AMEND ORDINANCE NUMBER 3937-X, THE 2008-2009 BUDGET ORDINANCE, ESTIMATING FEDERAL AND STATE REVENUES AND PROVIDING AN APPROPRIATION FOR THE NEIGHBORHOOD STABILIZATION PROGRAM.

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

Section 1. That the sum of \$10,431,000 is hereby estimated to be available as follows:


Source	Amount
US Department of Housing and Urban Development	\$5,431,777
NC Department of Commerce	5,000,000
Total	\$10,431,777

Section 2. That the sum of \$10,431,000 is hereby appropriated to the Neighborhood Development Grant Fund (6807).

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

Section 4. This ordinance shall be effective immediately.

Approved as to Form:

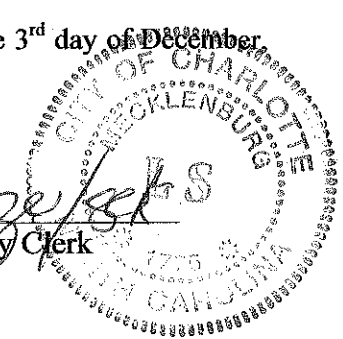

 Sr. Asst. City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Ordinance Book 55, Page 856.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 3rd day of December 2008.


 Brenda R. Freeze, CMC, City Clerk



Petition No. 2008-079
Petitioner: Charlotte-Mecklenburg Planning Commission

**AN ORDINANCE AMENDING APPENDIX A
OF THE CITY CODE –ZONING ORDINANCE**

ORDINANCE NO.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:

Section 1. Appendix A, "Zoning" of the Code of the City of Charlotte is hereby amended as follows:

A. CHAPTER 2: DEFINITIONS AND RULES OF CONSTRUCTION

1. PART 1: DEFINITIONS

- a. Amend Section 2.201, "Definitions" by adding a new definitions for "mobile food vending service", "periodic retail sales events, off-premise", and "periodic retail sales events, on-premise". The new definition shall read as follows:

Mobile Food Vending Service.

A service establishment operated from a licensed and moveable vehicle (with or without an attached trailer) that vends or sells food and/or drink processed or prepared on-site to walk-up customers.

Periodic Retail Sales Events, Off-Premise.

A periodic retail sales event is conducted by a person or persons, corporation, or, agent who engages in or solicits, either in one location or by traveling from place to place, a periodic outdoor business selling and exhibiting for sale, or auction, goods, wares and merchandise who in furtherance of such purpose, hires, leases, uses or occupies any temporary structure, outdoor tent, parking lot, or other place on a site, or who operates from a truck, vending cart, or other area outside of a permanent structure on property not owned or leased by the person, firm, or corporation. A mobile food vending service is not considered to be a periodic retail sales event.

Periodic Retail Sales Events, On-Premise.

A periodic retail sales event is sponsored by a business operating from a permanent structure or building on property owned or leased by the same person, firm, or corporation. On-premise outdoor periodic sales events include grand openings, re-openings, periodic tent sales, sidewalk sales, or other special events. A mobile food vending service is not considered to be a periodic retail sales event.

B. CHAPTER 9: GENERAL DISTRICTS

1. PART 1: Table of Uses and Hierarchy of Districts

- a. Amend Table 9.101, "Table of Uses" by adding Mobile Food Vendor Services as "PC" (prescribed conditions) under "Other Uses" in the following zoning districts:

Other Uses	B-1	B-2	I-1	I-2	MUDD	TOD
Mobile Food Vending Service	PC	PC	PC	PC	PC	PC

C. CHAPTER 12: DEVELOPMENT STANDARDS OF GENERAL APPLICABILITY

1. PART 5: Special Requirements For Certain Uses

- a. Amend Section 12.534 by (1) amending subsection (1) by eliminating the word, "food" from the description in order to create a new section with regulations for mobile food vending services; (2) amending subsection (1)(f) by modifying the number of periodic retail sales events from 12 per year to 6 per year; (3) amending subsection (1)(g) by modifying the number of days for period retail sales events from 5 days to 14 days; (4) amending subsection (1)(h) by adding mobile food vending service to the list of events that can occur at one time on parcel.

Section 12.534 Periodic Retail Sales Events, Off-Premise.

(Petition No. 2004135, § 12.534, 3/21/05)

- (1) Any person or persons, corporation, or, agent who engages in or solicits, either in one location or by traveling from place to place, a periodic outdoor business selling and exhibiting for sale, or auction, goods, food, wares and merchandise who in furtherance of such purpose, hires, leases, uses or occupies any temporary structure, outdoor tent, parking lot, or other place on a site, or who operates from a truck, vending cart, or other area outside of a permanent structure on property not owned or leased by the person, firm, or corporation, shall meet the following requirements:
- (a) Periodic retail sales events may only be located in the UR-C, B-1, B-2, TOD, MUDD, UMUD, and Industrial zoning districts. Periodic retail sales events shall also be permitted in the B1-SCD, B-1 (CD), B-2-CD, MX-2, MX-3, NS, and CC zoning districts, as part of a retail center, unless noted on the site plan or conditional plan that this use is

restricted.

- (b) The event shall not have ingress/egress access to a Class V (collector), Class VI, (local), or Class VI-L (cul-de-sac).
- (c) The event shall not involve or require the construction of a permanent building.
- (d) The event, including all sale and display items shall not be located in any required setback, any sight distance triangle, or required buffer.
- (e) Any operator of a periodic retail sales event must receive a permit from Neighborhood Development which describes the type of event involved, and the duration of the sales operation or event. As part of the application, the operator shall submit to Neighborhood Development proof of property owner permission to use the property.
(Petition No. 2005-78, § 12.534(1)(e), 06/20/05)
- (f) No more than ~~twelve (12)~~ six (6) periodic retail sales events shall be allowed per tax parcel, per calendar year, not including Outdoor Seasonal Sales.
- (g) No one event shall be longer than ~~5~~ fourteen (14) days, including set-up and breakdown time.
- (h) There shall only be one Periodic Retail Sales Event (either off-premise or on-premise), ~~or~~ Outdoor Seasonal Sales event, or Mobile Food Vending Service held at any one time on a tax parcel.
- (i) No detached signs are permitted.
- (j) Hours of operation shall be between 8:00 a.m. and 9:00 p.m.
- (k) The event shall not locate in any minimum required parking spaces for other businesses on the site.
- (l) The event shall have adequate parking facilities based upon the size of the area used for the event. Parking spaces may be shared with other uses on the site, unless the Zoning Administrator determines that parking congestion problems will be present on the site during the times of the event. The Zoning Administrator may require additional parking to alleviate the congestion. If enough parking cannot be provided, the use may not be located on the site.
- (m) The operator is responsible for the removal of all trash or refuse upon cessation of the event.

- (n) All applicable local and state codes shall be met.
- (2) Any person so engaged shall not be relieved from complying with the provisions of this section by reason of association with any local dealer, trader, operator, merchant, organization, or auctioneer, or by conducting such periodic retail sales event in connection with, as part of, or in the name of any local dealer, trader, operator, merchant, organization, or auctioneer.
- (3) Section 12.534(1) and (2) shall not be applicable in the following situations:
 - (a) Persons or organizations participating in duly recognized fundraising events, including but not limited to, religious, charitable, non-profit, patriotic, or philanthropic events. If such persons or organizations are associated with an outdoor temporary retail sales event, the event would not be considered exempt from these regulations.
 - (b) On site, permanent business and retail establishments holding grand opening or re-opening events, tent sales, sidewalk sales, and similar special events. (See Section 12.535 for requirements).
 - (c) Outdoor Seasonal Sales such as Christmas tree sales, pumpkin sales, plant sales, or fresh produce sales, and similar events. (See Section 12.519 for requirements)
- b. Amend Section 12.510, "RESERVED" by replacing it with a new section titled, "Mobile Food Vending Service". The new section shall read as follows:

Section 12.510 Mobile Food Vending Service.

Mobile Food Vending Services shall meet the following requirements:

- (1) The mobile food vending service shall not be located in any required setback, any sight distance triangle, or required buffer.
- (2) Any operator of a mobile food vending service must receive a zoning use permit and display placard from Neighborhood Development. The maximum duration of a mobile food vending service permit is for 30 days at one location, renewable up to 2 additional times, for a total period of 90 days per calendar year at that one location.
- (3) The operator of a mobile food vending service shall submit proof that the property owner or designated agent (lessee) grants his/her permission to locate the mobile food vending service on the property. This documentation shall be submitted to Neighborhood Development and attached to the zoning use permit application.

- (4) If the operator of a mobile food vending service is issued a notice of violation at the location assigned for the permit, then the operator or his/her agent(s) are not eligible to renew the permit at the same location, during that calendar year.
- (5) Trash receptacles must be provided for customers to dispose of food wrappers, food utensils, paper products, cans, bottles, food, and other such waste. Such receptacle shall be located no more than 10 feet from the mobile food vendor.
- (6) The vendor is responsible for removing all trash, litter, and refuse from the site at the end of each business day. This includes food wrappers, food utensils, paper products, cans, bottles, food, and other such waste discarded improperly by customers.
- (7) The hours of operation shall be from shall be between 8:00 a.m. and 9:00 p.m.
- (8) The mobile food vending service shall provide one parking space per 250 square feet of the mobile food vending unit. The mobile food vending service shall not locate in any minimum required parking spaces for other businesses on the site. Parking spaces may be shared with other uses on the site, unless the Zoning Administrator determines that parking congestion problems will be present on the site. The Zoning Administrator may require additional parking to alleviate the congestion. If enough parking cannot be provided, the use may not be located on the site.
- (9) Any person(s) so engaged shall not be relieved from complying with the provisions of this section by reason of association with any local dealer, trader, operator, merchant, organization, or auctioneer, or by conducting the mobile food vending service in connection with, as part of, or in the name of any local dealer, trader, operator, merchant, organization, or auctioneer.
- (10) The mobile food vending service shall not have ingress/egress access to a Class V (collector), Class VI, (local), or Class VI-L (cul-de-sac) street.
- (11) There shall be a minimum 400' separation from any other mobile food vendor service, and a minimum 400' separation to a residential use or residential zoning district. The distance shall be measured as the shortest distance between the nearest point of the mobile food vending service unit to the closest residential property line or district.
- (12) A zoning use placard must be posted in the front window of the mobile food vendor's vehicle or trailer, while in use.
- (13) All applicable local and state codes shall be met.

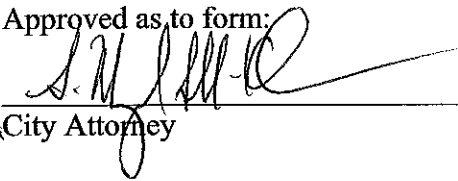
(14) Section 12.510(1), (2), (3), (4), (7), (8), (9), (10), (11), and (12) shall not be applicable in the following situations:

(a) Special events recognized by the City where mobile food vendors are permitted.

(b) Non-profit, fundraising events of 5 days or less in duration, where persons or organizations participate in duly recognized fundraising events, including but not limited to, religious, charitable, patriotic, or philanthropic events. With the exception that if the mobile food vendor service is the sponsor of the event, the mobile food vendor service would not be considered exempt from these regulations.

Section 2. That this ordinance shall become effective upon its adoption.

Approved as to form:

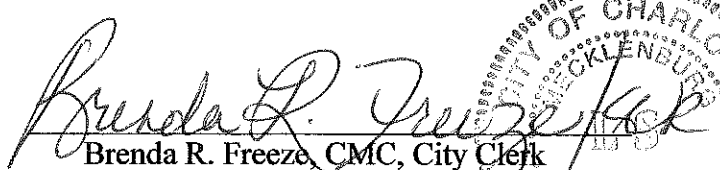


Sec. Atty. City Attorney

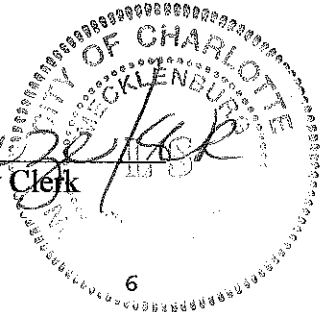
CERTIFICATION

I, Brenda R. Freeze, 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Ordinance Book 55, Pages (857-862).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 3rd day of December, 2008.



Brenda R. Freeze, CMC, City Clerk



ORDINANCE NO. 4066-X

FOR REGISTRATION J. DAVID GRANBERRY
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2009 APR 21 01:48:04 PM
BK: 24660 PG: 177-188 FEE: \$42.00
INSTRUMENT # 2009054427



2009054427

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 informational meeting on the 18th day of September, 2008, and at the public hearing held on the 27th day of October, 2008, 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, 2009, 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, 2009, 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:

RETURNED TO CUSTOMER

TB

- 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 **37,704.8** feet, of which **11,427.1** feet or **30.3%** coincides with the present City boundary.
 3. No part of the area is included within the boundary of another incorporated municipality.
- B. Part or all of the area is developed for urban purposes as described in one or more of the following sub-sections:
1. Except for the portion of the area described in Section 2C below (subsection (d) land, the area proposed to be annexed meets the requirements of G. S. 160A-48(c)(1). The part of the area remaining (developed part of the area) after removing the subsection (d) land qualifies for annexation under the standards of two and three-tenths persons per acre of land. The developed part of the area has an estimated total population of **2.39** persons per acre. This estimate is made in accordance with G.S. 160A-54(1). There are **705** dwelling units in the area (**all single family units**), which when multiplied by the average household size of **2.80** for single-family units and taking into account an occupancy rate of **95.5%** for single family units (all according to the latest federal decennial census, augmented by the 2006 U.S. Census American Community Survey data) results in an estimated total resident population of **1,863**. This population, when divided by the total number of acres (**774.9**) in the developed part of the area, results in a population density of **2.39** persons per acre.
 2. Except for the portion of the area described in Section 2C below (subsection (d) land, the area proposed to be annexed meets the requirements of G. S. 160A-48(c)(2). There are a total number of **803** lots and tracts within the developed part of the area, and of that number there are **669** lots and tracts of one acre or less in size, which equals **83.3%** of the total. Furthermore, there are a total of **690.2** acres (excluding streets) in the developed part of the area, and of that number **566.5** acres consist of lots and tracts of three acres or less in size, which represents **82.0%** of the total acreage. Finally, in accordance with the provisions of G.S. 160A-54(1), the developed part of the area has an estimated total population of **2.39** persons per acre.
 3. Except for the portion of the area described in Section 2C below (subsection (d) land, the area proposed to be annexed meets the

requirements of G. S. 160A-48(c)(3). There are a total number of **803** lots and tracts within the developed part of the area and of that number **711** or **88.5%** of the total number of lots and tracts in the developed part of the area are used for residential, commercial, industrial, institutional, or governmental purposes. Further, after excluding the acreage used for commercial, industrial, governmental, or institutional purposes, **667.3** acres remain in the developed part of the area. Of that acreage, **560.9** acres, or **84.0%** are in lots and tracts three acres or less in size in the developed part of the area.

- C. A portion of the proposed annexation area does not meet the requirements of G.S. 160A-48(c), as described in Section 2B1, 2B2, and 2B3 above, but does meet the requirements of G.S. 160A-48(d)(2). This area – known as “subsection (d) land” - does not exceed twenty-five percent (25%) of the total area to be annexed. The total number of acres in the area to be annexed is **886.0**. Of that acreage, **111.1 acres, or 12.5%** is contained in the area not yet developed for urban purposes. The area is adjacent and at least sixty percent (60%) of its external boundary coincides with any combination of the present City boundary and the areas developed for urban purposes as defined in G.S. 160A-48(c). The aggregate boundary of the undeveloped area is **23,742.0** feet of which **226.6 feet or ninety nine percent (99.0%)** coincides with the present City boundary and the developed area (see the “subsection (d) land” map in the report of plans for services approved by the City Council).
- D. In determining the population of the area, it has been assumed that, as noted above, all dwelling units in the area may not be occupied and that some dwelling units 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 units 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 28th day of July, 2008, and filed in the office of the Clerk for public inspection, including any amendment(s).

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

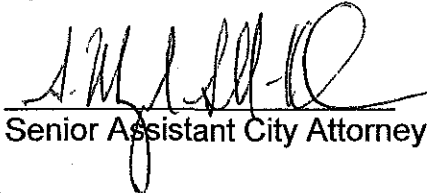
individual properties, if any, which have been requested by property owners pursuant to G.S. §160A-47(3)(b).

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.

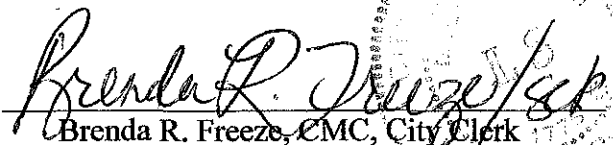
Approved as to form:


Senior Assistant City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Ordinance Book 55, Pages (863-873).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 3rd day of December, 2008.


Brenda R. Freeze, EMC, City Clerk

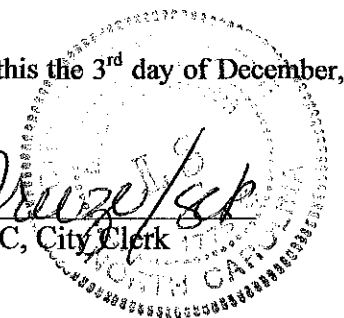


EXHIBIT A

2009 ANNEXATION AREA BOUNDARY DESCRIPTION

HOOD ROAD NORTH ANNEXATION AREA

Beginning on the existing Charlotte City Limits Line, said point being the intersection of the Westerly boundary line of Lot 1 of Whispering Oaks subdivision extended, recorded in Map Book 9 Page 103, and the Easterly property line of Deed Book 6134 page 675 extended to the Southerly right-of-way line of Rocky River Road; thence in a Northeasterly direction following along the Existing Charlotte City Limits Line, also being the Southerly right-of-way line of Rocky River Road, crossing over Coleman Drive and continuing approximately 4,080 feet to a point, said point being the intersection of the Easterly boundary line of Deed Book 4355 Page 323 extended and the Westerly property line of Deed Book 2988 Page 225 extended in a Southeasterly direction to a point being located on the Southerly right-of-way line of Rocky River Road; Thence in a Northwesterly direction running along the Existing Charlotte City Limits Line, crossing over Rocky River Road and following along the Easterly property line of Deed Book 4355 Page 323, also being the Easterly property lines of the parcels shown on recorded Map Book 9 Page 587 and the Easterly property line of Deed Book 2261 Page 221, with a bearing and distance of North 27-10-00 West approximately 1,430 feet to a point, said point being the Northeasterly corner of Deed Book 2261 Page 221; thence in a Northwesterly direction with the Existing Charlotte City Limits Line and crossing Woodwind Street with a bearing and distance of North 75-52-49 West 747 feet to a point, said point being the Northerly corner of Lot 1 as recorded in Map Book 38 Page 39 and also being a common corner with Deed Book 4883 Page 952; thence in a Northwesterly direction with the Existing Charlotte City Limits Line, also being the Easterly property line of said Deed Book 4883 Page 952, with a bearing and distance of North 04-50-00 West 716.72 feet to a point, said point being 30 feet Southeast of and normal to the centerline of Caldwell Road; thence in a Northeasterly direction following along the Existing Charlotte City Limits Line 30 feet southeast of and parallel with the centerline of Caldwell Road crossing over Brookwood Road and continuing approximately 1,107 feet to a point, said point being 30 feet Southeast of and normal to the centerline of Caldwell Road; thence in a Southeasterly direction following along the Existing Charlotte City Limits Line, also being the Northerly property line of Tract 1 as recorded in Map Book 49 Page 243 and being the Southerly property line of Deed Book 21162 Page 783, with a bearing and distance of South 74-37-35

East 163.19 to a point, said point being a common corner with said Tract 1 and Tract 2 as recorded in said Map Book 49 Page 243 being located on the Southerly property line of said Deed Book 21162 Page 783; thence in a Southwesterly direction following along Existing Charlotte City Limits Line, being a common property line with said Tract 1 and 2, with a bearing and distance of South 31-50-31 West 224.00 feet to a point; thence in a Southeasterly direction with the Existing Charlotte City Limits Line with a bearing and distance of South 13-49-17 East 53.90 feet to a point, said point being located on a common property line with said Tract 1 and Tract 2; thence in a Southeasterly direction following along the Existing Charlotte City Limits Line, being a common property line with said Tract 1 and Tract 2, with (2) bearings and distances: (1) South 60-57-01 East 248.57 feet to a point, (2) South 31-11-15 West 209.92 feet to a point, said point being the Southeasterly corner of said Tract 1, a common corner with said Tract 2, all being located on the Northerly property line of Deed Book 2315 Page 195; thence in a Southeasterly direction following along the Existing Charlotte City Limits Line, and being the Southern and Eastern property lines of Tract 2 with the following (2) bearings and distances: (1) South 60-24-50 East 360.34 feet to a point, (2) North 29-39-02 East 630.58 feet to a point said point being the Northeasterly corner of said Tract 2 as recorded in said Map Book 49 Page 243 and being located on the Southerly property line of said Deed Book 21162 Page 783; thence in a Southeasterly direction following along the Existing Charlotte City Limits Line and being the Southerly property line of said Deed Book 21162 Page 783, with the following (2) bearing and distance: (1) South 74-51-57 East 770.98 feet to a point; (2) South 74-23-22 East 679.16 feet to a point, said point being the Northeastern corner of Deed Book 18122 Page 70; thence in a Southerly direction, leaving the Existing Charlotte City Limits Line, along and with the Easterly property line of said Deed Book 18122 Page 70 with a bearing and distance of South 03-28-45 West 369.10 feet to a point, said point being the Southeasterly most corner of said Deed Book 18122 Page 70 and being a common corner with Lot 1 as recorded in Map Book 21 Page 610; thence in a Southeasterly direction following along the Northerly property lines of Lots 7 and 8 as recorded in Map Book 21 Page 611, and then the Northerly and Easterly property lines of Lots 14, 15 and 10B as recorded in Map Book 21 Page 610, with the following (4) bearings and distances: (1) South 26-16-59 East 170.00 feet to a point, (2) North 61-47-10 East 1,041.00 feet to a point; (3) South 15-51-54 East 868.01 feet to a point, (4) South 24-51-00 West approximately 95.29 feet to a point, said point being located on the Westerly margin of Rocky River Road as shown on the North Carolina Department of Transportation Plans Project Number 8.U671610 recorded in Map Book 3 Page 169; Thence in a Southeasterly direction crossing Rocky River Road approximately 230 feet to a point, said point being located on the

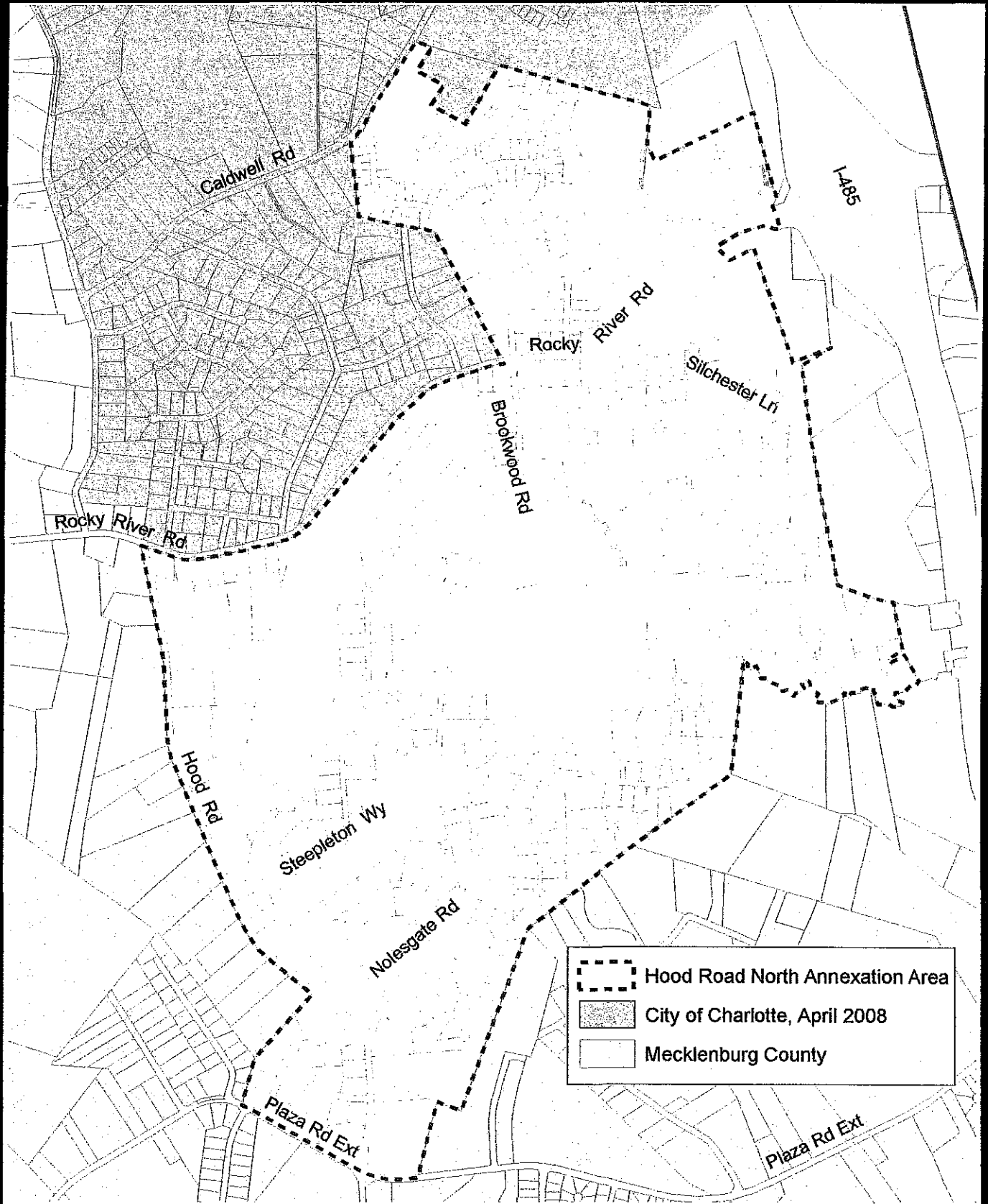
Southerly margin of Rocky River Road, also being located on the Northerly property line of Tract A as recorded in Map Book 48 Page 211; Thence in a Southwesterly direction along and with the Northerly property line of Tract A, also being the Southerly right-of-way of said Rocky River Road, with the following (4) bearings and distances: (1) with a curve to the right having a radius of 120.50 feet an arc length of 137.92 feet and having a chord bearing and distance of North 71-39-04 West 130.52 feet to a point, (2) South 76-11-34 West 155.14 feet to a point, (3) South 75-19-06 West 89.82 feet to a point, (4) with a curve to the left having a radius of 1365.11 feet, an arc length of 301.00 feet and having a chord bearing and distance of South 58-56-56 West 300.39 feet to a point, said point being the Westerly most corner of said Tract A, also being located on the Southerly right-of-way line of said Rocky River Road; Thence in a Southeasterly direction following along and with the property line of said Tract A as recorded in Map Book 48 Page 211 with the following (7) bearings and distances: (1) South 45-06-09 East 184.89 feet to a point, (2) North 62-31-32 East 257.35 feet to a point, (3) South 19-22-13 East 252.39 feet to a point, (4) South 19-28-21 East 379.64 feet to a point, (5) South 19-26-08 East 291.62 feet to a point, (6) South 19-26-25 East 228.40 feet to a point, (7) North 68-11-38 East 387.81 feet to a point, said point being the Southeasterly corner of said Tract A as recorded in Map Book 48 Page 211 also being the Easterly most corner of Lot 148 as recorded in Map Book 24 Page 347; thence in a Southwesterly direction following along the rear property line of Lots 148, 147, 146, 142, 141, 140, 136, 135 and lot 134 as recorded in said Map Book 24 Page 347 with the following (3) bearings and distances: (1) South 56-21-49 West 320.19 feet to a point, (2) South 08-52-44 East 698.35 feet to a point, (3) South 11-49-22 East 909.45 feet to a point, said point being the Southeasterly most corner of said Lot 134, also being the Northeasterly corner of Lot 121 as recorded in Map Book 23 Page 304; thence in a Southeasterly direction following along the rear property line of Lot 121, crossing Lemsford Way and continuing along the rear property line of Lot 120 with a bearing and distance of South 11-49-22 East 355 feet to a point, said point being the Southeasterly corner of said Lot 120 as recorded in said Map Book 23 Page 304, also being the Northerly corner of Lot 119 as recorded in Map Book 23 Page 624; thence in a Southeasterly direction following the rear property lines of Lot 119 and Lot 118 with the following (2) bearings and distances: (1) South 11-49-22 East 141.09 feet to a point, (2) South 70-27-51 East 35.51 feet to a point, said point being the Northeasterly corner of said Lot 118, also being the Northwesterly corner of Lot 117 as recorded in Map Book 23 Page 628; thence in a Southeasterly direction following along the rear property lines of Lots 117, 116, 115, 114, 113 and Lot 112 with the following (7) bearings and distances: (1) South 70-27-51 East 336.50 feet to a point, (2) South 80-23-53 East 176.75 feet to a point, (3) South 13-25-37 East 460.42 feet

to a point, (4) South 57-27-53 West 164.04 feet to a point, (5) with a curve to the right having a radius of 50.00 feet, an arc length of 39.59 feet and having a chord bearing and distance of South 50-44-38 East 38.56 feet to a point,(6) North 61-56-21 East 136.03 feet to a point, (7) South 31-28-19 East 291.01 feet to a point, said point being the Southeasterly corner of said Lot 112 as recorded in said Map Book 23 Page 628, also being located in the centerline of Crosire Creek; thence in a Southwesterly direction following along and with the centerline of Crosire Creek with the following (20) bearings and distances as shown on Map Book 23 Page 628: (1) South 43-10-28 west 55.92 feet to a point, (2) North 67-43-30 West 29.02 feet to a point,(3) South 49-39-01 West 99.01 feet to a point,(4)South 81-47-50 West 81.86 feet to a point,(5) South 13-02-21 West 40.56 feet to a point,(6)South 74-41-26 East 31.34 feet to a point,(7) South 12-58-23 East 23.37 feet to a point,(8) South 76-16-59 East 52.20 feet to a point,(9) South 17-27-54 West 32.00 feet to a point,(10) South 75-42-02 West 74.04 feet to a point,(11) North 59-24-49 West 53.58 feet to a point,(12) South 89-11-30 West 102.07 feet to a point,(13) North 28-39-14 West 55.19 feet to a point,(14) North 13-04-02 West 36.00 feet to a point,(15) North 22-16-43 West 34.90 feet to a point,(16) North 01-56-02 West 33.61 feet to a point,(17) South 56-13-34 West 46.94 feet to a point,(18) North 56-00-50 West 29.70 feet to a point,(19) South 83-27-10 West 36.70 feet to a point,(20) South 36-18-40 West 11.37 feet to a point, said point being the Southwesterly corner of said Lot 110 as recorded in said Map Book 23 Page 628, also being the Southeasterly corner of Lot 101 as recorded in Map Book 23 Page 627; thence continuing in a Southwesterly direction following along the rear property lines of Lots 101,100 and Lot 99, all being located in the centerline of Crosire Creek, with the following (15) bearings and distances: (1) South 36-18-40 West 24.33 feet to a point,(2) South 88-33-40 West 81.20 feet to a point,(3) South 29-11-40 West 54.30 feet to a point,(4) North 61-39-20 West 39.10 feet to a point, (5) North 00-38-20 West 24.10 feet to a point,(6) South 37-41-40 West 54.00 feet to a point,(7) South 63-21-40 West 126.30 feet to a point,(8) North 81-08-20 West 31.80 feet to a point,(9) North 88-51-20 West 59.70 feet to a point,(10) North 66-03-20 West 45.60 feet to a point,(11) North 31-16-40 East 42.70 feet to a point,(12) North 15-35-40 East 22.70 feet to a point,(13) North 49-12-20 West 100.00 feet to a point,(14) North 15-06-20 West 55.30 feet to a point,(15) North 73-18-20 West 24.40 feet to a point, said point being the Westerly corner of said Lot 99 as recorded in said Map Book 23 Page 627, also being the Southeasterly corner of Lot 96 as recorded in Map Book 23 Page 625; thence continuing in a Southwesterly direction following along the rear property lines of Lots 96,95 and Lot 94, all being located on the centerline of Crosire Creek, with the following (18) bearings and distances:(1) South 72-21-40 West 41.70 feet to a point,(2)South 12-19-40 West 22.20 feet to a

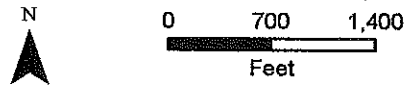
point,(3) South 40-45-20 East 37.70 feet to a point,(4) South 40-09-40 West 81.80 feet to a point,(5) North 78-24-20 West 25.00 feet to a point,(6) South 24-56-40 West 36.00 feet to a point,(7) North 47-38-20 West 95.80 feet to a point,(8) South 58-21-40 West 43.40 feet to a point,(9) North 08-38-20 West 43.00 feet to a point,(10) North 67-28-20 West 139.20 feet to a point,(11) North 45-45-20 West 43.00 feet to a point,(12) South 88-41-40 West 51.50 feet to a point,(13) North 14-53-20 West 76.90 feet to a point,(14) North 34-16-20 West 37.80 feet to a point,(15) South 59-53-40 West 65.60 feet to a point,(16) North 54-05-20 West 32.20 feet to a point,(17) North 05-30-39 East 27.80 feet to a point,(18) North 44-19-20 West 64.75 feet to a point, said point being located in the centerline of said Crosire Creek, also being a point located on the rear property line of said Lot 94 and also being a common corner with Lot 100 as recorded in Map Book 23 Page 230; thence in a Southerly direction following along the rear property lines of Lots 100,99 and Lot 98 with a bearing and distance of South 03-28-30 West 842.80 feet to a point, said point being the Southerly most corner of said Lot 98 as recorded in said Map Book 23 Page 230, also being a common corner with Lot 65 as recorded in Map Book 23 Page 231; thence continuing in a Southerly direction following along the rear property lines of Lots 65,64,63,62,61,60,Well Site #1, Lot 54,53,52 and Lot 40 all as shown on said Map Book 23 Page 231 with the following (4) bearings and distances:(1) South 03-28-30 West 238.04 feet to a point,(2)South 51-42-58 West 1,144.07 feet to a point,(3) South 49-38-49 West 361.52 feet to a point,(4) South 49-36-28 West 139.00 feet to a point, said point being the Southerly most corner of said Lot 40 as recorded in said Map Book 23 Page 231, also being the Southeasterly corner of Lot 39 as recorded in Map Book 23 Page 228; thence continuing in a Southerly direction following along the rear property lines of Lots 39,37,36 and Lot 35 as recorded in said Map Book 23 Page 228 with the following (3) bearings and distances:(1) South 49-36-28 West 316.15 feet to a point,(2) South 49-46-26 West 225.24 feet to a point,(3) South 49-18-09 West 173.70 feet to a point, said point being the Southerly most corner of said Lot 35 as recorded in said Map Book 23 Page 228, also being the Easterly corner of Lot 16 as recorded in Map Book 14 Page 409; thence continuing in a Southerly direction following along the rear property lines of Lots 16,15,14,13,12,11,10,09 and Lot 08, as recorded in said Map Book 14 Page 409, with a bearing and distance of South 19-37-28 West 1,371.63 feet to a point, said point being the Southerly most corner of said Lot 08, also being the Northeasterly corner of Deed Book 14780 Page 617; thence continuing in a Southerly direction with the Easterly property line of said Deed Book 14780 Page 617 with a bearing and distance of South 20-08-30 West 446.44 feet to a point, said point being the Southeasterly corner of said Deed Book 14780 Page 617; thence in a Northwesterly direction following along the Southerly property line of said Deed Book 14780

Page 617 with a bearing and distance of North 68-53-00 West 241.14 feet to a point, said point being the Northeasterly corner of Deed Book 6720 Page 480; thence in a Southerly direction following along the Easterly property line of said Deed Book 6720 Page 480 and crossing Plaza Road Extension with a bearing and distance of South 15-33-15 West approximately 770 feet to a point, said point being located 30 feet South of a normal to the centerline of said Plaza Road Extension; thence in a Northwesterly direction following along a line 30 feet South of and parallel to the centerline of Plaza Road Extension approximately 1,800 feet to a point, said point being the intersection of the extension of the Westerly property line of Lot 7 as recorded in Map Book 09 Page 409 with a line 30 feet South of and parallel to the centerline of Plaza Road Extension; thence in a Northeasterly direction crossing the Plaza Road Extension and then following along the rear lot lines of Lots 07,06,05,04,03 and Lot 02 with the following (2) bearings and distances: (1) North 16-14-20 East approximately 479 feet to a point, (2) North 42-14-00 East 581.86 feet to a point, said point being the Northwesterly corner of said Lot 02 as recorded Map Book 09 Page 409, also being the Southwesterly corner of Deed Book 4865 Page 535; thence continuing in a Northeasterly direction with the Westerly property line of Deed Book 4865 Page 535 approximately 200 feet to a point, said point being located 30 feet Southwest of and normal to the centerline of Hood Road; thence in a Northwesterly direction following along a line that is 30 feet Southwest of and parallel with the centerline of Hood Road approximately 4,650 feet to a point, said point being located 30 feet Southwest of and normal to the centerline of Hood Road and also being located on the Southern right-of-way line of Rocky River Road; thence in a Easterly direction following along the Southern right-of-way line of Rocky River Road approximately 20 feet to the Existing Charlotte City Limits Line and the POINT and PLACE OF BEGINNING.

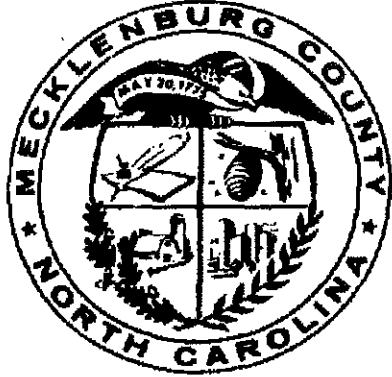
Hood Road North Annexation Qualifying Area, 2009



	Hood Road North Annexation Area
	City of Charlotte, April 2008
	Mecklenburg County



Source: Charlotte-Mecklenburg Planning Department, April 2008.



J. DAVID GRANBERRY
REGISTER OF DEEDS, MECKLENBURG
COUNTY & COURTS OFFICE BUILDING
720 EAST FOURTH STREET
CHARLOTTE, NC 28202

PLEASE RETAIN YELLOW TRAILER PAGE

It is part of the recorded document, and must be submitted with original for re-recording
and/or cancellation.

Filed For Registration: 04/21/2009 01:48:04 PM

Book: RE 24660 Page: 177-188

Document No.: 2009054427

ORD 12 PGS \$42.00

Recorder: TERESITA BYRUM



2009054427

FOR REGISTRATION J. DAVID GRANBERRY
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2009 JUL 17 12:15:39 PM
BK:24934 PG:331-333 FEE:\$15.00

INSTRUMENT # 2009101977

AFFIDAVIT FOR CORRECTION



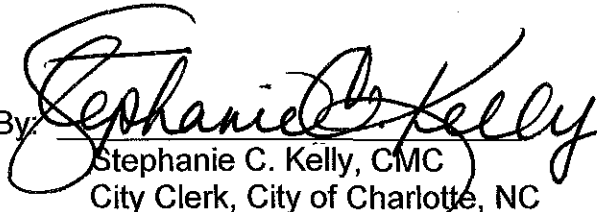
I, **Stephanie C. Kelly**, City Clerk for the City of Charlotte, North Carolina do hereby state

that this Affidavit is for the purpose of correcting the 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 Status of North Carolina **Ordinance No. 4066-X, Annexation Area: Hood Road North** dated November 24, 2008, Ordinance Book 55, beginning at page number 863 to reflect an **effective date of June 30, 2009.**

that I am duly authorized to make this application and that the above is a true and accurate record to be maintained at the Office of the City Clerk.



City of Charlotte, North Carolina
Dated: July 16, 2009.

By: 
Stephanie C. Kelly, CMC
City Clerk, City of Charlotte, NC

RETURNED TO CUSTOMER

TB



J. DAVID GRANBERRY
REGISTER OF DEEDS, MECKLENBURG
COUNTY & COURTS OFFICE BUILDING
720 EAST FOURTH STREET
CHARLOTTE, NC 28202

PLEASE RETAIN YELLOW TRAILER PAGE

It is part of the recorded document, and must be submitted with original for re-recording
and/or cancellation.

Filed For Registration: 07/17/2009 12:15:39 PM

Book: RE 24934 **Page:** 331-333

Document No.: 2009101977

AFFT 3 PGS \$15.00

Recorder: TERESITA BYRUM



2009101977

Hood Road South

ORDINANCE NO. 4067-X

FOR REGISTRATION J. DAVID GRANBERRY
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2009 APR 21 01:48:04 PM
BK:24660 PG:159-176 FEE:\$60.00

INSTRUMENT # 2009054426



2009054426

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 informational meeting on the 18th day of September, 2008, and at the public hearing held on the 27th day of October, 2008, 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, 2009, 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, 2009, 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:

RETURNED TO CUSTOMER

- 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 **89,127.2** feet, of which **27,044.7** feet or **30.3%** coincides with the present City boundary.
 3. No part of the area is included within the boundary of another incorporated municipality.
- B. Part or all of the area is developed for urban purposes as described in the following sub-section:
1. Except for the portion of the area described in Section 2C below (subsection (d) land, the area proposed to be annexed meets the requirements of G. S. 160A-48(c)(1). The part of the area remaining (developed part of the area) after removing the subsection (d) land qualifies for annexation under the standards of two and three-tenths persons per acre of land. The 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 **3,640** dwelling units in the area (**3,521 single family and 120 multi-family units**), which when multiplied by the average household size of **2.80** for single-family units **2.24** for multi-family units, and taking into account an occupancy rate of **95.5%** for single family units and **90.6%** for multi-family units (all according to the latest federal decennial census, augmented by the 2006 U.S. Census American Community Survey data) results in an estimated total resident population of **9,533**. This population, when divided by the total number of acres (**3,118.9**) in the developed part of the area, results in a population density of **3.05** persons per acre.
- C. A portion of the proposed annexation area does not meet the requirements of G.S. 160A-48(c), as described in Section 2 B1 above, but does meet the requirements of G.S. 160A-48(d)(2). This area – known as "subsection (d) land" - does not exceed twenty-five percent (25%) of the total area to be annexed. The total number of acres in the area to be annexed is **3,635.1**. Of that acreage, **516.2** acres, or **14.2 %** is contained in the area not yet developed for urban purposes. The area is adjacent and at least sixty percent (60%) of its external boundary coincides with any combination of the present City boundary and the areas developed for urban purposes as defined in G.S. 160A-48(c). The aggregate boundary of the undeveloped area is **26,371.5** feet of which **23,758.6** feet or **ninety percent (90%)** coincides with the present City boundary and the

developed area (see the "subsection (d) land" map in the report of plans for services approved by the City Council).

- D. In determining the population of the area, it has been assumed that, as noted above, all dwelling units in the area may not be occupied and that some dwelling units 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 units 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 28th day of July, 2008, and filed in the office of the Clerk for public inspection, including any amendment(s).

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.

Hood Road South

Approved as to form:



Senior Assistant City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Ordinance Book 55, Pages (874-890).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 3rd day of December, 2008.



Brenda R. Freeze, CMC, City Clerk

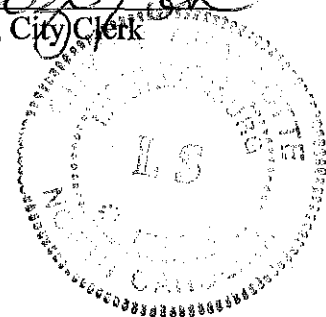


EXHIBIT A

2009 ANNEXATION AREA BOUNDARY DESCRIPTION

HOOD ROAD SOUTH ANNEXATION AREA

Beginning on the existing Charlotte City Limits Line, said point being the intersection of the centerline of the Norfolk Southern Railroad and a line 30 feet East of and normal to the centerline of Harrisburg Road; thence in a Northwesterly direction following along the centerline of the Norfolk Southern Railroad and the existing Charlotte City Limits Line approximately 9,230 feet to a point, said point being located on the existing Charlotte City Limits Line also being Southeasterly property line of St. Paul's Presbyterian Church as described in Deed Book 1527 Page 69; thence in a Northeasterly direction following the Southeasterly property line of said Deed Book 1527 Page 069 with a bearing and distance of North 53-00-00 East approximately 260 feet to a point, said point being the Southeasterly corner of said Deed Book 1527 Page 069, also being the Southwesterly corner of Tract 1 as recorded in Map Book 34 Page 681; thence in a Northwesterly direction following along the existing Charlotte City Limits Line, also being the Easterly property line of said Deed Book 1527 Page 069 a common line with said Tract 1, with a bearing and distance of North 16-18-00 West approximately 328 feet to a point, said point being the Southwesterly corner of Deed Book 4596 Page 323 being located on the Easterly property line of said Deed Book 1527 Page 069, also being a common corner with said Tract 1; thence in a Northeasterly direction following along the existing Charlotte City Limits Line, also being the Southerly property of said Deed Book 4596 Page 323, also being a common line with said Tract 1, with a bearing and distance of North 67-54-20 East 150 feet to a point, said point being the Southeasterly corner of Deed Book 4596 Page 323, a common corner with said Tract 1; thence in a Northwesterly direction following the existing Charlotte City Limits Line also being the Easterly property line of said Deed Book 4596 Page 323, a common line with said Tract 1, with a bearing and distance of North 16-18-00 West 150 feet to a point, said point being the Northeasterly corner of said Deed Book 4596 Page 323, a common corner with said Tract 1 located on the Southerly right-of-way margin of Robinson Church Road; thence in a Northeasterly direction following along the existing Charlotte City Limits Line and with the Southerly right-of-way margin of Robinson Church Road approximately 960 feet to a point, said point being the intersection of the Southerly right-of-way margin of Robinson Church Road with the Easterly property line of Deed Book 4072 Page 515 extended; thence in a Northwesterly

direction crossing Robinson Church Road and following the existing Charlotte City Limits Line, also being the Easterly property line of Deed Book 4072 Page 515, with a bearing and distance of North 25-06-00 West approximately 270 feet to a point, said point being the Northeasterly corner of said Deed Book 4072 Page 515; thence in a Southwesterly direction following along the existing Charlotte City Limits Line, also being the Northerly property line of said Deed Book 4072 Page 515, with a bearing and distance of South 78-03-00 West 100.10 feet to a point, said point being the Southeasterly corner of Deed Book 5602 Page 498; thence in a Northwesterly direction following along the existing Charlotte City Limits Line, also being the Easterly property line of said Deed Book 5602 Page 498, with a bearing and distance of North 16-17-00 West 100.04 feet to a point, said point being the Northeasterly corner of said Deed Book 5602 Page 498; thence continuing in a Northwesterly direction following along the existing Charlotte City Limits Line, also being the Easterly property line of Deed Book 4883 Page 213, with a bearing and distance of North 16-17-00 West 172.67 feet to a point, said point being the Northeasterly corner of said deed Book 4883 Page 213; thence continuing in a Northwesterly direction following along the existing Charlotte City Limits Line, also being the Easterly property line of Deed Book 6121 Page 168, with a bearing and distance of North 16-50-00 West 106.24 feet to a point, said point being the Northeasterly corner of said deed Book 6121 Page 168; thence continuing in a Northwesterly direction following along the existing Charlotte City Limits Line, also being the Easterly property line of Deed Book 3287 Page 465, with a bearing and distance of North 16-50-00 West 120.00 feet to a point, said point being the Northeasterly corner of said deed Book 3287 Page 465; thence continuing in a Northwesterly direction following along the existing Charlotte City Limits Line, also being the Easterly property line of Deed Book 4763 Page 318, with a bearing and distance of North 03-26-00 West 211.02 feet to a point, said point being the Northeasterly corner of said deed Book 4765 Page 318; thence in a Southeasterly direction following the existing Charlotte City Limits Line, also being the Southerly property line of Deed Book 19741 Page 356, with a bearing and distance of South 84-46-00 East 66.15 feet to a point, said point being the Southeasterly corner of said Deed Book 19741 Page 356; thence in a Northeasterly direction following along the existing Charlotte City Limits Line, also being the Easterly property line of said Deed Book 19741 Page 356, with a bearing and distance of North 33-09-00 East 127.08 feet to a point, said point being the Southeasterly corner of Deed Book 14225 Page 770; thence in a Northeasterly direction following along the existing Charlotte City Limits Line, also being the Easterly property line of said Deed Book 14225 Page 770, with a bearing and distance of North 33-09-00 East 202.31 feet to a point, said point being the Southeasterly corner of Deed Book 15729 Page 776; thence in a Northeasterly direction

following along the existing Charlotte City Limits Line, also being the Easterly property line of said Deed Book 15729 Page 776 with a bearing and distance of North 37-33-20 East 212.15 feet to a point, said point being the Southeasterly corner of Deed Book 9145 Page 898; thence in a Northeasterly direction following along the existing Charlotte City Limits Line, also being the Easterly property line of said Deed Book 9145 Page 898, with a bearing and distance of North 37-33-20 East 208.77 feet to a point, said point being the Southeasterly corner of Deed Book 19737 Page 489; thence in a Northeasterly direction following along the existing Charlotte City Limits Line, also being the Easterly property line of said Deed Book 19737 Page 489 with a bearing and distance of North 37-33-20 East 208.77 feet to a point, said point being the Southeasterly corner of a 2.61 acre Common Open Space as recorded in Map Book 29 Page 432; thence in a Northeasterly direction following along the existing Charlotte City Limits Line, also being the Easterly property line of a 2.61 acre Common Open Space and Lots 43 and 44 as recorded in Map Book 29 Page 432, with (3) bearings and distances: (1) North 19-02-20 East 152.80 feet to a point, (2) North 88-02-30 West 358.10 feet to a point, (3) North 18-19-20 East 828.57 feet to a point, said point being the Northeasterly corner of said Lot 44 as recorded in said Map Book 29 Page 432; thence in a Northeasterly direction following along the existing Charlotte City Limits Line, also being the Easterly property line of a 4.16 acre Common Open Space as recorded in Map Book 28 Page 986, with the following (2) bearings and distances: (1) North 18-19-20 East 122.36 feet to a point, (2) North 14-49-48 West 936.68 feet to a point, said point being the Southeasterly corner of a 5.40 acre Common Open Space as recorded in Map Book 29 Page 181; thence in a Northwesterly direction following along the existing Charlotte City Limits Line, also being the Easterly property line of said 5.40 acre Common Open Space, with the following (2) bearings and distances: (1) North 14-49-48 West 510.78 feet to a point, (2) South 86-27-52 West 490.33 feet to a point, said point being the Northeasterly corner of Lot 122 as recorded in Map Book 31 Page 109; thence in a Westerly direction following along the existing Charlotte City Limits Line, also being the Northerly property line of said Lot 122, crossing the terminus of Count Fleet lane and continuing with the Northerly property line of Lot 123 with a bearing and distance of South 86-27-52 West 327.75 feet to a point, said point being the Easterly most corner of Deed Book 17609 Page 949 also being a common corner with Lot 123; thence continuing in a Westerly direction following the existing Charlotte City Limits Line, also being the Northerly property line of said Deed Book 17609 Page 949, with the following (2) bearings and distances: (1) South 88-14-55 West 159.97 feet to a point, (2) North 37-35-58 West 546.46 feet to a point, said point being the common corner with said Deed Book 17609 Page 949, Deed Book 12336 Page 481 and Deed Book 7145 Page 330; thence in a

Northeasterly direction following along the existing Charlotte City Limits Line, also being the Easterly property line of said Deed Book 7145 Page 330 with the following (7) bearings and distances: (1) North 45-10-51 East 351.24 feet to a point, (2) South 14-01-30 East 304.59 feet to a point, (3) North 39-05-49 East 1177.99 feet to a point, (4) North 02-07-08 East 250.00 feet to a point, (5) South 87-49-27 East 189.74 feet to a point, (6) North 02-07-08 East 80.00 feet to a point, (7) North 36-29-24 West 457.51 feet to a point, said point being a common corner with Lot 30 and Lot 31 as recorded in Map Book 23 Page 589, thence continuing in a Northeasterly direction following along the existing Charlotte City Limits Line, also being the rear property lines of Lots 31 through 53 and crossing Cadmium Court recorded in said Map Book 23 Page 589 with the following (4) bearings and distances: (1) North 36-29-24 West 460.00 feet to a point, (2) North 70-12-15 West 1,017.23 feet to a point, (3) North 53-50-31 West 230.86 feet to a point, (4) North 75-31-42 West approximately 310.29 feet to a point, said point being the common corner of Lot 28 and Lot 27 as recorded in Map Book 24 Page 915; thence in a Northerly direction following along the existing Charlotte City Limits Line, also being the rear lot lines of Lots 27, 26, 25, 23 and 22 as recorded in said Map Book 24 Page 915, with the following (4) bearings and distances: (1) North 13-54-32 East 120.95 feet to a point, (2) North 17-25-02 East 151.95 feet to a point, (3) South 75-27-52 East 66.76 feet to a point, (4) North 13-59-55 East 208.60 feet to a point said point being the Westerly most corner of said Lot 22 as recorded in said Map Book 24 Page 915, also being a common corner with Lot 2 as recorded in Map Book 24 Page 914; thence in a Northwesterly direction following along the existing Charlotte City Limits Line, also being the Southerly property lines of Lot 2 and Lot 1 as recorded in said Map Book 24 Page 914, with the following 2 bearings and distances: (1) North 74-11-05 West 174.29 feet to a point, (2) North 14-02-45 East 206.25 feet to a point, said point being the Northwesterly corner of said Lot 1 also being the Northeasterly corner of Deed Book 5378 Page 409, all being located on the Southerly right-of-way margin of Terra Cotta Drive; thence in a Westerly direction following the existing Charlotte City Limits Line, also being the Northerly property line of said Deed Book 5378 Page 409, also being the Southerly right-of-way margin of Terra Cotta Drive, with a bearing and distance of North 86-50-20 West 247.65 feet to a point, said point being the Northwesterly corner of said Deed Book 5378 Page 409, being located on the intersection of Terra Cotta Drive and Plott Road right-of-ways; thence in a Northeasterly direction following the existing Charlotte City Limits Line, also being the Easterly Right-of-way line of said Plott Road, also being the Westerly property lines of Lot 16 and Lot 15, with a bearing and distance of North 14-19-32 East 263.32 feet to a point, said point being the Northwesterly corner of said Lot 15 as recorded in Map Book 24 Page 914, also being the Southwesterly corner of Deed Book 5148

Page 764 and being located on the said right-of-way of Plott Road; thence in an Easterly direction leaving the right-of-way of Plott Road and following along the existing Charlotte City Limits Line, also being the Southern property line of said Deed Book 5148 Page 764, with the following (2) bearings and distances: (1) North 88-34-42 East 219.10 feet to a point, (2) North 08-42-12 East 247.81 feet to a point, said point being the Northeasterly corner of said Deed Book 5148 Page 764; thence in a Northerly direction crossing Moody Road and following the existing Charlotte City Limits Line, also being the Westerly property line of Deed Book 3089 Page 91, with a bearing and distance of North 09-27-00 East 264.57 feet to a point, said point being the Northwesterly corner of said Deed Book 3089 Page 91, also being the Southwesterly corner of Deed Book 5252 Page 931; thence in a Northeasterly direction following along the existing Charlotte City Limits Line, also being the Westerly property line of said Deed Book 5252 Page 931, with the following (3) bearings and distances: (1) North 09-28-27 East 149.91 feet to a point, (2) North 14-53-22 East 440.50 feet to a point, said point being located on the southerly right-of-way margin of Plaza Road Extension, (3) North 05-20-00 East 30.00 feet to a point, said point being located on the centerline of Plaza Road Extension; thence with the extension of said property line North 05-20-00 East approximately 30 feet to a point; said point being located on the Northerly right-of-way margin of said Plaza Road Extension; thence in an Easterly direction following along the existing Charlotte City Limits Line, also being the Northerly right-of-way margin of Plaza Road Extension, approximately 1,700 feet to a point, said point being the intersection of the Northerly right-of-way margin of Plaza Road Extension and the extension of the Easterly property line of Lot 01 as recorded in Map Book 26 Page 819; thence in a Southwesterly direction leaving the existing Charlotte City Limits Line, crossing Plaza Road Extension, with a bearing and distance of South 10-06-47 West approximately 65 feet to a point, said point being the Northeasterly corner of said Lot 01; thence in a Southwesterly direction, following the Easterly property line of said Lot 1 and Lot 2 as recorded in said Map Book 26 Page 819, with a bearing and distance of South 10-06-47 West 176.98 feet to a point, said point being the Southeasterly corner of said Lot 2 as recorded in Map Book 26 Page 819, also being the Northeasterly corner of Lot 3 as recorded in Map Book 26 Page 897; thence continuing in a Southwesterly direction following along the Easterly property lines of Lots 3 through 20 as recorded in Map Book 26 Page 897 with the following (2) bearings and distance: (1) South 10-06-47 West 980.88 feet to a point, (2) South 09-59-14 West 250.98 feet to a point, said point being the Southeasterly corner of Lot 20 as recorded in Map Book 26 Page 897, also being the Northeasterly corner of Lot 21 as recorded in Map Book 25 Page 865; thence continuing in a Southwesterly direction following along the Easterly property lines of Lots 21 through 30 as

recorded in Map Book 25 Page 865 with the a bearing and distance of South 09-59-12 West 835.87 feet to a point, said point being the Southerly rear lot corner of said Lot 30 as recorded in Map Book 25 Page 865; thence in a Northeasterly direction following along the Northerly property line of Deed Book 7170 Page 202 with a bearing and distance of North 70-12-00 East 244.90 feet to a point, said point being the Northeasterly corner of said Deed Book 7170 Page 202 and also being the Northwesterly corner of Deed Book 6931 Page 810; thence continuing in a Northeasterly direction following along the Northerly property line of Deed Book 6931 Page 810 with a bearing and distance of North 70-12-00 East 77.60 feet to a point, said point being the Northeasterly corner of said Deed Book 6931 Page 810; thence in a Southeasterly direction following along the Easterly property line of said Deed Book 6931 Page 810 with a bearing and distance of South 19-48-00 East 595.00 feet to a point said point being the Southeasterly corner of said Deed Book 6931 Page 810 also being the Northeasterly corner of Deed Book 9638 Page 587; thence continuing in a Southeasterly direction following the Easterly property line of said Deed Book 9638 Page 587 with the following (4) bearings and distances:(1) South 19-48-00 East 582.5 feet to a point (2) North 70-12-00 East 452.9 feet to a point, (3) South 19-48-00 East 977.1 feet to a point, (4) South 66-56-00 West 437.7 feet to a point, said point being the Southwesterly corner of said Deed Book 9638 Page 587, also being located on the Easterly property line of Deed Book 11106 Page 647; thence in a Southeasterly direction following along the Easterly property line of Deed Book 11106 Page 647 with a bearing and distance of South 22-23-51 East 808.99 feet to a point, said point being the Southeasterly corner of said Deed Book 11106 Page 647, also being the Northeasterly corner of Deed Book 4496 Page 825; thence in a Southeasterly direction following along the Easterly property of Deed Book 4496 Page 825 with a bearing and distance of South 32-30-00 East 1,046 feet to a point, said point being the Northeasterly corner of Deed Book 8094 Page 23 as recorded in Map Book 26 Page 618; thence in a Southeasterly direction following along the Easterly property line of Deed Book 8094 Page 23 with the following (2) bearings and distances: (1) South 32-30-00 East 230.00 feet to a point,(2) South 77-30-00 East 298.42 feet to a point, said point being the Southeasterly corner of said Deed Book 8094 Page 23 also being the Northwesterly corner of Deed Book 7910 Page 516; thence in a Southeasterly direction following along the Northerly property line of Deed Book 7910 Page 516 with a bearing and distance of South 76-35-00 East 455.58 feet to a point, said point being the Southeasterly corner of said Deed Book 7910 Page 516, also being the Easterly most corner of Deed Book 1931 Page 138; thence in a Southwesterly direction following along the Easterly property line of Deed Book 1931 Page 138 with the following (3) bearings and distances: (1) South 04-51-10 West 350.00 feet to a point, (2) South 12-07-45

West 57.44 feet to a point, (3) South 56-45-00 East approximately 110 feet to a point, said point being located on the Northeasterly property line of said Deed Book 1931 Page 138 and also being located 30 feet West of and normal to the centerline of Robinson Church Road; thence in a Northeasterly direction following along a line 30 feet North of and parallel with the centerline of Robinson Church Road approximately 3,110 feet to a point, said point being 30 feet North of and normal to the centerline of Robinson Church Road, also being located on the Westerly property line of Lot 16 as recorded in Map Book 7 page 695; thence in a Northerly direction following along the Westerly property lines of Lots 16 through 29 as recorded in said Map Book 7 page 695 with the following (2) bearing and distance of North 03-30-00 East 1,504.00 feet to a point. (2) North 11-15-00 East 54.40 feet to a point as recorded in Map Book 7 Page 695; thence in an Easterly direction following along the Northerly property line of said Lot 29 as recorded in said Map Book 7 page 695, also being the Southerly property line of Tract 2 as recorded in Map Book 23 Page 354 with a bearing and distance of South 89-11-45 East 593.50 feet to a point, said point being located on the Northerly right-of-way line of Hammond Drive; thence in a Northeasterly direction following along the Northerly right-of-way line of Hammond Drive, crossing said Tract 2 and crossing a 6.239 acre tract as shown on said Map Book 23 Page 354, with a bearing and distance of North 80-19-46 East 375.53 feet to a point, said point located 30 feet West of and normal to the centerline of Hood Road; thence in a Northerly direction following along a line 30 feet West of and parallel with the centerline of Hood Road approximately 3,270 feet to a point, said point being 30 feet West of and normal to the centerline of Hood Road at the intersection of the Northerly property line of Deed Book 4196 Page 537 extended in a Westerly direction; thence in a Northeasterly direction crossing Hood Road and following along the said Northerly property line of Deed Book 4196 Page 537 with the a bearing and distance of North 52-56-49 East approximately 1,288 feet to a point, said point being the Northwesterly corner of said Deed Book 4196 Page 537, also being a common corner with Deed Book 7603 Page 314; thence in a Northeasterly direction following along the Westerly property of said Deed Book 7603 Page 314 with a bearing and distance of North 24-08-00 East 40.91 feet to a point, said point being the Northwesterly corner of said Deed Book 7603 Page 314, also being located on the southerly margin of the right of way of Plaza Road Extension; thence in a Northeasterly direction crossing Plaza Road Extension approximately 370 feet to a point, said point being 30 feet North of and normal to the centerline of Plaza Road Extension located on the Westerly property line of the Charlotte Mecklenburg School property as recorded in Deed Book 4323 Page 409; thence in an Easterly direction following along a line 30 feet North of and parallel with the centerline of Plaza Road Extension and crossing over Faïres

Road, approximately 5,170 feet to a point, said point being 30 feet North of and normal to the centerline of Plaza Road Extension, also being described on Sheet 19 as Station 4+37 Y-72/30 feet left as shown on a set of North Carolina State Highway Plans having a Project No. 6.678015T and having a Project Reference No.R-2123-BB, said plans being recorded in the Mecklenburg County Register of Deeds Office in Map Book 3 Page 189; thence in a Northeasterly direction following along and with the Northwesterly right of way of Plaza Road Extension as shown on said Sheet 19 and Sheet 14 to the following (2) stations and offsets: (1) 4+60 Y-72/ 49.21 feet left,(2) 5+00 Y-72/49.21 feet left; thence in a Southeasterly direction crossing over Plaza Road Extension to a point, said point being located on the Southeasterly right of way of said Plaza Road Extension as described on sheet 14 of the North Carolina State Highway Plans as being station 5+20 Y-72/49.21 feet right; thence following along the said right of way to a point described as 488+60 L/180.45 feet left on sheet 14, said point being located on the Southwesterly controlled access Line of I-485 as recorded in said Map Book 3 Page 189, also being the Northerly corner of Deed Book 4216 Page 115; thence in a Southeasterly direction following along the Southwesterly Controlled Access Line of I-485 as shown on Sheet 14,13,12,11,10,9 approximately 1,560 feet to a point, said point being described on sheet 9 as 4+56.65 Y-71/82.02 feet left, also being located on the Westerly right of way of Harrisburg Road; thence in a Southeasterly direction crossing over Harrisburg Road to a point on the Easterly right of way line of Harrisburg Road as described on said Sheet 9 as 4+20 Y-71/82.02 feet right; thence in a Southerly direction following along the Easterly right of way of Harrisburg Road with (4) stations and offsets as shown on sheet 17 (1) 3+04.80 Y-71/82.02 right, (2) 2+23.35 Y-71/82.02 feet right,(3) 2+00 Y-71/82.02 feet right,(4) 10+30 Y-71C/49.21 feet left, said point (4) being located on the Northerly right of way of Robinwood Drive and the Easterly right of way of Harrisburg Road; thence in a Southerly direction crossing over Robinwood Drive to a point described as 10+30 Y71C/82.02 feet right, said point being located on the Southerly right of way of Robinwood Drive and the Easterly right of way of Harrisburg Road; thence continuing in a Southerly direction following along the Easterly right of way of Harrisburg Road to a point described on said sheet 14 as 0+75 Y-71/30 feet right, said point being 30 feet East of and normal to the centerline of Harrisburg Road; thence in a Southwesterly direction following along a line 30 feet East of and parallel to the centerline of Harrisburg Road approximately 2,940 feet to a point, said point being the intersection of a line 30 feet East of and normal to the centerline of Harrisburg Road and a line 30 feet North of and normal to the centerline of Camp Stewart Road; thence in a Southeasterly direction following along a line 30 feet North of and parallel to the centerline of Camp Stewart Road approximately 2,450 feet to a point, said point

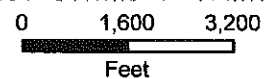
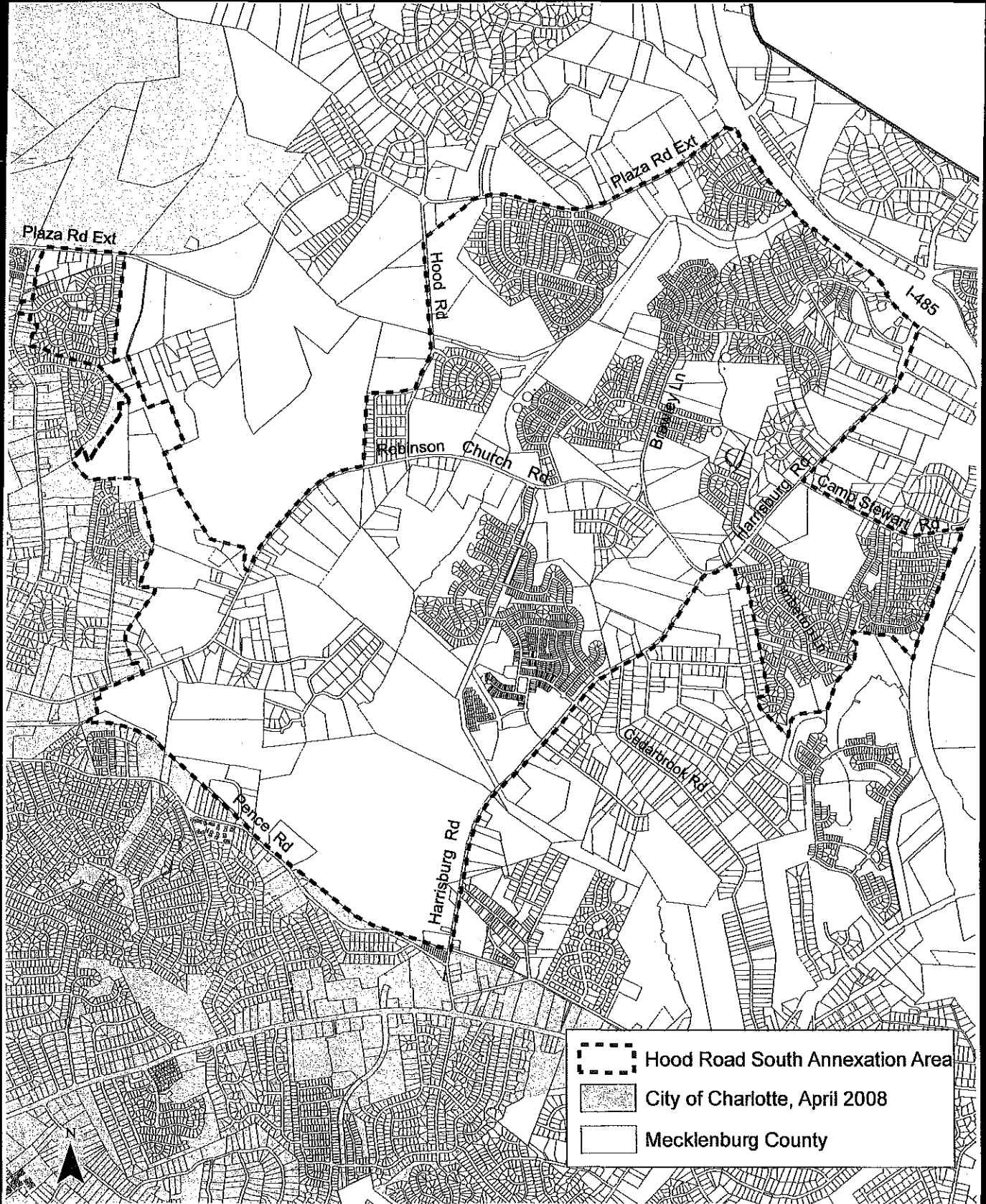
being 30 feet North of and normal to the centerline of Camp Stewart Road also being located on the Westerly property line of Deed Book 17318 Page 451; thence in a Northeasterly direction following along the Westerly property line of said Deed Book 17318 Page 451 approximately 5.00 feet to a point, said point being the Southwesterly corner of Lot 57 as recorded in Map Book 21 Page 916; thence in a Northeasterly direction following along the Northerly right-of-way line of Camp Stewart Road with the property lines of Lots 57,58,59,60 and 61 as recorded in Map Book 21 Page 916 with the following (3) bearings and distances: (1) with a curve to the left having a radius of 522.00 feet, an arc length of 273.35 feet to a point; (2) North 82-29-24 East 532.89 feet to a point,(3) North 82-00-00 East approximately 105.68 feet to a point, said point being the Southeasterly corner of said Lot 61 being located on the Westerly right-of-way of North Towne Drive as recorded in said Map Book 21 Page 916; thence continuing in a Northeasterly direction with a bearing and distance of North 82-00-00 East approximately 112.00 feet crossing North Towne Drive to a point, said point being located on the Easterly right-of-way of North Towne Drive, also being the Southwesterly corner of an unnumbered lot as recorded in said Map Book 22 Page 263 and being described in Deed Book 15525 Page 186; thence continuing following the Northerly right-of-way of Camp Stewart Road with a bearing and distance of North 82-00-00 East approximately 250 feet to a point, said point being located on the Westerly controlled access line of I-485, having a station of 455+44.28 L/175.00 feet left, as shown on Sheet 5 of the North Carolina State Highway Plans having a Project No. 6.678015T and having a Project Reference No.R-2123-BB, said plans being recorded in the Mecklenburg County Register of Deeds Office in Map Book 3 Page 189; thence in a Southwesterly direction crossing Camp Stewart Road to a point located on the Southerly right of Camp Stewart Road and also being located on the Westerly controlled access line of I-485, having a station of 455+15.00 L/180.45 feet right, as shown on Sheet 5 of the North Carolina State Highway Plans, having a Project No. 6.678015T and having a Project Reference No.R-2123-BB, said plans being recorded in the Mecklenburg County Register of Deeds Office in Map Book 3 Page 189, said point also being the Northeasterly corner of Deed Book 6340 Page 494; thence in a Southwesterly direction following along the controlled access line of I-485 approximately 394 feet to a point, said point being the Northeasterly corner of Lot 35 as recorded in Map Book 30 Page 89; thence in a Southwesterly direction following along the Westerly Controlled Access Line of I-485, also being the rear property lines of Lots 35 through Lot 54 as recorded in Map Book 30 Page 89, with a bearing and distance of South 22-08-33 West 1,410.34 feet to a point, said point being the Southeasterly corner of Lot 54, also being the Northeasterly corner of Lot 79 as recorded in Map Book 32 Page 150; thence in a

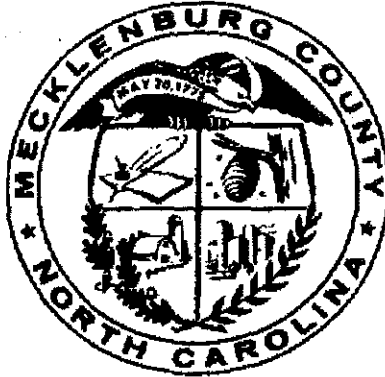
Southwesterly direction following along the Westerly Controlled Access Line of I-485, also being the rear property lines of Lots 79 through Lot 75 and a 4.848 acre Common Open Space as recorded in Map Book 32 Page 150, with the following (3) bearings and distances: (1) South 22-15-00 West 132.87 feet to a point, (2) South 21-14-19 West 409.47 feet to a point, (3) with a curve to the left having a radius of 4000.18 feet, an arc length of 515.90 feet and a chord bearing and distance of South 15-33-12 West 515.54 feet to a point, said point being the Southeasterly corner of said 4.848 acre Common Open Space; thence in a Northwesterly direction, leaving the Westerly Controlled Access Line of I-485 and following the Southerly property line of said 4.848 acre Common Open Space, with the following (3) bearings and distances: (1) North 43-58-11 West 623.70 feet to a point, (2) North 71-53-54 West 148.50 feet to a point, (3) North 86-47-58 West 69.93 feet to a point, said point being the Southwesterly corner of said 4.848 acre Common Open Space as recorded in said Map Book 32 Page 150, also being the Southeasterly corner of Lot 59 as recorded in Map Book 32 Page 148; thence in a Westerly direction, following along the rear property lines of Lots 59 through Lot 52 and a 1.699 acre common open space, with the following (2) bearings and distances: (1) North 86-47-58 West 128.06 feet to a point, (2) North 82-53-57 West 516.58 feet to a point, said point being the Southwesterly corner of said 1.699 acre common open space, also being located on the rear property line of Lot 146 as recorded in Map Book 29 Page 462; thence in Southwesterly direction following along the rear property line of Lots 146, 147, 153, 154, 155, 156 and Lot 157 with the following (4) bearings and distances: (1) South 17-47-10 West 175.37 feet to a point, (2) South 62-31-32 East 150.00 feet to a point, (3) South 08-06-15 West 310.00 feet to a point, (4) South 20-28-14 West 155.94 feet to a point said point being the Southeasterly corner of said Lot 157 and being located on the Westerly boundary line of a 32.10 acre Common Open Space as recorded in Map Book 48 Page 958; thence continuing in a Southwesterly direction with the Westerly boundary line of said 32.10 acre Common Open Space with a bearing and distance of South 20-28-14 West 11.58 feet to a point, said point being a Westerly corner of said 32.10 acre Common Open Space located within a 68 foot Duke Power Right-of-way; thence in Southwesterly direction with the Westerly boundary line of said 32.10 acre Common Open Space with a bearing and distance of South 41-02-05 West 84.41 feet to a point, said point being the Northeasterly corner of Lot 205 as recorded in Map Book 28 Page 636, also being located on the Westerly boundary line of said 32.10 acre Common Open Space; thence in a Southwesterly direction following along the Easterly property lines of Lots 205, 206 and a 5.63 acre Amenity Area, also being the Westerly boundary line of said 32.10 acre Common Open Space, with (2) bearings and distances: (1) South 41-03-09 West 401.85 feet to a point, (2) South 17-47-10 West 630.00 feet

to a point, said point being the Southeasterly corner of said 5.63 acre Amenity Area located on the Westerly boundary line of said 32.10 acre Common Open Space; thence in a Westerly direction, following along the Southerly property line of said 5.63 acre Amenity Area as recorded in said Map Book 28 Page 636, with a bearing and distance of South 80-25-40 West 150.52 feet to a point, said point being the Southwesterly corner of said 5.63 acre Amenity Area, also being the Southeasterly corner of a 9.90 acre Common Open Space as recorded in Map Book 31 Page 423; thence in a Westerly direction following along the Southerly property lines of said 9.90 acre Common Open Space with the following (8) bearings and distances: (1) South 86-06-09 West 123.75 feet to a point,(2) South 82-09-49 West 121.89 feet to a point,(3) South 87-00-39 West 174.53 feet to a point,(4) South 65-04-09 West 133.46 feet to a point,(5) South 36-51-59 West 136.16 feet to a point,(6) South 05-57-19 West 124.02 feet to a point,(7) South 10-32-39 West 185.08 feet to a point,(8) North 44-21-22 West 387.02 feet to a point, said point being the Southwesterly corner of said 9.90 acre Common Open Space as recorded in said Map Book 31 Page 423, also being the Southeasterly corner of Lot 361 as recorded in Map Book 34 Page 76; thence in a Northwesterly direction following along the rear property lines of Lots 361,362,366,367,368,369,370,378,379,380,381 and Lot 382 with the following (5) bearings and distance: (1) North 44-21-22 West 276.15 feet to a point,(2) North 44-52-32 West 204.65 feet to a point,(3) North 20-54-30 West 199.68 feet to a point,(4) North 78-55-08 East 262.00 feet to a point,(5) North 11-05-51 West 357.66 feet to a point, said point being the Northeasterly corner of said Lot 382 as recorded in said Map Book 34 Page 76, also being the Southwesterly corner of Lot 383 as recorded in Map Book 33 Page 881; thence in a Northerly direction following along the rear property lines of Lots 383,385,386,387,crossing Glenmac Road, with a bearing and distance of North 11-05-51 West 398.00 feet to a point, said point being located on the Northerly right-of-way of Glenmac Road, also being the Southwesterly corner of Lot 388 as recorded in Map Book 33 Page 885; thence in a Northerly direction following along the rear property lines of Lot 388 and Lot 389 with a bearing and distance of North 11-05-51 West 374.59 feet to a point, said point being the Northwesterly corner of said Lot 389 as recorded in said Map Book 33 Page 885; thence crossing a 68'Duke Power R/W with a bearing of North 11-05-51 West approximately 90 feet to a point, said point being the Southwesterly corner of Lot 264 as recorded in Map Book 31 Page 267; thence in a Northerly direction following along the rear property lines of Lots 264,265,266,267,268 and Lot 269 with a bearing and distance of North 11-05-51 West 558.39 feet to a point, said point being the Northerly corner of Lot 269 as recorded in Map Book 31 Page 267, also being the Southwesterly corner of Lot 273 as recorded in Map Book 30 Page 909; thence in a Northerly direction, following along the rear

property lines of Lots 273,272,275 and Lot 276 as recorded in Map Book 30 page 909, with a bearing and distance of North 11-05-51 West 299.85 feet to a point, said point being the Northwestern corner of Lot 276, also being the Southwesterly corner of Lot 40 as recorded in Map Book 27 Page 963; thence in a Northerly direction, following along the rear property lines of Lots 40,39,38,22,21,20 and Lot 19, with the following (3) bearings and distances: (1) North 11-05-51 West 241.66 feet to a point, (2) South 81-10-34 West 204.85 feet to a point,(3) North 09-45-54 West 423.63 feet to a point, said point being the Northwestern corner of said Lot 19 as recorded in said Map Book 27 Page 963, also being located on the Southerly property line of Deed Book 2507 Page 239; thence in a Westerly direction following along the Southerly and Westerly property line of said Deed Book 2507 Page 239 with (2) bearings and distances: (1) South 81-00-00 West 79.07 feet to a point,(2) North 17-18-00 West approximately 103 feet to a point, said point approximately 30 feet East of and normal to the centerline of Harrisburg Road; thence in a Southwesterly direction following along a line approximately 30 feet East of and parallel with the center line of Harrisburg Road crossing through the intersection of Robinson Church Road, Denbur Drive, Cedarbrook Drive, First Run Court, Starnes Randall Road and Misenheimer Road approximately 10,330 feet to a point, said point being the POINT AND PLACE OF BEGINNING.

Hood Road South Annexation Qualifying Area, 2009





J. DAVID GRANBERRY
REGISTER OF DEEDS, MECKLENBURG
COUNTY & COURTS OFFICE BUILDING
720 EAST FOURTH STREET
CHARLOTTE, NC 28202

PLEASE RETAIN YELLOW TRAILER PAGE

It is part of the recorded document, and must be submitted with original for re-recording
and/or cancellation.

Filed For Registration: 04/21/2009 01:48:04 PM

Book: RE 24660 **Page:** 159-176

Document No.: 2009054426

ORD 18 PGS \$60.00

Recorder: TERESITA BYRUM



2009054426

INSTRUMENT # 2009101978

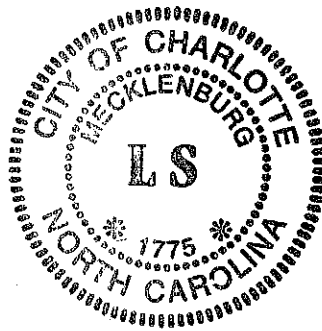
AFFIDAVIT FOR CORRECTION



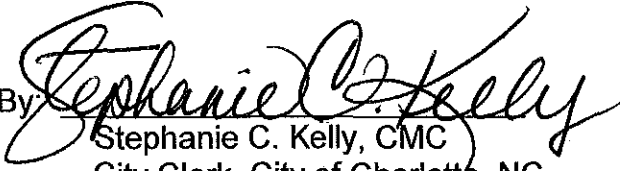
I, **Stephanie C. Kelly**, City Clerk for the City of Charlotte, North Carolina do hereby state

that this Affidavit is for the purpose of correcting the 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 Status of North Carolina **Ordinance No. 4067 X, Annexation Area: Hood Road South** dated November 24, 2008, Ordinance Book 55, beginning at page number 874 to reflect an **effective date of June 30, 2009.**

that I am duly authorized to make this application and that the above is a true and accurate record to be maintained at the Office of the City Clerk.



City of Charlotte, North Carolina
Dated: July 16, 2009.

By: 
Stephanie C. Kelly, CMC
City Clerk, City of Charlotte, NC

RETURNED TO CUSTOMER

9/18



J. DAVID GRANBERRY
REGISTER OF DEEDS, MECKLENBURG
COUNTY & COURTS OFFICE BUILDING
720 EAST FOURTH STREET
CHARLOTTE, NC 28202

PLEASE RETAIN YELLOW TRAILER PAGE

It is part of the recorded document, and must be submitted with original for re-recording
and/or cancellation.

Filed For Registration: 07/17/2009 12:15:39 PM

Book: RE 24934 **Page:** 334-336

Document No.: 2009101978

AFFT 3 PGS \$15.00

Recorder: TERESITA BYRUM



2009101978

ORDINANCE NO. 4068-X

FOR REGISTRATION J. DAVID GRANBERRY
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2009 APR 21 01:48:04 PM
BK: 24660 PG: 93-108 FEE: \$54.00
INSTRUMENT # 2009054422

2009054422

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 informational meeting on the 18th day of September, 2008, and at the public hearing held on the 27th day of October, 2008, 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, 2009, 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, 2009, 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:

RETURNED TO CUSTOMER

15

118

- 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 **39,556.3** feet, of which **27,904.7** feet or **70.5%** coincides with the present City boundary.
 3. No part of the area is included within the boundary of another incorporated municipality.
- B. Part or all of the area is developed for urban purposes as described in the following sub-section:
1. Except for the portion of the area described in Section 2C below (subsection (d) land, the area proposed to be annexed meets the requirements of G. S. 160A-48(c)(1). The part of the area remaining (developed part of the area) after removing the subsection (d) land qualifies for annexation under the standards of two and three-tenths persons per acre of land. The developed part of the area has an estimated total population of **3.63** persons per acre. This estimate is made in accordance with G.S. 160A-54(1). There are **310** dwelling units in the area (**all single family units**), which when multiplied by the average household size of **2.89** for single-family units and taking into account an occupancy rate of **94.7%** for single family units (all according to the latest federal decennial census, augmented by the 2006 U.S. Census American Community Survey data) results in an estimated total resident population of **839**. This population, when divided by the total number of acres (**230.9**) in the developed part of the area, results in a population density of **3.63** persons per acre.
- C. A portion of the proposed annexation area does not meet the requirements of G.S. 160A-48(c), as described in Section 2B1 above, but does meet the requirements of G.S. 160A-48(d)(2). This area – known as “subsection (d) land” - does not exceed twenty-five percent (25%) of the total area to be annexed. The total number of acres in the area to be annexed is **265.2**. Of that acreage, **34.3 acres, or 12.9%** is contained in the area not yet developed for urban purposes. The area is adjacent and at least sixty percent (60%) of its external boundary coincides with any combination of the present City boundary and the areas developed for urban purposes as defined in G.S. 160A-48(c). The aggregate boundary of the undeveloped area is **7,111.3** feet of which **7,111.3 feet or one hundred percent (100%)** coincides with the present City boundary and the developed area (see the “subsection (d) land” map in the report of plans for services approved by the City Council).

- D. In determining the population of the area, it has been assumed that, as noted above, all dwelling units in the area may not be occupied and that some dwelling units 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 units 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 28th day of July, 2008, and filed in the office of the Clerk for public inspection, including any amendment(s).

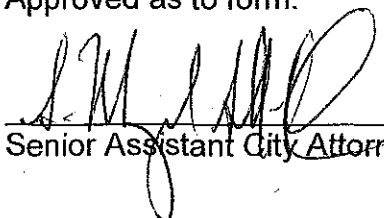
Section 4. That the City Council does hereby specifically find and declare that, on the effective date of annexation prescribed in Section 1 hereof, the City of Charlotte will have authority to issue bonds under the provisions of Sub-chapter IV of Chapter 159 of the General Statutes, if necessary, in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

Approved as to form:


Senior Assistant City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Ordinance Book 55, Pages (891-905).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 3rd day of December, 2008.

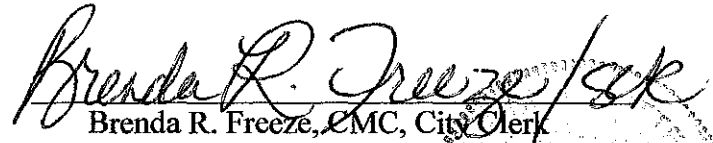

Brenda R. Freeze, CMC, City Clerk



EXHIBIT A

2009 ANNEXATION AREA BOUNDARY DESCRIPTION

SPRING PARK ANNEXATION AREA

Beginning at a point on the existing CHARLOTTE CITY LIMITS LINE, thence in an Easterly direction following along and with the Existing Charlotte Limits Line and the Southerly boundary line of Deed Book 9238 page 413 and also along and with the Northerly boundary line of Spring Park Phase 1 Map 2 Map Book 31 Page 657 and the Northerly lot lines of Lots 57-58-59-60-61 with bearings and distances as follows: South 72-57-03 East 260.08 feet to a point; thence North 71-37-25 East 46.81 feet to a point; thence South 18-22-35 East 70.00 feet to a point; thence North 71-37-26 East 155.35 feet to a point, said point being the Northeasterly corner of Lot 61 located on the Westerly right-of-way margin of Carver Pond Road; thence crossing said road North 74-26-20 East 50.00 feet to a point, said point being located on the Easterly right-of-way margin of Carver Pond Road also being located on the Southerly boundary line of Deed Book 9238 page 413; thence following along the Existing Charlotte Limits Line and with the Easterly right-of-way margin of Carver Pond Road with a bearing and distance of South 15-33-40 East 94.97 feet to a point, said point being the Northwesterly corner of Lot 78 located on the Easterly margin of said road; thence in a Southeasterly direction with the Existing Charlotte Limits Line, being the Northerly boundary line of said lot 78 recorded in said Map Book 31 page 657 with bearings and distances as follows: North 74-26-20 East 33.32 feet to a point; thence South 64-30-31 East 145.00 feet to a point, said point being the Northeasterly corner of Lot 78 located on the Westerly right-of-way margin of Spring Park Drive; thence crossing Spring Park Drive with a bearing and distance of South 52-42-58 East 51.14 feet to a point, said point being the Northwesterly corner of Lot 1, recorded in Map Book 31 page 657, located on the Easterly right-of-way margin of Spring Park Drive; thence along and with Existing Charlotte Limits Line and the northerly boundary line of Lot 1 with the following bearings and distances :thence South 64-50-31 East 80.00 feet to a point, said point being the Northeasterly corner of Lot 1 as recorded in Map Book 31 page 657; thence South 25-09-29 West 143.00 feet to a point, said point being the Southeasterly corner of Lot 1 located on the Northerly right-of-way margin of Carver Pond Road; thence along and with the Existing Charlotte Limits Line, being the Northerly right-of-way margin of Carver Pond Road, with a bearing and distance of South 64-50-31 East 76.53 feet to a point formerly located at the end of said road; thence crossing said road in a

Southerly direction with a bearing and distance of South 25-09-29 West 50.00 feet to a point located on the Southerly right-of-way margin at the end of said road and also being the Northeasterly corner of Lot 32 as recorded in Map Book 31 page 657 (Spring Park Phase 1 Map 2); thence in a Southerly direction along and with the Existing Charlotte Limits Line, being the Easterly boundary line of said Map Book and the Easterly boundary lines of Lots 32-31-30-29 Block 2 with a bearing and distance of South 08-24-09 East 205.64 feet to a point, said point being South 08-24-06 East 18.36 feet from the Northeasterly corner of Lot 29 Block 2, Spring Park Phase 1 Map 2 recorded in Map Book 31 page 657 and also being the Northwesterly corner of Lot 26 Block 2, Spring Park Phase 1 Map 1 recorded in Map Book 29 page 427; thence in an Easterly direction along and with the Existing Charlotte Limits Line, being the Southerly boundary line of Deed Book 9238 page 413 and the Northerly Boundary line of Lots 26-25-24-23-22-21-20-19 of Block 2, Spring Park Phase 1 Map 1 with the following bearings and distances: thence North 81-35-51 East 301.36 feet to a point, Thence; North 89-54-39 East 86.80 feet to a point, thence South 83-35-58 East 171.23 feet to a point, thence North 77-45-56 East 205.96 feet to a point, said point being the Northeasterly most corner of Map Book 29 page 427 and also being the Northeasterly corner of Lot 19 and also being the Southeasterly corner of Deed Book 9238 page 413 located on the westerly boundary line of Deed Book 4180 page 180; thence in a Southwesterly direction along and with the Existing Charlotte Limits Line being the Easterly boundary line of said Map Book 29 page 427, the Westerly boundary line of Deed Book 4108 page 180 and also being the Easterly boundary line of Lots 19-18-17-04-03-02 and common open space Block 2 with bearings and distances as follows: South 16-25-08 West 169.53 feet to a point; thence South 34-57-45 West 778.23 feet to a point, said point being on the Northerly right-of-way margin of Hucks Road and also being the Southeasterly corner of the Common Area; thence continuing with said boundary line to a point of intersection with the Southerly right-of-way margin of said road; thence in a Westerly direction along and with the Existing Charlotte Limits Line, being the Southerly right-of-way margin of Hucks Road, approximately 720 feet to a point located on the Southerly right-of-way margin of said road and also being the Northeasterly corner of Lot 1 Davis Ridge Phase 1, Map 1 recorded in Map Book 31 page 315; thence in a Southerly direction along and with the Easterly boundary of said Map Book also being the Westerly boundary line of Deed Book 10341 page 205 and Deed Book 9264 page 504 with bearings and distances as follows: South 00-35-17 West 130.00 feet to a point, said point being the Southeasterly corner of Lot 1 Davis Ridge Phase 1 Map 1, located on the Northerly right-of-way margin of Falls Ridge Lane; thence in an Easterly direction along and with the Existing Charlotte Limits Line, being the Northerly right-of-way margin of said Road,

South 89-24-43 East 45.00 feet to a point, said point being the Northeasterly end of said road; thence in a Southerly direction crossing said road, South 00-35-01 East 50.00 feet to a point, said point being the Northeasterly corner of Lot 2 located on the Southerly right-of-way margin of said Falls Ridge Lane; thence continuing in a Southerly direction along and with the Existing Charlotte Limits Line and the said boundary line with the following bearings and distances: South 00-35-17 West 102.47 feet to a point; thence following along a circular curve to the left with a radius of 840.00 feet, an arc length of 326.18 feet along the Easterly boundary lines of Lots 02-03-04-78-77-76-75-74 of said Map Book to a point, said point being the Southeasterly most corner of Lot 74 and also being the Southeasterly corner of Davis Ridge Phase 1 Maps 1 & 2 recorded in Map Book 31 page 315; thence in a Southwesterly direction along and with the Existing Charlotte Limits Line, being the Southerly boundary line of Lot 74 and the Westerly boundary line of Deed Book 9264 page 504, with a bearing and distance of South 64-20-51 West 130.00 feet to a point, said point being the Southwesterly most corner of Lot 74 located on the Easterly right-of-way margin of Canipe Drive; thence in a Southeasterly direction along and with the Existing Charlotte Limits Line, being the Easterly right-of-way margin of said road, following a circular curve to the left with a radius of 970.00 feet, and an arc length of 59.63 feet to a point, said point formerly being the end of Canipe Drive; thence crossing said road South 60-48-30 west 60.00 feet to a point, said point being the other end of said right-of-way margin, said point being located on the Southerly margin of Brandy Ridge Lane; thence in a Northwesterly direction continuing with the Southerly right-of-way margin of said Brandy Ridge Lane along and with a circular curve to the left having a radius of 30.00 feet, and an arc length 23.27 feet to a point, said point being the Northeasterly most corner of Lot 73 Davis Ridge Phase 1 Map 2 recorded in Map Book 30 page 765; thence in a Southerly direction along and with the Existing Charlotte Limits Line, being the Easterly property line of said Lot 73 and the Westerly boundary line of Deed Book 9264 page 504 with the following bearings and distances: South 22-31-24 West 98.37 feet to a point; thence South 42-25-27 West 79.51 feet to a point; said point being a common corner with the Northeasterly corner of Map Book 25 Page 507 (common area) and the Southeasterly point of Lot 73 Map Book 30 Page 765, thence with the Easterly line of said Common Area South 12-58-12 West 666.46 feet; thence South 69-00-19 East 49.61 feet; thence South 63-44-36 East 126.81 feet to a point, said point being the Northeasterly corner of the boundary as shown on Map Book 25 page 507, said point also being the Northerly most corner of the boundary as shown on Map Book 23 page 967; thence following the Northerly line of said boundary in a Southeasterly direction with the following (5) bearings and distances: (1) South 63-44-36 East 282.29 feet to a point, (2) South 82-37-26 East

208.85 feet to a point, (3) South 80-26-46 East 192.00 feet to a point, (4) South 62-11-26 East 45.46 feet to a point, and (5) South 36-01-56 East 32.39 feet to a point, said point being approximately 20 feet North of and parallel to the centerline of Clarks Creek Tributary #1A as shown on Map Book 23 page 967, said point being the Northeasterly most corner of the boundary as shown on said Map Book, said point also being North 28-08-14 East 24.82 feet from a common corner of Lot 52 and Lot 53 as shown on Map Book 23 page 331; thence following the Existing Charlotte Limits Line also being the Northerly boundary of a 40 foot Permanent Drainage Easement as shown on said Map with the following (20) bearings and distances: (1) South 67-54-50 East 50.51 feet to a point, (2) South 59-54-31 East 102.00 feet to a point, (3) South 48-17-30 East 28.77 feet to a point, (4) South 65-51-06 East 64.22 feet to a point, (5) South 60-26-47 East 26.69 feet to a point, (6) South 55-50-32 East 134.94 feet to a point, (7) South 56-05-19 East 47.06 feet to a point, (8) South 32-28-21 East 17.26 feet to a point, (9) South 82-35-09 East 45.07 feet to a point, (10) South 46-28-14 East 45.14 feet to a point, (11) South 76-59-29 East 35.98 feet to a point, (12) South 20-28-34 East 32.69 feet to a point, (13) South 54-37-01 East 51.89 feet to a point, (14) South 45-12-50 East 84.25 feet to a point, (15) South 34-49-34 East 9.17 feet to a point, (16) South 49-52-01 East 120.79 feet to a point, (17) South 49-46-53 East 108.17 feet to a point, (18) South 14-06-08 East 15.99 feet to a point, (19) South 47-58-50 East 124.22 feet to a point, and (20) North 69-30-28 East 21.04 feet to a point, said point being a Southwesterly corner of the property described in Deed Book 7922 page 696; thence following the Westerly line of said property North 20-33-36 East 606.23 feet to a point, said point being the Northwesterly corner of said property; thence in a Northwesterly direction running along the Existing Charlotte Limits Line also being the southerly property line of Deed Book 12860 Page 142 and also being the Northerly property lines of lots 158 through 153 and a portion of lot 152 as recorded in Map Book 39 Page 849 with a bearing and distance of North 59-45-33 West 403.96 feet to a point; thence in a Northerly direction running along the property line of said Deed Book 12860 Page 142 and running along the rear property lines of lot 149 through 141 as recorded in Map Book 39 Page 849 with the following (2) bearings and distances: (1) North 16-40-37 East 185.77 feet to a point; (2) North 05-23-38 West 438.92 feet to a point, said point being the northeasterly corner of said Lot 141; thence in Westerly direction continuing running with the Southern property line of said Deed Book 12860 Page 142 and also being the Northerly property line of lot 141, crossing the terminus of Royal Bluff Drive and continuing with the Northerly property line of lot 140 and lot 139, as recorded in said Map Book 39 Page 849 with a bearing and distance of North 86-16-16 West 474.38 feet to a point, said point being the Northwesterly corner of said Lot 139 and also being the Northeasterly corner of

Deed Book 13620 Page 356; thence continuing in a Westerly direction running with the Existing Charlotte Limits Line, also being the southerly property line of said Deed Book 12860 Page 142 and also being the Northerly property line of Deed Book 13620 Page 356, with a bearing and distance of North 86-26-17 West 208.71 feet to a point, said point being the Northwesterly corner of said Deed Book 13620 Page 356 being located on the easterly margin of Hollow Ridge Lane; thence crossing the terminus of Hollow Ridge Lane continuing along the southerly property line of said Deed Book 12860 Page 142 and also being the northerly property line of lot 123 as recorded in Map Book 39 Page 270 with a bearing and distance of North 86-17-49 West 259.59 feet to a point, said point being the Northwesterly most corner of lot 123 as recorded in Map Book 39 Page 270 located on the rear property line of Lot 117 as recorded in Map Book 37 Page 117 and also being the southerly most corner of Lot 114 as recorded in Map Book 33 Page 635; thence in a North Northeasterly direction running along the Existing Charlotte Limits Line, also being the Westerly property line of said Deed Book 12860 Page 142 and also being the rear property lines of Lots 114,113,112,111 and a portion of lot 110, with a bearing and distance of North 14-40-10 East 416.12 feet to a point, said point being located on the rear property line of said Lot 110; thence in a Northeasterly direction continuing with the Westerly property line of said Deed Book 12860 Page 142 and also a portion of Lot 110 and Lot 109 as recorded in Map Book 33 Page 635 and continuing with the rear property line of Lot 104 crossing the terminus of Croft Haven Drive and continuing along the rear property line of Lot 103 as recorded in Map Book 33 Page 399 with a bearing and distance of North 33-08-13 East 371.06 feet, to a point said point being the easterly most corner of said Lot 103 and also being a common corner with Deed Book 6197 Page 608 and Deed Book 7050 Page 114; thence continuing in a Northeasterly direction along the Existing Charlotte Limits Line also being the Westerly property line of said Deed Book 12860 Page 142 and the Easterly property of said Deed Book 6197 Page 608 with a bearing and distance of North 33-08-13 East approximately 300 feet to a point, said point being 30 feet south of and normal to the centerline of Hucks Road and also being located on the Easterly property line of said Deed Book 6197 Page 608 and the Westerly property line of Deed Book 12860 Page 142; thence in a Southeasterly direction along and with the Existing Charlotte Limits Line, being a line 30 feet south of and parallel with the centerline of Hucks Road approximately 1,480 feet to a point, said point being 30 feet south of a normal to the centerline of Hucks Road; thence in a Southerly direction running along the Existing Charlotte Limits Line, also being the Westerly property line of Deed Book 4108 Page 183 and the Easterly property line of said Deed Book 12860 Page 142, with a bearing and distance of South 19-47-00 West approximately 473 feet to a point, said point being the

Southwesterly most corner of said Deed Book 4108 Page 183; thence in a southeasterly direction running along the southerly property line of said Deed Book 4108 Page 183 and the Easterly property line of said Deed Book 12860 Page 142 with a bearing and distance of South 70-13-00 East 414.78 feet to a point, said point being the southeasterly most corner of said Deed Book 4108 Page 183 located on the said westerly property line of said Deed Book 21394 page 804; thence in a southerly direction running with the Easterly property line of said Deed Book 12860 Page 142 and the Westerly property line of said Deed Book 21394 Page 804 with a bearing and distance of South 19-47-00 West 560.34 feet to a point, said point being the southeasterly most corner of said Deed Book 12860 Page 142 and also being the southwestly corner of Deed Book 21394 Page 804 and also being located on the Northerly boundary line of Map Book 42 Page 919; thence in a Southeasterly direction South 59-47-11 East 987.07 feet to a point, said point being the Northeasterly corner of the property described in said Map Book 42 Page 919, said point also being the Northerly most corner of a Common Area as described in Map Book 25 page 744; thence following the Existing Charlotte Limits Line also being the Northeasterly line of said Common Area, South 60-51-40 East 354.73 feet to a point, said point being the Northeasterly corner of a Common Area as described in Map Book 25 page 744, said point also being the Northwesterly corner of said Common Area as described in Map Book 25 page 743; thence following the Northeasterly line of said Common Area as described in Map Book 25 page 743 with the following (3) bearings and distances: (1) South 60-51-40 East 210.74 feet to a point, (2) South 62-10-56 East 541.51 feet to a point, and (3) South 58-09-38 East 127.27 feet to a point, said point being the Northeasterly corner of said Common area as described in Map Book 25 page 743, said point also being the Northwesterly corner of a Common Area as described in Map Book 24 page 417; thence with the Existing Charlotte Limits Line, also being the Northern line of said Common area as described by said Map, South 58-09-38 East 20.47 feet; thence North 74-19-07 East 611.22 feet to a point, said point being the Northeasterly corner of said Common Area, said point also being the Northwest corner of Lot 37 as shown on Map Book 22 page 800; thence following the northerly property line of said Lot 37 North 74-19-07 East 70.08 feet to a point, said point being the Northeasterly corner of said lot 37 and also being the Northwesterly corner lot 36 as shown on recorded Map Book 22 Page 589; thence continuing along the Northerly boundary line of Lots 36 through 32 with a bearing and distance of North 74-19-07 East 368.73 feet to a point, said point being the Northeasterly corner of said Lot 32 also being the Southwesterly corner of Lot 31 as recorded on said Map Book 22 Page 589; thence following the Northwesterly property line of said Lot 31 North 38-42-03 East 46.29 feet to a point, said point being the northerly most corner of said Lot 31 also

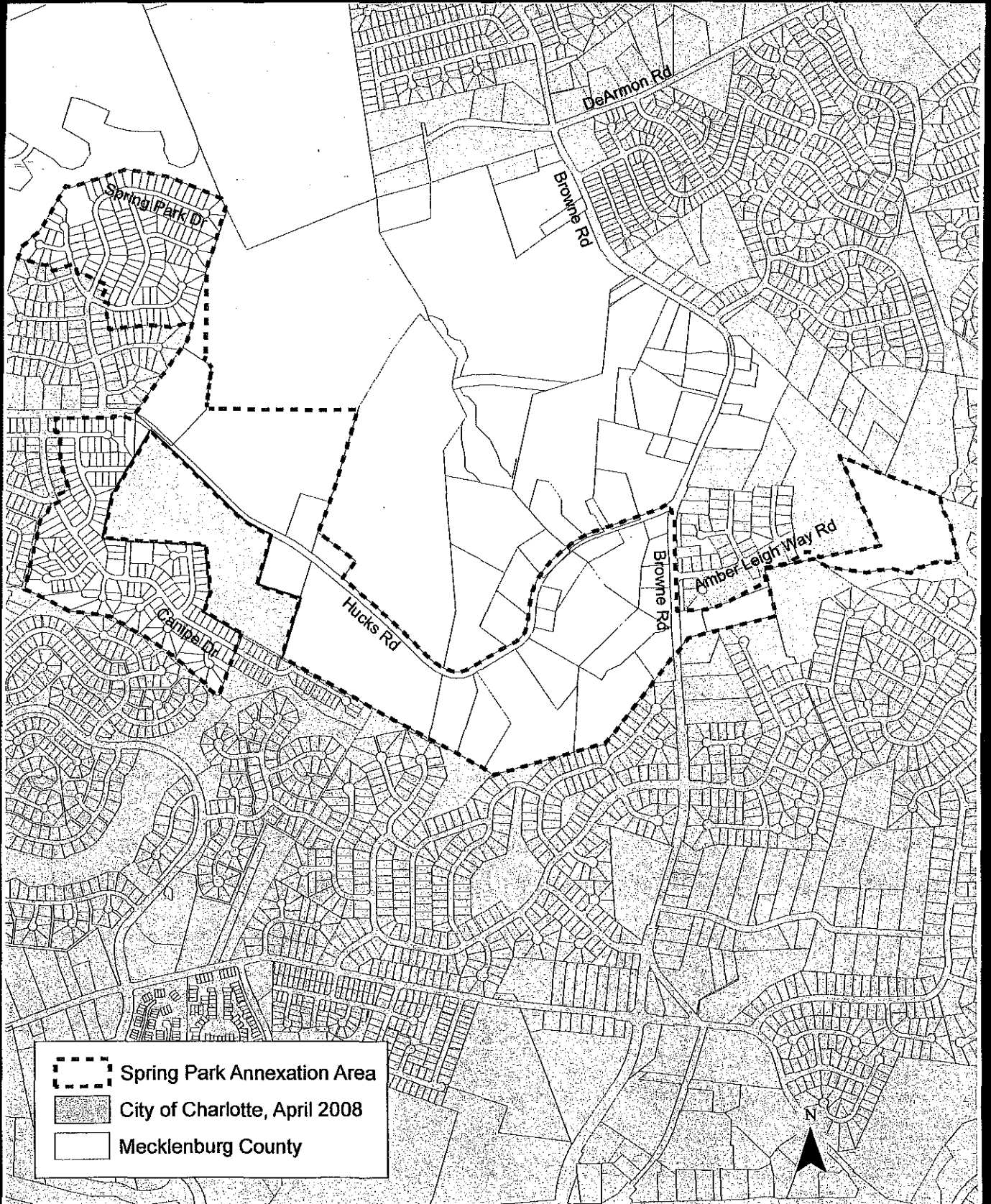
being the Northwesterly corner of Lot 30 as shown in recorded Map Book 23 Page 302; thence, running along the Existing Charlotte Limits Line, also being the Northerly boundary line of Lots 30 through 23 and the Northwesterly property line of a 20' access R/W to the Brown Property, with a bearing and distance of North 38-42-03 East 702.74 feet to a point, said point being the common corner of the property as described in Deed Book 7523 Page 828 and Deed Book 7789 Page 859; Thence North 41-07-00 East approximately 298.06 feet to a point, said point being located on the Westerly right-of-way margin of Browne Road; thence, crossing Browne Road with the Existing Charlotte Limits Line approximately 80 feet to a point on the Easterly right-of-way margin of Browne Road, said point being located on the northerly property line of Deed Book 2389, page 59; thence with the Existing Charlotte Limits Line, also being located on the Northerly property line of said Deed Book 2389 Page 59, North 38-30-00 East 146.20 feet to a point; thence North 74-16-00 East 273 feet to a point, said point being the most Northeasterly corner of said Deed Book 2389 Page 59; thence in a Northeasterly direction North 76-13-20 East 550.00 feet to a point, said point being located on the Westerly property line of Deed Book 7717, Page 527; thence, continuing in a Northerly direction along the Westerly boundary of said Deed Book 7717 Page 527, North 11-25-35 West 447.34 feet to a point, said point being the Northwesterly corner of said property; thence continuing along the Existing Charlotte Limits Line, also being the Northerly property line of said Deed Book 7717 Page 527 North 78-45-50 East 439.67 feet to a point, said point being the Northerly corner of said property, said point also being on the centerline of Clarks Creek Tributary #1, as shown on recorded Map Book 23 Page 478; thence, continuing along the centerline of Clarks Creek Tributary #1 as shown on said Map Book 23 Page 478 with the following (22) bearings and distances along and with the Existing Charlotte Limits Line: (1) South 83-48-30 East 70.18 feet, (2) South 80-33-20 East 99.46 feet, (3) South 78-07-51 East 90.53 feet to a point, (4) South 78-31-49 East 108.80 feet, (5) North 80-43-06 East 67.80 feet to a point; (6) North 84-45-16 East 42.58 feet to a point; (7) North 87-09-20 East 125.40 feet to a point; (8) South 70-38-09 East 47.07 feet to a point, (9) South 74-50-56 East 83.55 feet to a point; (10) South 75-55-02 East 43.68 feet to a point; (11) North 60-25-23 East 27.61 feet to a point; (12) North 19-13-37 East 9.65 feet to a point; (13) North 52-01-07 East 46.42 feet to a point; (14) South 80-00-59 East 29.80 feet to a point; (15) North 71-44-30 East 79.43 feet to a point; (16) North 74-47-46 East 63.24 feet to a point; (17) South 85-58-51 East 25.77 feet to a point, (18) North 64-45-58 East 29.43 feet to a point; (19) South 85-18-35 East 33.56 feet to a point; (20) South 71-34-40 East 45.02 feet to a point; (21) North 85-59-08 East 53.00 feet to a point; (22) North 88-39-27 East 24.71 feet to a point located at the intersection of Clarks Creek Tributary #1 with Clarks Creek also being located on the

existing Charlotte City limits line; thence continuing along the centerline of Clarks Creek with the following (10) bearings and distances as follows: (1) North 20-03-51 East 33.89 feet to a point; (2) North 03-54-08 West 47.35 feet to a point; (3) North 16-21-22 West 68.28 feet to a point; (4) North 08-18-48 West 78.85 feet to a point; (5) North 16-22-11 West 53.46 feet to a point; (6) North 04-37-42 West 71.45 feet to a point; (7) North 27-26-45 West 121.13 feet to a point; (8) North 14-57-25 West 70.73 feet to a point; (9) North 06-37-40 West 48.88 feet to a point; (10) North 02-51-30 West 28.88 feet to a point located in the center line of Clarks Creek, said point also being located North 71-17-59 West 142.75 feet from the southwesterly corner of Lot 30 as recorded in Map Book 23 Page 747; thence running from said point located in the center line of Clarks Creek in a Northwesterly direction with the Existing Charlotte Limits Line, also being the southwesterly property line of Deed Book 5617 Page 724 with a bearing and distance of North 68-14-32 West 545.77 feet to a point said point being a common corner with said Deed Book 5617 Page 724, Deed Book 8938 Page 935 and Deed Book 20102 Page 459 all being located on the northerly property line of Deed Book 9758 Page 673; thence continuing with Existing Charlotte Limits Line, also being the common property lines of said Deed Book 20102 Page 459 and Deed Book 9758 Page 673, with the following (3) bearings and distances: (1) North 67-28-17 West 460.63 feet to a point; (2) South 25-11-18 East 914.64 feet to a point; (3) South 78-14-51 West 569.25 feet to a point; thence in a westerly direction following along and with the Existing Charlotte City Limits Line with the following (13) bearings and distances: (1) North 59-07-39 West 65.92 feet to a point, (2) North 67-45-31 West 38.77 feet to a point, (3) North 78-04-35 West 22.39 feet to a point, (4) South 82-40-07 West 33.75 feet to a point, (5) South 64-48-03 West 28.69 feet to a point, (6) South 44-26-58 West 38.26 feet to a point, (7) South 54-37-48 West 59.40 feet to a point, (8) South 36-16-21 West 24.16 feet to a point, (9) South 78-14-50 West 265.13 feet to a point, (10) South 14-29-34 East 136.16 feet to a point, (11) South 62-47-59 West 433.52 feet to a point, (12) South 69-28-42 West 176.59 feet to a point, (13) South 87-34-19 West 281.39 feet to a point, said point being within the margin of Browne Road; thence in a northerly direction with the existing Charlotte City limits line North 02-02-27 West 482.75 feet to a point; thence North 02-50-17 West 102.58 feet to a point; thence North 00-23-55 West 322.28 feet to a point; thence North 85-41-48 West 26.91 feet to a point; thence North 02-55-56 West 42.07 feet to a point said point being located approximately within the intersection of Hucks Road and Browne Road; thence leaving the Existing Charlotte City Limits Line in a Northwesterly direction crossing the intersection of Hucks Road and Browne Road approximately 60 feet to a point, said point being 30 feet northwest of and normal to centerline of Hucks Road; thence in a southwesterly direction following along and with a line 30 feet North

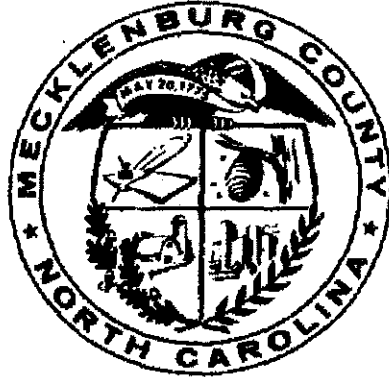
of and parallel with the centerline of said Hucks Road approximately 4,075 feet to a point, said point being located 30 feet Northwest of and normal to centerline of Hucks Road and also being located on the Easterly property line of Deed Book 4079 Page 164 a common property line with Deed Book 23134 Page 734; thence in a Northeasterly direction running along the said Easterly property line of Deed Book 4079 Page 164 North 39-46-47 East approximately 193 feet to a point, said point being the Northeasterly corner of said Deed Book 4079 Page 164, a common corner with Deed Book 23134 Page 734; thence in a Northwesterly direction running along the Northerly property line of Said Deed Book 4079 Page 164, a common property line with said Deed Book 23134 Page 734, North 50-13-51 West 437.80 feet to a point said point being the Northwesterly corner of said Deed Book 4079 Page 164, a common corner with said Deed Book 23134 Page 734 and also being located on the Easterly property line of Deed Book 5803 Page 496; thence in a Northeasterly direction running along the Easterly property lines of Deed Book 5803 Page 496 and Deed Book 12860 Page 142, being a common property line with said Deed Book 23134 Page 734, North 17-07-38 East 1,191.14 feet to a point, said point being an Easterly corner of Deed Book 12860 Page 142, a common corner with said Deed Book 23134 Page 734; thence in a Northeasterly direction running along the Easterly property line of said Deed Book 12860 Page 142 being a common property line with said Deed Book 23134 Page 734 North 30-36-59 East 163.29 feet to a point said point being located on the Easterly property line of said Deed Book 12860 Page 142 being a common property line with said Deed Book 23134 Page 734, said point also being located on the Northerly margin of the FUTURE ALIGNMENT OF HUCKS ROAD which will have a 100 foot future R/W per City of Charlotte Departments of Transportation and Engineering as shown on an unrecorded survey by Arthur F. Forman dated 10-23-2001; thence in a Westerly direction along and with the Northerly margin of the FUTURE ALIGNMENT OF HUCKS ROAD with the following (3) bearing and distances: (1) South 83-04-25 West 654.86 feet to a point; (2) with the arc of a circular curve to the right, having a radius of 3,000 feet, an arc distance of 557.18 feet and a chord bearing and distance of South 88-23-40 West 556.38 feet to a point; (3) North 86-17-06 West 292.31 feet to a point, said point being the Easterly corner of the property as described in Deed Book 12860 Page 147 being a common corner with said Deed Book 12860 Page 142; thence in a Northwesterly direction running along the Easterly property line as described in Deed Book 12860 Page 147 North 08-35-04 East 410.96 feet to a point, said point being on the Easterly property line of said Deed Book 12860 Page 147 a common corner with said Deed Book 12860 Page 142; thence in a Northwesterly direction, running along a portion of the Northerly property line of said Deed Book 12860 Page 147 North 53-07-45 West 84.24 feet to a point located on the Easterly

property line of Deed Book 1514 Page 309; thence in a Northwesterly direction running along the Easterly property line of said Deed Book 1514 Page 309 with the following (2) bearings and distances: (1) North 35-30-00 East 43.82 feet to a point;(2) North 03-30-00 East approximately 850 feet to a point, said point being the Northerly most corner of said Deed Book 1514 Page 309 being located on the Westerly property line of said Deed Book 12860 Page 142 and also being located on the rear lot line of Lot 69, Block 2 as recorded in Map Book 40 Page 391, which said point is located North 16-25-07 East 47.85 feet from the Southeasterly corner of said Lot 69; thence in a Northwesterly direction running along the rear lot lines of Lot 69 and Lot 70, Block 2 as recorded in said Map Book 40 Page 391 and continuing with the rear lot lines of Lots 90,91 and 92, Block 2 as recorded in Map Book 39 Page 224 with a bearing and distance of North 19-58-20 East 518.23 feet to a point, said point being the Easterly most corner of said Lot 92; thence in a Westerly direction running with the rear lot lines of Lot 92 through Lot 103 with the following (4) bearings and distances: (1) North 26-30-30 West 115.25 feet to a point; (2) North 65-18-27 West 410.58 feet to a point; (3) North 65-17-17 West 108.85 feet to a point;(4) North 77-05-39 West 345.94 feet to a point said point being the Northwesterly corner of said Lot 103; thence in a Westerly direction running with the rear lot lines of Lot 104 through Lot 109 and a 2.065 acre Common Open Space with the following (4) bearings and distances: (1) North 77-05-39 West 49.67 feet to a point; (2) South 72-40-43 West 544.47 feet to a point;(3) North 73-09-27 West 49.38 feet to a point; (4) South 30-36-53 West 136.10 feet to a point, said point being the Westerly corner of said 2.065 Common Open Space and also being the Northerly corner of Lot 72 as recorded in Map Book 37 Page 887; thence in a Southwesterly direction running along the rear lot lines of Lot 72,71,70,67 and Lot 66 with the following (3) bearings and distances: (1)South 30-36-53 West 339.04 feet to a point;(2) South 50-03-45 West 217.91 feet to a point; (3) South 17-02-57 West 116.02 feet to a point said point being the point and place of beginning.

Spring Park Annexation Qualifying Area, 2009



Source: Charlotte-Mecklenburg Planning Department, April 2008.



J. DAVID GRANBERRY
REGISTER OF DEEDS, MECKLENBURG
COUNTY & COURTS OFFICE BUILDING
720 EAST FOURTH STREET
CHARLOTTE, NC 28202

PLEASE RETAIN YELLOW TRAILER PAGE

It is part of the recorded document, and must be submitted with original for re-recording
and/or cancellation.

Filed For Registration: 04/21/2009 01:48:04 PM

Book: RE 24660 **Page:** 93-108

Document No.: 2009054422

ORD 16 PGS \$54.00

Recorder: TERESITA BYRUM



2009054422

FOR REGISTRATION J. DAVID GRANBERRY
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2009 JUL 17 12:15:39 PM
BK:24934 PG:325-327 FEE:\$15.00
INSTRUMENT # 2009101975

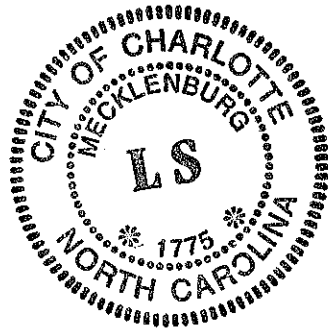
AFFIDAVIT FOR CORRECTION




I, **Stephanie C. Kelly**, City Clerk for the City of Charlotte, North Carolina do hereby state

that this Affidavit is for the purpose of correcting the 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 Status of North Carolina **Ordinance No. 4068-X, Annexation Area: Spring Park** dated November 24, 2008, Ordinance Book 55, beginning at page number 891 to reflect an **effective date of June 30, 2009.**

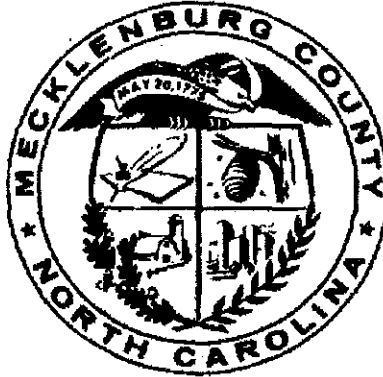
that I am duly authorized to make this application and that the above is a true and accurate record to be maintained at the Office of the City Clerk.



City of Charlotte, North Carolina
Dated: July 16, 2009.

By 
Stephanie C. Kelly, CMG
City Clerk, City of Charlotte, NC

RETURNED TO CUSTOMER



J. DAVID GRANBERRY
REGISTER OF DEEDS, MECKLENBURG
COUNTY & COURTS OFFICE BUILDING
720 EAST FOURTH STREET
CHARLOTTE, NC 28202

PLEASE RETAIN YELLOW TRAILER PAGE

It is part of the recorded document, and must be submitted with original for re-recording
and/or cancellation.

Filed For Registration: 07/17/2009 12:15:39 PM

Book: RE 24934 Page: 325-327

Document No.: 2009101975

AFFT 3 PGS \$15.00

Recorder: TERESITA BYRUM



2009101975

ORDINANCE NO. 4069-X

FOR REGISTRATION J. DAVID GRANBERRY
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2009 APR 21 01:48:04 PM
BK: 24660 PG: 189-200 FEE: \$42.00

INSTRUMENT # 2009054428



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 informational meeting on the 18th day of September, 2008, and at the public hearing held on the 27th day of October, 2008, 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, 2009, 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, 2009, 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:

RETURNED TO CUSTOMER

TJB

- 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 **29,444.1** feet, of which **27,162.6** feet or **92.2%** coincides with the present City boundary.
 3. No part of the area is included within the boundary of another incorporated municipality.
- B. Part or all of the area is developed for urban purposes as described in the following sub-section:
1. Except for the portion of the area described in Section 2C below (subsection (d) land, the area proposed to be annexed meets the requirements of G. S. 160A-48(c)(1). The part of the area remaining (developed part of the area) after removing the subsection (d) land qualifies for annexation under the standards of two and three-tenths persons per acre of land. The developed part of the area has an estimated total population of **3.30** persons per acre. This estimate is made in accordance with G.S. 160A-54(1). There are **465** dwelling units in the area (**330 single family and 135 multi-family units**), which when multiplied by the average household size of **3.19** for single-family units and **1.00** for multi-family units and taking into account an occupancy rate of **94.9%** for single family units and **75.0%** for multi-family units (all according to the latest federal decennial census, augmented by the 2006 U.S. Census American Community Survey data) results in an estimated total resident population of **1,083**. This population, when divided by the total number of acres (**328.1**) in the developed part of the area, results in a population density of **3.30** persons per acre.
- C. A portion of the proposed annexation area does not meet the requirements of G.S. 160A-48(c), as described in Section 2B1 above, but does meet the requirements of G.S. 160A-48(d)(2). This area – known as “subsection (d) land” - does not exceed twenty-five percent (25%) of the total area to be annexed. The total number of acres in the area to be annexed is **409.8**. Of that acreage, **81.7 acres, or 19.9%** is contained in the area not yet developed for urban purposes. The area is adjacent and at least sixty percent (60%) of its external boundary coincides with any combination of the present City boundary and the areas developed for urban purposes as defined in G.S. 160A-48(c). The aggregate boundary of the undeveloped area is **16,791.9** feet of which **16,791.9** feet or **one hundred percent (100%)** coincides with the present City boundary and the developed area (see the “subsection (d) land” map in the report of plans for services approved by the City Council).

- D. In determining the population of the area, it has been assumed that, as noted above, all dwelling units in the area may not be occupied and that some dwelling units 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 units 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 28th day of July, 2008, and filed in the office of the Clerk for public inspection, including any amendment(s).

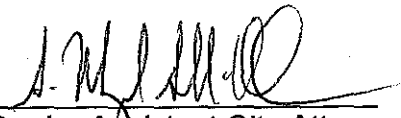
Section 4. That the City Council does hereby specifically find and declare that, on the effective date of annexation prescribed in Section 1 hereof, the City of Charlotte will have authority to issue bonds under the provisions of Sub-chapter IV of Chapter 159 of the General Statutes, if necessary, in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

Approved as to form:


Senior Assistant City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Ordinance Book 55, Pages (906-916).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 3rd day of December, 2008.

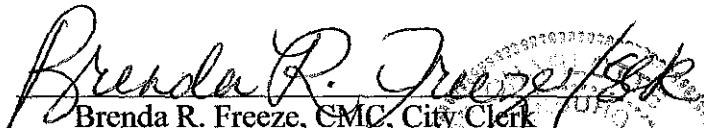

Brenda R. Freeze, CMC, City Clerk



EXHIBIT A

2009 ANNEXATION AREA BOUNDARY DESCRIPTION

PROVIDENCE/I-485 ANNEXATION AREA

Beginning at a point on the existing CHARLOTTE CITY LIMITS LINE, said point being located approximately 1,600 feet Westerly from the Northeasterly property corner of Deed Book 6690 Page 895, said point also being the intersection of the southwesterly margin of Tilley Morris Road and the Southeasterly Controlled Access Line of I-485 as showed on plan sheet 13 of the North Carolina Department of Transportation project 8.U670114 recorded at the Mecklenburg County Register of Deed Office in Book 2 Page 691; thence, following along and with the existing Charlotte City Limits Line in a Northwesterly direction crossing I-485 perpendicular to the centerline of I-485 to a point on the Northwesterly Controlled Access line, said point being at the intersection of said Controlled Access line and the Northwesterly lot line of a Lot described in Deed Book 6690 page 893 and also being located on the Southerly line of an area entitled Common Area(0.660 Acres) as shown in recorded Map Book 41, Page 939; thence, continuing along and with the existing Charlotte City Limits Line in a Southwesterly direction along and with the Northerly right-of-way margin of I-485 Controlled Access and being along and with the Southerly line of said Common Area as shown on said Map Book 41, Page 939 an approximate distance of 87 feet to a point, said point being the Southeasterly corner of an area entitled Common Area (0.406 Acres) as shown on Map Book 41, Page 537; thence continuing along and with the existing Charlotte City Limits Line being the Northerly right-of-way margin of I-485 Controlled Access and being along the southerly line of said Common Area as shown on said Map Book 41, Page 537 with the arc of a circular curve to the right having a radius of 7464.44 feet, a distance of 100.97 feet with a chord of South 73-38-40 West 100.97 feet to a point, said point being the Southeasterly corner of an area entitled Common Area (1.235 Acres) as shown on Map Book 41, Page 27; thence continuing along and with the existing Charlotte City Limits Line and with the Northerly right-of-way margin of I-485 Controlled Access and being along the Southerly line of said Common Area as shown on said Map Book 41, Page 27 with the following (2) bearings and distances: (1) with the arc of a circular curve to the right having a radius of 7464.44 feet, an arc distance of 483.13 feet with a chord of South 75-53-10 West 483.04 feet to a point, (2) South 83-31-04 West 82.87 feet to a point, said point being the Southeasterly corner of Lot 8 as shown on Map Book 40, Page 923; thence continuing along the existing Charlotte

City Limits Line and with the Northerly right-of-way margin of I-485 Controlled Access and also being the Southerly line of said Lots 08, 09, 07, and 06 as shown on said Map Book 40, Page 923 with the following (11) bearings and distances: (1) South 83-39-12 West 8.56 feet to a point, (2) South 81-31-13 West 150.00 feet to a point, (3) South 83-08-20 West 189.03 feet to a point, (4) with the arc of a circular curve to the right and having a radius of 1020.92 feet, an arc distance of 260.98 feet with a chord of North 86-09-23 West 260.27 feet to a point, (5) North 75-27-06 West 189.03 feet to a point, (6) North 73-49-59 West 302.90 feet to a point, (7) North 75-54-48 West 163.01 feet to a point, (8) with the arc of circular curve to the left and having a radius of 841.20 feet, an arc distance of 25.54 feet with a chord of North 80-42-11 West 25.54 feet to a point, (9) with the arc of a circular curve to the left and having a radius of 841.20 feet, an arc distance of 45.12 feet with a chord of North 83-06-34 West 45.11 feet to a point, (10) North 88-33-57 West 163.01 feet to a point, (11) South 89-21-15 West 38.92 feet to a point, said point being on the Easterly margin of Providence Road (NC Highway 16); thence in a Southwesterly direction crossing Providence Road (NC Highway 16) approximately 200 feet to a point on the Westerly margin of Providence Road (NC Highway 16) and also on the Northerly right-of-way margin of I-485 Controlled Access; said point being the Southeasterly corner of Lot 6 as shown on Map Book 40, Page 287; thence continuing along and with the Northerly right-of-way margin of I-485 Controlled Access and being along the Southerly line of said Lots 06 and 04 as shown on said Map Book 40, Page 287 with the following (5) bearings and distances: (1) South 79-57-15 West 533.76 feet to a point, (2) South 81-34-17 West 189.03 feet to a point, (3) with the arc of a circular curve to the right and having a radius of 1020.92 feet, an arc distance of 246.49 feet with a chord of North 88-07-49 West 245.89 feet to a point, (4) North 80-40-40 West 184.22 feet to a point, (5) North 76-12-47 West 49.91 feet to a point, said point being the Southeasterly corner of Land Lease Parcel 1 as shown on Map Book 37, Page 149; thence continuing along and with the Northerly right-of-way margin of I-485 Controlled Access and being along the Southerly line of said Land Lease Parcel 1 and Lot 3 as shown on said Map Book 37, Page 149 North 76-12-47 West 1000.02 feet to a point, said point being at the Southeasterly corner of the lot described in Deed Book 16720, Page 578 (Tract two); thence continuing along and with the Northerly right-of-way margin of I-485 controlled access and along the Southwesterly line of said lot North 80-49-24 West approximately 516 feet to a point, said point also being along and on the Northerly right-of-way margin of I-485 Controlled Access; thence in a Southwesterly direction following the existing Charlotte City Limits Line crossing I-485 perpendicular to the centerline of I-485 approximately 340 feet to a point on the Southerly right-of-way margin of I-485 Controlled Access line, said point being at the intersection of said

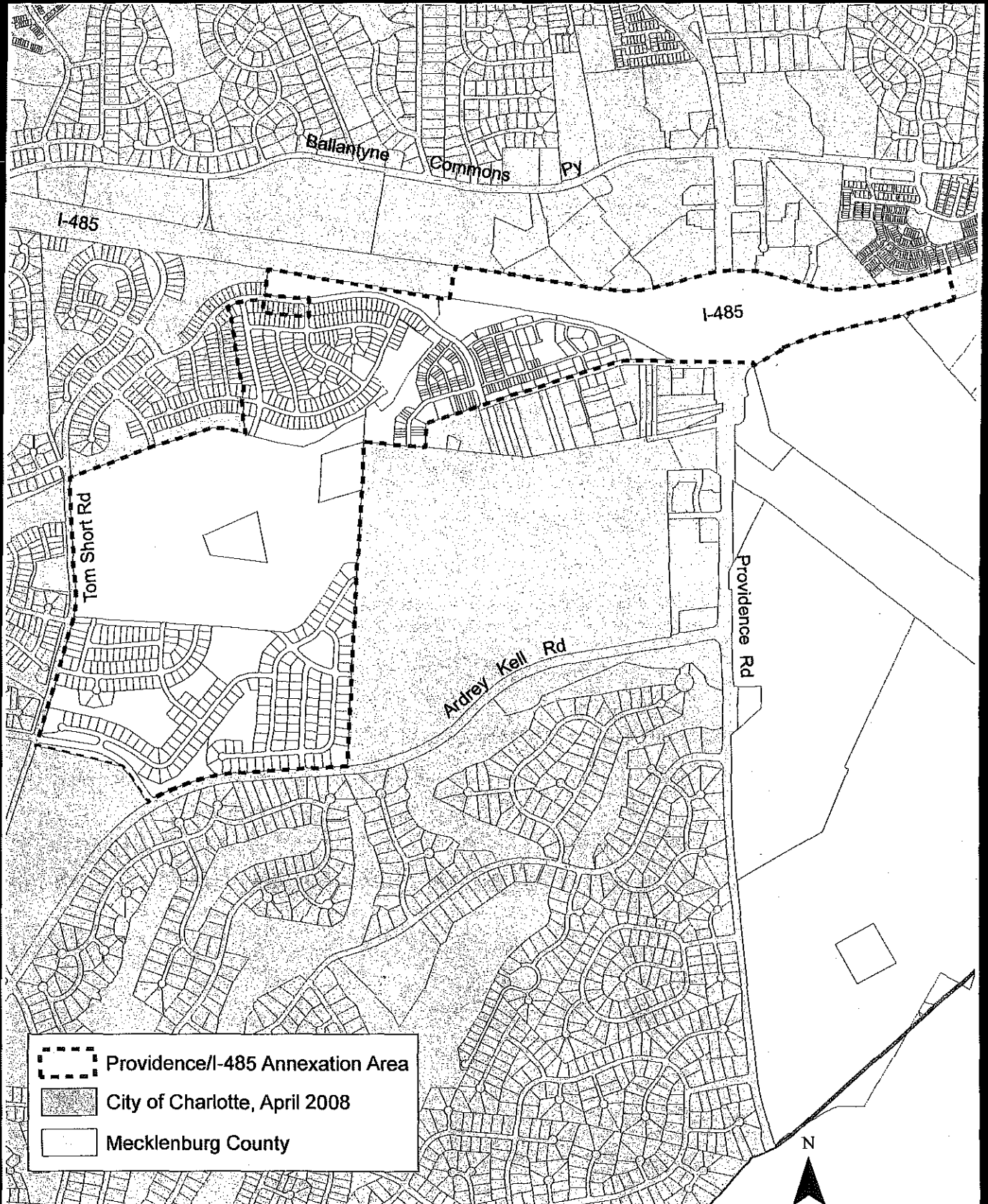
Controlled Access line and the Northerly lot line of the lot described in Deed Book 17691, Page 391; thence following said lot line North 76-12-38 West approximately 124 feet to a point, said point being the Northeasterly corner of an area entitled Common Open Space #1 (6.782 Acres) as shown on Map Book 44, Page 828; thence continuing along and with the Southerly right-of-way margin of I-485 Controlled Access and being along the Northerly line of said Common Open Space #1 as shown on said Map Book 44, Page 828 North 80-48-50 West 1782.78 feet to a point, thence leaving the right-of-way margin of I-485 Controlled Access, following the Common Open Space #1 South 07-20-16 West 267.85 feet to a point; thence continuing along and with the Southerly line of said Common Open Space #1 and being along and with the Northerly margin of Alvarado Way as shown on said Map Book 44, Page 828 with the following (2) bearings and distances: (1) South 83-44-23 East 311.11 feet to a point, (2) with the arc of a circular curve to the left and having a radius of 758.50 feet, an arc distance of 166.42 feet with a chord of North 89-58-29 East 166.09 feet to a point; thence leaving the Northerly margin of Alvarado Way and crossing said road South 06-18-40 East 60.00 feet to a point, said point being on the Northerly line of Lot 129 as shown on Map Book 44, Page 828; thence continuing along and with the Southerly margin of Alvarado Way and Easterly margin of Stone Porch Road and being along the Northwesterly line of said Lot 129 as shown on said Map Book 44, Page 828 and Map Book 43, Page 921 with the following (2) bearings and distances: (1) with the arc of a circular curve to the left and having a radius of 30.00 feet, an arc distance of 44.40 feet with a chord of South 41-19-30 West 40.45 feet to a point, (2) South 01-04-10 East 109.37 feet to a point; thence leaving the Easterly margin of Stone Porch Road and crossing said road with the arc of a circular curve to the right having a radius of 955.50 feet, an arc distance of 45.02 feet with a chord of South 87-25-51 West 45.02 to a point; thence with the Westerly margin of Stone Porch Road North 01-04-10 West 10.00 feet to a point, said point being the Southeasterly corner of Lot 128 as shown on Map Book 43, Page 921; thence continuing along and with the Southerly line of said Lots 128, 127, 126, 125, 124, 123, 122, and 121 as shown on said Map Book 43, Page 921 with the following (5) bearings and distances: (1) with the arc of a circular curve to the right having a radius of 945.50 feet, an arc distance of 28.89 feet with a chord of South 89-39-16 West 28.89 feet to a point, (2) with the arc of a circular curve to the right having a radius of 943.31 feet, an arc distance of 38.44 feet with a chord of North 88-18-34 West 38.44 feet to a point, (3) with the arc of a circular curve to the right having a radius of 943.31 feet, an arc distance of 55.28 feet with a chord of North 85-27-48 West 55.27 feet to a point, 4) with the arc of a circular curve to the right having a radius of 943.31 feet, an arc distance of 0.85 feet with a chord of North 83-45-32 West 0.85 feet to a point, 5) North 83-44-23 West 316.94 feet to




a point; thence along and with the Westerly line of Lot 121 as shown on Map Book 43, Page 921 North 06-15-37 East 127.00 feet to a point, said point being the Northwestern corner of Lot 121 on the Southerly margin of Alvarado Way as shown on Map Book 43, Page 921; thence continuing along and with the Southerly margin of Alvarado Way as shown on Map Book 43, Page 921 with the following(4) bearings and distances: (1) North 83-44-23 West 21.28 feet to a point, (2) with the arc of a circular curve to the left having a radius of 570.00 feet, an arc distance of 174.10 feet with a chord of South 87-30-37 West 173.42 feet to a point, (3) South 75-44-36 West 60.00 feet to a point, (4) with the arc of a circular curve to the left having a radius of 570.00 feet, an arc distance of 140.85 feet with a chord of South 65-38-51 West 140.49 feet to a point; thence leaving the Southerly margin of Alvarado Way and continuing along and with the Easterly line of said Lots 115, 347, 346, 345, 344, 343, 342, 341, 340, 339, 338, 337, 336, 335, and 333 as shown on said Map Book 43, Page 921 with the following(7) bearings and distances: (1) South 31-25-53 East 120.95 feet to a point, (2) South 53-28-54 West 28.33 feet to a point, (3) South 14-36-54 East 20.17 feet to a point, (4) South 08-08-20 East 171.23 feet to a point, (5) South 10-14-00 East 501.54 feet to a point, (6) South 84-04-49 East 22.25 feet to a point, (7) South 05-57-47 West 135.45 feet to a point, said point being the Southeasterly corner of Lot 333 as shown on Map Book 43, Page 921 and a point along the Northerly margin of Cactus Valley Road; thence leaving the Northerly margin of Cactus Valley Road and crossing said road South 05-57-47 West 45.00 feet to a point, said point being along the Southerly margin of Cactus Valley Road; thence with the Southerly margin of Cactus Valley Road North 84-02-13 West approximately 11 feet to a point; said point being along the Southerly margin of said road and said point being located along the Easterly line of Deed Book 17691, Page 382; thence leaving the margin of said road and along the Easterly line of said Deed book 17691, Page 382 South 09-54-23 East approximately 343 feet to a point, said point being the Southeasterly corner of said Deed Book 17691, Page 382; thence with or near the centerline of Flat Branch Creek and continuing along and with the Southerly line of Deed Book 17691, Page 382 with the following (7) bearings and distances: (1) North 76-35-15 West 31.84 feet to a point, (2) North 74-45-17 West 163.19 feet to a point, (3) North 84-46-15 West 20.48 feet to a point, (4) North 84-46-15 West 136.57 feet to a point, (5) South 72-21-15 West 231.49 feet to a point, (6) South 72-21-15 West 272.41 feet to a point, (7) South 71-15-05 West 185.45 feet to a point, said point being the Southeasterly corner of an area entitled Common Open Space #2 (5.748 Acres) as shown on Map Book 44, Page 824; thence along and with the Southerly line of said Common Open Space #2 as shown on said Map Book 44, Page 824 with the following (3) bearings and distances: (1) South 71-15-05 West 29.91 feet to a point, (2) South 69-08-24 West

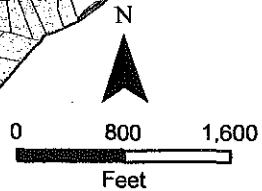
514.68 feet to a point, 3) South 69-21-09 West 325.45 feet to a point, said point being the Southwesterly corner of Common Open Space #2 as shown on Map Book 44, Page 824 being approximately 30 feet East of and normal to the centerline of Tom Short Road; Thence along and with the existing Charlotte City limits line in a Southerly direction along a line 30 feet East of and parallel to Tom Short Road approximately 1,452 feet to a point, said point being the Northwesterly corner of an area entitled Common Open Space #1 (0.252 Acres) as shown on Map Book 44, Page 902; thence continuing along and with the Easterly margin of Tom Short Road and being along the Westerly line of Common Open Space #1 and Lots 205, 206, 207, 208, 209, and 210, as shown on said Map Book 44, Page 902 with the following (5) bearings and distances: (1) with the arc of a circular curve to the right and having a radius of 1372.00 feet, an arc distance of 60.86 feet with a chord of South 13-23-46 West 60.86 feet to a point, (2) with the arc of a circular curve to the right having a radius of 1372.00 feet, an arc distance of 19.24 feet with a chord of South 15-04-07 West 19.24 feet to a point, (3) South 15-28-13 West 281.52 feet to a point, (4) with the arc of a circular curve to the left having a radius of 2,965.00 feet, an arc distance of 39.90 feet with a chord of South 15-22-56 West 39.90 feet to a point, (5) with the arc of a circular curve to the left having a radius of 2965.00 feet, an arc distance of 110.08 feet with a chord of South 15-03-03 West 110.08 feet to a point; thence following the existing Charlotte City Limits Line with the Easterly margin of Tom Short Road as shown on Map Book 44, Page 902 crossing Mesa Verde Road South 14-46-21 West 110.05 feet to a point, said point being the intersection of the Easterly margin of Tom Short Road and the Southerly margin of Mesa Verde Road as shown on said Map; said point being 33.88 feet East of and normal to the centerline of Tom Short Road; thence North 74-37-40 West 3.88 feet to a point said point being 30 feet East of and normal to the centerline of Tom Short Road; thence in a Southerly direction along a line 30 feet East of and parallel to Tom Short Road also being the existing Charlotte City Limits Line approximately 766 feet to a point, said point being the Northwesterly corner of the Lot as described in Deed Book 12353, Page 817; thence in an Easterly direction along and with the Northerly property line of said Deed Book 12353 Page 817 and the existing Charlotte City Limits Line with a bearing and distance of South 71-44-49 East 926.54 feet to a point in the southwestern margin of the right-of-way of Bryant Farms Road; thence, with and along the southwestern margin of the right-of-way of Bryant Farms Road, the following two (2) bearings and distances: (1) with the arc of a circular curve to the right, having a radius of 647.69 feet, an arc distance of 174.88 feet and a chord bearing of South 36-02-42 East 174.35 feet to a point; and (2) South 28-18-36 East 289.73 feet to a point, said point being the Northeasterly corner of said Deed Book 12353 Page 817 located on the Northern Right-of-

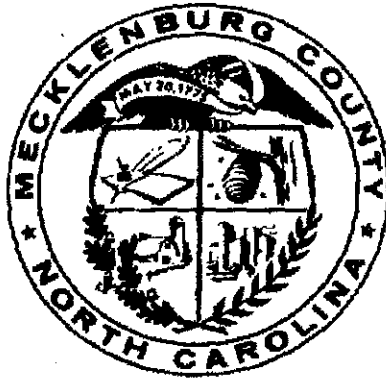
Way line of Ardrey Kell Road; thence, in a Northeasterly direction following along and with the existing Charlotte City Limits also being the Northern right-of-way of Ardrey Kell Road formally (East-West Circumferential Road) approximately 2,145 feet to a point on the Northern right-of-way of Ardrey Kell Road formally (East-West Circumferential Road), said point being the Southwest corner of the property described in Deed Book 5172 page 831; thence from said point North 07-13-30 East 765.80 feet to a point, said point being the Northwesterly most corner of said Deed and a point in the line of property described in Deed Book 4877 page 507 (tract v); thence, from said point along the Westerly most line of said property North 07-13-30 East 2,596.92 (calculated) feet to a point, said point being the Northwesterly most corner of said property; thence from said point along and with the existing Charlotte City Limits Line and also being the Northerly line of said property South 80-09-29 East 644.99 feet to a point, said point being the Southwesterly most corner of the property described in Deed Book 6377 page 186; thence, from said point with the westerly most line of said property North 03-01-00 East 140.59 feet to a point, said point being the Northwesterly most corner of said property and the Southwesterly most corner of the property described in Deed Book 5538 Page 20; thence with the Westerly most line of said property North 03-01-00 East 107.77 feet to a point, said point being the Northwest corner of said property; thence, with the Northern line of said property North 75-25-00 East 360.09 feet to a point, said point being the Northwesterly most corner of the property described in Deed Book 1989 page 512; thence along the Northern line of said property North 75-25-00 East 208.71 feet to a point, said point being the Northeast corner of said property; thence, in a Southerly direction approximately 15 feet to a point on the Northern right-of-way of Allison Lane (S.R.#3627); thence in an Easterly direction following the existing Charlotte City Limits Line also being the Northern right-of-way line of Allison Lane crossing over Providence Road approximately 3,020 feet to a point of intersection with the Southerly right-of-way margin of I-485 as shown on plan sheet 11 of the North Carolina Department of Transportation project 8.U670114 recorded at the Mecklenburg County Register of Deed Office in Book 2 Page 689; thence, in a Northeasterly direction leaving the existing Charlotte City Limits Line following along and with the Southerly right-of-way margin of I-485 as shown on plan sheets 11 and 12 of the North Carolina Department of Transportation project 8.U670114, recorded at the Mecklenburg County Register of Deed Office in Book 2 Page 690, approximately 2,200 feet to the Point and Place of Beginning.

Providence/I-485 Annexation Qualifying Area, 2009



-  Providence/I-485 Annexation Area
-  City of Charlotte, April 2008
-  Mecklenburg County





J. DAVID GRANBERRY
REGISTER OF DEEDS, MECKLENBURG
COUNTY & COURTS OFFICE BUILDING
720 EAST FOURTH STREET
CHARLOTTE, NC 28202

PLEASE RETAIN YELLOW TRAILER PAGE

It is part of the recorded document, and must be submitted with original for re-recording
and/or cancellation.

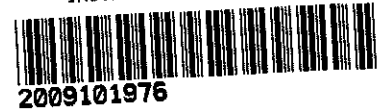
Filed For Registration: 04/21/2009 01:48:04 PM
Book: RE 24660 Page: 189-200
Document No.: 2009054428
ORD 12 PGS \$42.00
Recorder: TERESITA BYRUM



2009054428

FOR REGISTRATION J. DAVID GRANBERRY
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2009 JUL 17 12:15:39 PM
BK: 24934 PG: 328-330 FEE: \$15.00
INSTRUMENT # 2009101976

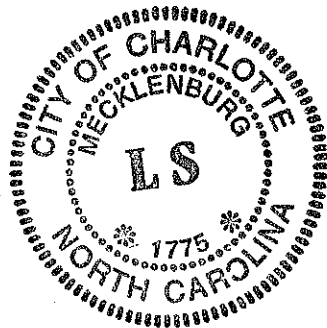
AFFIDAVIT FOR CORRECTION



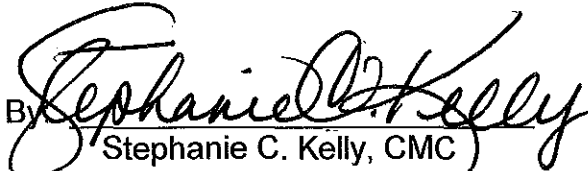
I, **Stephanie C. Kelly**, City Clerk for the City of Charlotte, North Carolina do hereby state

that this Affidavit is for the purpose of correcting the 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 Status of North Carolina **Ordinance No. 4069-X, Annexation Area: Providence/I-485** dated November 24, 2008, Ordinance Book 55, beginning at page number 906 to reflect an effective date of June 30, 2009.

that I am duly authorized to make this application and that the above is a true and accurate record to be maintained at the Office of the City Clerk.

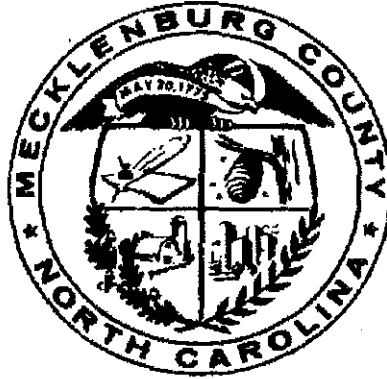


City of Charlotte, North Carolina
Dated: July 16, 2009.

By 
Stephanie C. Kelly, CMC
City Clerk, City of Charlotte, NC

RETURNED TO CUSTOMER

710



J. DAVID GRANBERRY
REGISTER OF DEEDS, MECKLENBURG
COUNTY & COURTS OFFICE BUILDING
720 EAST FOURTH STREET
CHARLOTTE, NC 28202

PLEASE RETAIN YELLOW TRAILER PAGE

It is part of the recorded document, and must be submitted with original for re-recording
and/or cancellation.

Filed For Registration: 07/17/2009 12:15:39 PM

Book: RE 24934 Page: 328-330

Document No.: 2009101976

AFFT 3 PGS \$15.00

Recorder: TERESITA BYRUM



2009101976

ORDINANCE NO. 4070-X

FOR REGISTRATION J. DAVID GRANBERRY
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2009 APR 21 01:48:04 PM
BK: 24660 PG: 138-158 FEE: \$69.00
INSTRUMENT # 2009054425



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 informational meeting on the 18th day of September, 2008, and at the public hearing held on the 27th day of October, 2008, 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, 2009, 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 2009, 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:

RETURNED TO CUSTOMER

TB

- 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 **57,470.0** feet, of which **31,251.6** feet or **54.3%** coincides with the present City boundary.
 3. No part of the area is included within the boundary of another incorporated municipality.
- B. Part or all of the area is developed for urban purposes as described in the following sub-section:
1. Except for the portion of the area described in Section 2C below (subsection (d) land, the area proposed to be annexed meets the requirements of G. S. 160A-48(c)(1). The part of the area remaining (developed part of the area) after removing the subsection (d) land qualifies for annexation under the standards of two and three-tenths persons per acre of land. The developed part of the area has an estimated total population of **2.59** persons per acre. This estimate is made in accordance with G.S. 160A-54(1). There are **906** dwelling units in the area (900 single family and 6 multi-family units), which when multiplied by the average household size of **2.53** for single-family units and **1.67** for multi-family units, and taking into account an occupancy rate of **89.6%** for single family units and **87.1%** for multi-family units (all according to the latest federal decennial census, augmented by the 2006 U.S. Census American Community Survey data) results in an estimated total resident population of **2,024**. This population, when divided by the total number of acres (**779.2**) in the developed part of the area, results in a population density of **2.59** persons per acre.
- C. A portion of the proposed annexation area does not meet the requirements of G.S. 160A-48(c), as described in Section 2B1 above, but does meet the requirements of G.S. 160A-48(d)(2). This area – known as “subsection (d) land” – does not exceed twenty-five percent (25%) of the total area to be annexed. The total number of acres in the area to be annexed is **963.5**. Of that acreage, **184.3** acres, or **19.1%** is contained in the area not yet developed for urban purposes. The area is adjacent and at least sixty percent (60%) of its external boundary coincides with any combination of the present City boundary and the areas developed for urban purposes as defined in G.S. 160A-48(c). The aggregate boundary of the undeveloped area is **15,713.8** feet of which **15,713.8** feet or **one hundred percent (100%)** coincides with the present City boundary and the

developed area (see the "subsection (d) land" map in the report of plans for services approved by the City Council).

- D. In determining the population of the area, it has been assumed that, as noted above, all dwelling units in the area may not be occupied and that some dwelling units 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 units 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 28th day of July, 2008, and filed in the office of the Clerk for public inspection, including any amendment(s).

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).

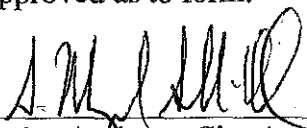
Section 5. That from and after the effective date of this annexation, the territory annexed and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Charlotte, and shall be entitled to the same privileges and benefits as other parts of the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

Berewick

Approved as to form:



Senior Assistant City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Ordinance Book 55, Pages (917-936).

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 3rd day of December, 2008.



Brenda R. Freeze, CMC, City Clerk

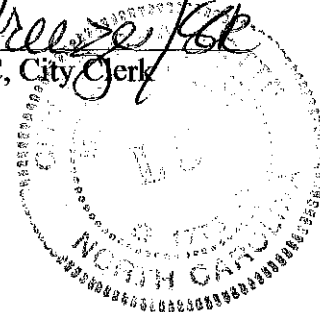


EXHIBIT A

2009 ANNEXATION AREA BOUNDARY DESCRIPTION

BEREWICK ANNEXATION AREA

Beginning on the existing Charlotte City Limits line, said point being located on the Southwesterly right-of-way margin of I-485 and also being located on the Easterly property line of Deed Book 22992 Page 572 having the coordinates of North 516,710 and East 1,417,365 as shown on a State Highway Map labeled (ROADWAY CORRIDOR OFFICAL MAP)(WEST CHARLOTTE OUTER LOOP FROM NORTH OF YORK ROAD TO NORTH OF MOORES CHAPEL) sheet 2 and 3; thence in a southwesterly direction following along the Existing Charlotte City Limits Line, also being the Southerly property of said Deed Book 22992 Page 572, also being the Northerly right-of-way margin of Brown-Grier Road (Arrowood Road) with the following (4) bearings and distances: 1) South 14-02-10 West 98.95 feet to a point, said point having the coordinates of North 516,614 and East 1,417,341 2) South 73-00-46 West 438.12 feet to a point, said point having the coordinates of North 516,486 and East 1,416,922 3) South 69-49-35 West 385.66 feet to a point, said point having the coordinates of North 516,353 and East 1,416,560 4) South 73-47-41 West 333.24 feet to a point, said point having the coordinates of North 516,260 and East 1,416,240 also being located on the Northeasterly corner of the intersection of Brown-Grier Road and Sandy Porter Road having the coordinates of North 516,260 and East 1,416,240 as shown on said State Highway Map labeled (ROADWAY CORRIDOR OFFICAL MAP)(WEST CHARLOTTE OUTER LOOP FROM NORTH OF YORK ROAD TO NORTH OF MOORES CHAPEL) sheet 2 and 3; thence continuing in a Southwesterly direction with the Existing Charlotte City Limits Line, crossing Sandy Porter Road, with a bearing and distance of South 78-14-28 West 250.25 feet to a point, said map also showing the coordinates of said point as North 516,209 and East 1,415,995; thence continuing in a Southwesterly direction with the Existing Charlotte City Limits Line and the Northerly right-of-way margin of Brown-Grier Road, with a bearing and distance of South 78-47-32 West approximately 400 feet to a point, said point being located on the Northerly right-of-way margin of Brown-Grier Road as shown in State Highway Project 8.U672208 and as described in Deed Book 8459 Page 400; thence in a Northerly direction following along the Existing Charlotte City Limits Line, also being the boundary line of a lot described as (area taken) in Deed Book 4986 Page 693 with the following (2) bearings and distance: 1) North 03-11-56 East approximately

530 feet to a point, 2) South 82-59-24 East approximately 580 feet to a point, said point being 40 feet West of and normal to the centerline of Sandy Porter Road (SR#1142); thence in a Northeasterly direction following along the Existing Charlotte City Limits Line, also being a line 40 feet West of and parallel with the centerline of said Sandy Porter Road, approximately 450 feet to a point, said point being 40 feet West of and normal to the centerline of Sandy Porter Road, being located on the Southerly boundary line of Deed Book 8037 Page 77 a (6.58 Acre Tract); thence in a Northwesterly direction following along the Existing Charlotte City Limits Line, also being the boundary line of said Deed Book 8037 Page 77 with the following (4) bearings and distances: 1) North 72-12-00 West approximately 850 feet to a point, 2) North 55-17-10 East 433.70 feet to a point, 3) South 85-12-50 East 248.24 feet to a point, 4) South 57-48-20 East approximately 440 feet to a point said point being 40 feet West of and normal to the centerline of Sandy Porter Road; thence in a North Northwesterly direction following along a line 40 feet West of and parallel with the centerline of said Sandy Porter Road approximately 1,730 feet to a point, said point being 40 feet West of and normal to the centerline of Sandy Porter Road; thence in a Westerly direction following along the Northerly boundary line of Deed Book 2629 Page 25 with the following (3) bearings and distances: 1) South 89-11-00 West approximately 680 feet to a point, 2) North 74-51-00 West 670.81 feet to a point, 3) South 84-56-00 West 363.75 feet to a point, said point being the Northwesterly corner of said Deed Book 2629 Page 25; thence in a Southerly direction following along the Existing Charlotte City Limits Line, also being the Westerly boundary line of said Deed Book 2629 Page 25 with the following (11) bearings and distances: 1) South 04-28-10 East 213.00 feet to a point in the centerline of the East Branch of Steele Creek, 2)thence, following along and with the centerline of the East Branch of Steele Creek South 04-42-00 East 177.42 feet to a point, 3) South 17-48-30 East 58.49 feet to a point, 4)South 48-13-30 East 31.43 feet to a point, 5) South 31-44-00 East 58.22 feet to a point, 6) South 06-40-20 West 333.56 feet to a point, 7) South 01-49-20 West 70.46 feet to a point, 8) South 03-47-30 East 91.01 feet to a point, 9) South 19-42-40 East 133.78 feet to a point, 10) South 14-47-50 West 55.36 feet to a point, 11) South 07-33-50 West 159.13 feet to a point, said point being a common corner with said Deed Book 2629 Page 25, Deed Book 12746 Page 818 and Deed Book 2618 Page 097; thence continuing in a Southerly direction following along and with the Existing Charlotte City Limits Line also being the centerline of the East Branch of Steele Creek also being the Westerly boundary line of said Deed Book 12746 Page 818 also being a common line with Deed Book 2618 Page 097 with the following (16) bearings and distances: 1) South 16-58-25 East 26 feet to a point, 2) South 05-43-05 East 74 feet to a point, 3)South 29-10-32 East 48 feet to a point, 4) South 26-11-05 West 84 feet to a

point, 5) South 48-32-26 West 32 feet to a point, 6) South 12-44-55 West 72 feet to a point, 7) South 26-24-33 West 167.50 feet to a point, 8) South 22-40-48 West 227 feet to a point, 9) South 21-09-55 West 65 feet to a point, 10) South 27-28-02 West 67 feet to a point, 11) South 16-03-13 West 83 feet to a point, 12) South 38-44-46 West 170 feet to a point, 13) South 59-40-01 West 30 feet to a point, 14) South 38-37-05 West 144 feet to a point, 15) South 18-52-06 East 60 feet to a point, 16) South 12-56-18 West 72 feet to a point, said point being the Northeasterly corner of Deed Book 18652 Page 043; thence continuing in a Southerly direction following along the Existing Charlotte City Limits Line, also being the centerline of the East Branch of Steele Creek, also being the Westerly boundary line of said Deed Book 12746 Page 818, also being a common line with said Deed Book 18652 Page 043, with the following (3) bearings and distances: 1) South 37-24-26 West 78 feet to a point, 2) South 15-59-14 West 65 feet to a point, 3) South 29-08-54 West 130 feet to a point, said point being located in the centerline of said creek, also being 30 feet North of and normal to the centerline of Brown-Grier Road; thence leaving the centerline of said creek following a line in a Northwesterly direction being 30 feet North of and parallel with the centerline of Brown-Grier Road approximately 864 feet to a point, said point being 30 feet North of and normal to the centerline of Brown-Grier Road and being located on the Westerly boundary line of Deed Book 3009 Page 020; thence in a Northerly direction following along the Existing Charlotte City Limits Line, also being the Westerly boundary line of said Deed Book 3009 Page 020, with a bearing and distance of North 08-02-38 East approximately 1,310 feet to a point, said point being the Northwesterly corner of said Deed Book 3009 Page 020 located on the Southerly boundary line of Deed Book 2692 Page 11; thence in a Westerly direction following along the Southerly boundary line of Deed Book 2692 Page 11 with the following (3) bearings and distances: 1) North 79-30-00 West 590.94 feet to a point, 2) South 62-32-00 West 560.28 feet to a point, 3) North 67-44-30 East approximately 1,407 feet to a point, said point being located on the Easterly right-of-way margin of Steele Creek Road; thence in a Northerly direction following along the Existing Charlotte City Limits Line, also being the Easterly right-of-way margin of Steele Creek Road, with a bearing and distance of North 05-10-00 West approximately 879 feet to a point, said point being the intersection of the extension of the Northerly boundary line of Lot 1 in Block "A" as shown in Map Book 8 Page 21 with the said Easterly right-of-way margin of Steele Creek Road; thence in a Westerly direction crossing Steele Creek Road with a bearing and distance of South 86-24-00 West approximately 60 feet to a point, said point being the Northeasterly corner of Deed Book 9525 Page 120, being Lot 1 in Block "A" as shown in Map Book 8 Page 21, also being located on the Westerly right-of-way margin of Steele Creek Road; thence in a Westerly direction

following along the Existing Charlotte City Limits Line, also being the Northerly boundary line of said Lot 1 in Block "A" as shown in Map Book 8 Page 21, with a bearing and distance of South 86-24-00 West 220.34 feet to a point, said point being the Northwesterly corner of said Lot 1, also being the Northeasterly most corner of said Deed Book 1685 Page 88 and the Northerly most corner of Deed Book 7618 Page 465; thence in a Westerly direction following along the Existing Charlotte City Limits Line, also being the Northerly boundary line of Deed Book 1685 Page 88, with the following (2) bearings and distances: 1) North 85-03-00 West 292.4 feet to a point, 2) North 82-18-00 West 135.1 feet to a point, said point being the Northwesterly corner of said Deed Book 1685 Page 88, also being a common corner with Deed Book 1531 Page 185; thence in a Westerly direction following along the Existing Charlotte City Limits Line, also being the Northerly boundary line of said Deed Book 1531 Page 185 with the following (2) bearings and distances: 1) North 82-18-00 West 617.4 feet to a point, 2) North 85-45-00 West 837 feet to a point, said point being the Northwesterly corner of said Deed Book 1531 Page 185 being located on the Southerly right-of-way margin of Shopton Road West; thence crossing Shopton Road West in a Northerly direction approximately 61 feet to a point, said point being the Northerly right-of-way margin of Shopton Road West being located on the Easterly boundary line of Deed Book 15881 Page 56; thence in a Southwesterly direction following along and with the Existing Charlotte City Limits Line, also being the Northerly right-of-way margin of Shopton Road West, crossing Rock Island Road approximately 2,870 feet to a point, said point being located on the Northerly right-of-way margin of Shopton Road West and the Easterly property line of Lot 5 Block 12 as recorded in Map Book 39 Page 507; Thence in a Northerly direction leaving the said right-of-way margin and following along the Easterly property line of said Lot 5 with a bearing and distance of North 05-30-53 East 51.82 feet to a point, said point being the Northeasterly corner of said Lot 5; Thence in a Westerly direction following the Existing Charlotte City Limits Line, also being the rear property lines of Lots 5,6,7,8 in Block 12 as recorded in Map Book 39 Page 507, with a bearing and distance of North 86-14-26 West 436.3 feet to a point, said point being the Northwesterly corner of said Lot 8 and being a common corner with Lot 11 Block 12 as recorded in Map Book 39 Page 994; thence continuing in a westerly direction following along the Existing Charlotte City Limits Line, also being the rear property lines of Lots 11 through lot 24 in Block 12 and crossing the terminus of Chapeplane Road and continuing along the rear property lines of Lots 1 through 14 in Block 13 with a bearing and distance of North 86-14-26 West 1765.56 feet to a point as shown on recorded Map Book 39 Page 994, said point being the Southeasterly corner of Deed Book 13991 Page 419 and being located on the rear property line of said Lot 14; thence in a Northerly direction

following along the Existing Charlotte City Limits Line, also being the Easterly property lines of the following (5) Deeds: 1) Deed Book 13991 Page 419, 2) Deed Book 5839 Page 863, 3) Deed Book 4966 Page 564, 4) Deed Book 6126 Page 978, 5) Deed Book 10597 Page 796, with the following bearing and distance: North 11-37-50 East 1172.29 feet to a point, said point being the Northeasterly corner of said Deed Book 10597 Page 796 and being located on the Southerly right-of-way margin of Rock Island Road; thence in a Westerly direction following along the Existing Charlotte City Limits Line, also being the Southerly right-of-way margin of Rock Island Road, with the following (5) bearings and distances: 1) North 84-02-32 West 3.56 feet to a point, 2) North 80-44-25 West 98.44 feet to a point, 3) North 80-44-55 West 83.22 feet to a point, said point being the Northwest corner of said Deed Book 10597 Page 796, 4) North 83-44-55 West 14.99 feet to a point, 5) North 87-19-25 West approximately 8 feet to a point, said point being located on the Southerly right-of-way margin of Rock Island Road; thence crossing Rock Island Road approximately 60 feet to a point on the Northerly right-of-way margin of Rock Island Road, said point being the Southeasterly corner of Deed Book 9561 Page 739; thence in a Northerly direction following along the Existing Charlotte City Limits Line, also being the Easterly property line of said Deed Book 9561 Page 739 with a bearing and distance of North 00-38-00 West 411 feet to a point, said point being the Northeasterly corner of said Deed Book 9561 Page 739; thence in a Westerly direction following along the Existing Charlotte City Limits Line also being the Northerly property line of said Deed Book 9561 page 739, with a bearing and distance of South 86-43-00 West 200 feet to a point, said point being the Northwesterly corner of said Deed Book 9561 page 739, also being the Northeasterly corner of Deed Book 6553 Page 689; thence in a Westerly direction following along the Existing Charlotte City Limits Line, also being the Northerly property line of said Deed Book 6553 page 689, with a bearing and distance of South 86-43-00 West 200.14 feet to a point, said point being the Northwesterly corner of said Deed Book 6553 page 689; thence in a Northerly direction following along the Existing Charlotte City Limits Line, also being the property lines of Deed Book 5566 Page 722 with the following (3) bearings and distances: 1) North 00-49-55 West 217.74 feet to a point, 2) South 81-52-50 West 201.46 feet to a point, 3) South 00-56-49 East 217.69 feet to a point, said point being the Northeasterly corner of Deed Book 4303 Page 317; thence in a Westerly direction following along the Northerly property line of Deed Book 4303 Page 317 with a bearing and distance of South 79-03-28 West 200.03 feet to a point, said point being the Northeasterly corner of Deed Book 5070 Page 632; thence in a Westerly direction following along the Existing Charlotte City Limits Line, also being the Northerly property line of Deed Book 5070 Page 632, with a bearing and distance of South 75-38-19 West 206.11 feet to a point, said point being the Northeasterly

corner of Deed Book 5015 Page 258; thence in a Westerly direction following along the Existing Charlotte City Limits Line, also being the Northerly property line of Deed Book 5015 Page 258 with a bearing and distance of South 75-38-19 West 207.60 feet to a point, said point being the Northeasterly corner of Deed Book 6183 Page 976; thence in a Westerly direction following along the Existing Charlotte City Limits Line, also being the Northerly property line of Deed Book 6183 Page 976, with a bearing and distance of South 86-27-20 West 199.86 feet to a point, said point being the Northeasterly corner of Deed Book 11917 Page 849; thence in a Westerly direction following along the Existing Charlotte City Limits Line, also being the Northerly property line of Deed Book 11917 Page 849, with a bearing and distance of South 88-37-29 West 199.30 feet to a point, said point being the Northeasterly corner of Deed Book 4658 Page 980; thence in a Northwesterly direction following along the Existing Charlotte City Limits Line, also being the Northerly property line of Deed Book 4658 Page 980, with a bearing and distance of North 53-45-01 West 271.53 feet to a point, said point being the Northwesterly corner of said Deed Book 4658 Page 980 being located on the Easterly property line of Deed Book 6835 Page 118; thence in a Northerly direction following along the Existing Charlotte City Limits Line, also being the Easterly property line of Deed Book 6835 Page 118, with a bearing and distance of North 04-23-10 East approximately 307 feet to a point, said point being the Northeasterly corner of said Deed Book 6835 Page 118; thence in a Westerly direction following along the Northerly property line of said Deed Book 6835 Page 118 with a bearing and distance of South 88-15-20 West 211.83 feet to a point, said point being the Northeasterly corner of Lot 6 as recorded in Map Book 26 Page 806; thence in a Westerly direction following along the Existing Charlotte City Limits Line, also being the Northerly Property line of Lot 6 with a bearing and distance of South 88-31-23 West 76.46 feet to a point, said point being located on the rear property line of Lot 7 as recorded in said Map Book 26 Page 806; thence in a Northwesterly direction following along the Existing Charlotte City Limits Line, also being the rear property lines of Lots 7,8 and 9 as recorded in said Map Book 26 Page 806, with a bearing and distance of North 26-27-56 West 153.47 feet to a point, said point being the Southwesterly corner of a 3.47 Acre Common Area as recorded in Map Book 30 Page 787; thence in a Northeasterly direction following along the Existing Charlotte City Limits Line, also being the Southerly and Easterly property lines of said 3.47 Acre Common Area, with the following (2) bearings and distances: 1) North 65-15-18 East 417.85 feet to a point, 2) North 23-49-01 West 137.59 feet to a point said point being a common corner with said 3.47 acre Common Open Space as recorded in Map Book 30 Page 787 and Deed Book 21978 Page 98; thence leaving the existing Charlotte City Limits Line in a Northerly direction, following along and with the contour of Lake Wylie, also being the rear

boundary line as described in Deed Book 21978 Page 98 with the following (36) bearings and distances: 1) North 62-50-43 East 6.02 feet to a point, 2) North 05-55-32 East 28.42 feet to a point, 3) North 19-38-05 West 30.02 feet to a point, 4) North 45-05-13 West 34.01 feet to a point, 5) North 33-42-50 West 25.14 feet to a point; 6) North 57-31-47 West 87.28 feet to a point, 7) North 87-52-45 West 26.90 feet to a point, 8) North 58-37-28 West 14.61 feet to a point, 9) North 19-55-47 West 62.28 feet to a point, 10) North 37-04-49 East 46.78 feet to a point, 11) North 81-51-30 West 31.23 feet to a point, 12) North 22-15-59 West 31.87 feet to a point, 13) South 77-25-25 West 22.67 feet to a point, 14) North 62-04-06 West 15.74 feet to a point, 15) North 00-03-24 East 21.42 feet to a point, 16) South 21-38-50 West 18.71 feet to a point, 17) South 66-00-45 West 13.86 feet to a point, 18) North 09-48-24 West 49.37 feet to a point, 19) North 11-11-28 East 15.52 feet to a point, 20) North 68-29-40 East 31.23 feet to a point, 21) North 84-12-33 West 32.55 feet to a point, 22) South 47-19-03 West 15.11 feet to a point, 23) North 11-16-57 West 26.86 feet to a point, 24) North 40-57-56 West 15.40 feet to a point, 25) North 58-09-28 East 17.52 feet to a point, 26) North 85-05-42 West 16.85 feet to a point; 27) South 56-03-30 West 11.23 feet to a point, 28) North 74-07-18 West 15.17 feet to a point, 29) North 43-22-09 West 8.55 feet to a point, 30) North 00-45-30 East 25.16 feet to a point, 31) South 69-34-40 West 16.76 feet to a point, 32) North 25-00-37 West 12.81 feet to a point, 33) North 54-06-36 East 25.33 feet to a point, 34) North 12-12-05 West 9.13 feet to a point, 35) South 79-39-49 West 13.71 feet to a point, 36) North 24-01-29 West 6.73 feet to a point, said point being the Northwesterly corner of Deed Book 21978 Page 98; thence in a Northerly direction following along and with the rear boundary line of Lot 61 as described in Deed Book 23148 Page 840 with the following (10) bearings and distances as described in Map Book 18 Page 57: 1) Thence North 42-26-00 West 4.00 feet to a point, 2) South 76-11-00 West 25.06 feet to a point, 3) North 81-32-00 West 20.62 feet to a point, 4) North 41-32-00 West 64.01 feet to a point, 5) North 20-18-00 West 90.21 feet to a point, 6) North 58-17- East 23.34 feet to a point, 7) North 83-07-00 East 34.78 feet to a point, 8) South 60-44-00 East 75.58 feet to a point, 9) South 85-44-00 East 47.38 feet to a point, 10) South 54-22-00 East 24.50 feet to a point, said point being the Northwesterly property corner of Lot 61 as recorded in said Map Book 18 Page 57; thence in a Northerly direction following along and with the rear boundary line of Lot 62 as described in Deed Book 9974 Page 705 with the following (14) bearings and distances as recorded in Map Book 29 Page 101: 1) Thence North 15-00-09 East 13.72 feet to a point, 2) North 44-07-32 West 16.06 feet to a point, 3) North 23-06-52 East 9.40 feet to a point, 4) North 47-27-48 East 23.94 feet to a point, 5) North 29-07-18 West 20.05 feet to a point, 6) North 34-16-50 East 12.26 feet to a point, 7) North 44-37-36 West 8.70 feet to a point,

8)North 80-46-12 West 8.76 feet to a point, 9) North 26-47-21 West 21.15 feet to a point, 10) North 17-10-35 East 47.52 feet to a point, 11) North 54-59-12 East 34.95 feet to a point, 12)South 82-57-31 East 61.32 feet to a point, 13) South 82-27-00 East 89.31 feet to a point, 14) South 73-40-09 East 29.87 feet to a point, said point being the Northeasterly corner of Lot 62 as recorded in said Map Book 29 Page 101; thence in a Northerly direction following along and with the rear boundary line of Lot 63 as described in Deed Book 20597 Page 505 with the following (4) bearings and distances as recorded in Map Book 18 Page 57: 1) North 37-39-00 East 73.93 feet to a point, 2) North 51-07-00 East 66.89 feet to a point, 3) South 60-42-00 East 13.42 feet to a point, 4) North 03-00-00 West 14.02 feet to a point said point being the Northwesterly corner of Lot 63 as recorded in said Map Book 18 Page 57; thence in a Northerly direction following along and with the rear boundary line of Lot 02 as described in Deed Book 20597 Page 505 and the rear boundary line of Lot 01 as described in Deed Book 21310 Page 607 with the following (34) bearings and distances as recorded in Map Book 41 Page 679: 1) North 10-00-10 West 31.01 feet to a point, 2)North 41-24-32 West 41.13 feet to a point, 3) North 25-16-22 West 17.78 feet to a point, 4) North 10-03-54 East 34.59 feet to a point, 5) North 33-09-24 East 57.99 feet to a point, 6) North 05-28-14 West 19.94 feet to a point, 7) North 32-17-28 East 30.33 feet to a point, 8) North 16-26-37 East 51.82 feet to a point, 9) North 28-48-47 East 21.27 feet to a point, 10) North 75-13-46 East 11.85 feet to a point, 11) North 16-47-25 East 61.07 feet to a point, 12) North 45-35-12 East 9.53 feet to a point, 13) North 06-01-26 East 20.14 feet to a point, 14) North 50-29-23 West 6.61 feet to a point, 15) North 16-20-29 East 9.28 feet to a point, 16) North 60-50-46 East 11.34 feet to a point, 17) North 19-49-23 East 30.81 feet to a point, 18) North 05-15-07 East 31.43 feet to a point, 19) North 45-45-04 East 12.35 feet to a point, 20) North 24-47-54 East 16.54 feet to a point, 21) North 11-21-09 East 12.16 feet to a point, 22) North 30-37-22 East 15.33 feet to a point, 23) North 43-22-20 East 29.92 feet to a point, 24) North 89-28-10 East 23.12 feet to a point, 25) South 66-30-21 East 18.60 feet to a point, 26) North 38-33-12 West 44.32 feet to a point, 27) North 26-32-44 East 29.14 feet to a point, 28) North 35-15-16 East 38.12 feet to a point, 29) North 11-32-27 East 13.77 feet to a point, 30) North 61-03-09 East 10.76 feet to a point, 31) North 22-12-13 East 11.33 feet to a point, 32) North 56-12-20 East 9.42 feet to a point, 33) North 01-26-27 West 15.42 feet to a point, 34) North 18-45-46 East 37.65 feet to a point, said point being the Northwesterly corner of Lot 1 as recorded in said Map Book 41 Page 679; thence in a Northerly direction following along and with the rear boundary line of Deed Book 19347 Page 355 with the following (6) bearings and distances as recorded in Map Book 44 Page 329: 1) North 18-45-46 East 28.34 feet to a point, 2) North 61-25-00 West 8.96 feet to a point, 3) North 00-57-48 East 102.27 feet to a point,

4) North 17-25-00 West 27.31 feet to a point, 5) North 20-14-00 West 13.42 feet to a point, 6) North 21-24-00 East 11.49 feet to a point, said point being the Northwesterly corner of said Deed Book 19347 Page 355, also being the Southwesterly corner of Lot 67; thence in a Northerly direction following along and with the rear boundary lines of Lots 67 through Lots 79 with the following (64) bearings and distances as recorded in Map Book 18 Page 58: 1) North 61-25-00 West 8.96 feet to a point, 2) North 00-48-00 East 102.11 feet to a point, 3) North 17-25-00 West 27.31 feet to a point, 4) North 20-14-00 West 13.42 feet to a point, 5) North 21-24-00 East 11.49 feet to a point, 6) North 13-39-00 West 84.09 feet to a point, 7) North 22-12-00 East 23.19 feet to a point, 8) North 25-23-00 East 27.01 feet to a point, 9) North 12-37-00 East 18.21 feet to a point, 10) North 32-12-00 East 31.09 feet to a point, 11) North 05-06-00 East 85.11 feet to a point, 12) North 01-13-00 West 94.02 feet to a point, 13) North 10-49-00 West 47.43 feet to a point, 14) North 26-15-00 East 31.31 feet to a point, 15) North 48-17-00 East 36.05 feet to a point, 16) North 39-12-00 East 54.35 feet to a point, 17) North 71-11-00 East 31.14 feet to a point, 18) South 81-38-00 East 43.31 feet to a point, 19) North 54-41-00 East 50.04 feet to a point, 20) North 21-26-00 East 80.05 feet to a point, 21) North 13-49-00 East 17.69 feet to a point, 22) North 41-15-00 East 21.83 feet to a point, 23) North 72-50-00 East 56.29 feet to a point, 24) North 60-32-00 East 29.60 feet to a point, 25) North 04-44-00 East 12.31 feet to a point, 26) North 35-26-00 East 40.31 feet to a point, 27) North 13-50-00 East 64.03 feet to a point, 28) North 28-18-00 East 25.00 feet to a point, 29) North 45-48-00 East 40.06 feet to a point, 30) North 72-54-00 East 30.81 feet to a point, 31) North 89-09-00 East 44.79 feet to a point, 32) South 67-58-00 East 38.09 feet to a point, 33) South 65-40-00 East 78.70 feet to a point, 34) South 67-31-00 East 77.91 feet to a point, 35) South 76-47-00 East 39.35 feet to a point, 36) South 61-32-00 East 33.76 feet to a point, 37) South 62-04-00 East 17.15 feet to a point, 38) South 58-50 east 24.51 feet to a point, 39) South 46-49-00 East 32.02 feet to a point, 40) South 38-47-00 East 80.56 feet to a point, 41) South 17-16-00 East 35.44 feet to a point, 42) South 07-20-00 West 69.92 feet to a point, 43) South 03-23-00 East 37.00 feet to a point, 44) South 32-34-00 East 67.38 feet to a point, 45) South 13-33-00 West 22.36 feet to a point, 46) South 25-21-00 East 46.83 feet to a point, 47) South 73-28-00 East 48.66 feet to a point, 48) South 61-48-00 East 52.05 feet to a point, 49) South 60-30-00 East 98.26 feet to a point, 50) South 68-03-00 East 50.98 feet to a point, 51) North 87-44-00 East 44.77 feet to a point, 52) North 70-31-00 East 40.11 feet to a point, 53) North 79-50-00 East 34.30 feet to a point, 54) North 54-32-00 East 65.95 feet to a point, 55) North 49-36-00 East 96.87 feet to a point, 56) South 49-07-00 East 15.00 feet to a point, 57) South 19-37-00 East 34.93 feet to a point, 58) South 02-58-00 East 49.37 feet to a point, 59) South 50-21-00 West 39.39 feet to a

point, 60) South 19-08-00 East 41.31 feet to a point, 61) South 04-23-00 West 19.72 feet to a point, 62) South 32-02-00 East 48.26 feet to a point, 63) North 63-55-00 East 10.00 feet, 64) South 26-05-00 East 21.17 feet to a point, said point being the Easterly rear corner of Lot 79, also being a common rear corner of a 4.24 acre parcel as described in Deed Book 17986 Page 905 and recorded in Map Book 40 Page 151; thence in a Northerly direction following along and with the rear boundary line of said 4.24 acre parcel with the following (37) bearings and distances as recorded in Map Book 40 Page 151: 1) South 50-39-01 East 101.09 feet to a point, 2) North 77-49-27 East 53.83 feet to a point, 3) South 17-43-50 West 41.13 feet to a point, 4) South 06-24-01 West 46.57 feet to a point, 5) South 76-32-49 East 8.00 feet to a point, 6) North 11-22-23 East 45.44 feet to a point, 7) North 38-31-02 East 79.03 feet to a point, 8) North 83-02-22 East 33.02 feet to a point, 9) North 53-58-06 East 134.78 feet to a point, 10) North 43-45-40 East 84.81 feet to a point, 11) North 44-16-20 East 48.08 feet to a point, 12) North 70-02-40 East 25.76 feet to a point, 13) South 79-29-59 East 51.60 feet to a point, 14) North 77-09-00 East 54.58 feet to a point, 15) North 46-55-31 East 66.71 feet to a point; 16) North 35-19-20 East 25.72 feet to a point, 17) North 00-36-58 East 11.02 feet to a point, 18) North 22-59-56 East 105.16 feet to a point, 19) North 48-54-26 East 22.72 feet to a point, 20) North 13-00-46 East 43.87 feet to a point, 21) North 70-24-51 East 42.43 feet to a point, 22) South 49-54-02 East 37.08 feet to a point, 23) North 76-26-58 East 16.69 feet to a point, 24) South 66-07-50 East 29.88 feet to a point, 25) South 36-35-55 East 9.76 feet to a point, 26) South 09-41-08 West 29.88 feet to a point, 27) South 35-20-44 West 19.44 feet to a point, 28) South 27-06-28 East 15.66 feet to a point, 29) North 33-05-27 East 32.18 feet to a point, 30) North 24-25-43 East 23.31 feet to a point, 31) South 80-17-27 East 12.87 feet to a point, 32) South 49-51-48 East 36.87 feet to a point, 33) South 38-25-58 East 26.18 feet to a point, 34) South 03-00-30 East 21.52 feet to a point, 35) South 28-45-20 East 28.68 feet to a point, 36) South 50-48-14 East 84.62 feet to a point, 37) North 88-42-55 East 111.76 feet to a point, said point being the Easterly most corner of said 4.24 acre Parcel located on the Northwesterly right-of-way margin of Windygap Road as recorded in said Map Book 40 Page 151; thence in a Northeasterly direction following along the Northwesterly right-of-way margin of Windygap Road with a bearing and distance of North 66-31-00 East approximately 103 feet to a point, said point being the intersection of the Northeasterly property line of Parcel 1 extended as shown on Map Book 37 Page 811 with the said Northwesterly right-of-way margin of Windygap Road; thence in a Southeasterly direction crossing said Windygap Road with the bearing of said Parcel 1, South 29-16-35 East 60 feet to a point, said point being located on the Southeasterly right-of-way margin of Windygap Road, also being the Northeasterly corner of said Parcel 1 as recorded in

said Map Book 37 Page 811; thence continuing in a Southeasterly direction following along the rear boundary line of said Parcel 1 as described in Deed Book 14349 Page 146 and being recorded in said Map Book 37 Page 811 with the following (15) bearings and distances: 1) South 29-16-35 East 73.32 feet to a point, 2) South 64-03-47 East 41.40 feet to a point, 3) North 80-28-06 East 121.44 feet to a point, 4) South 04-03-04 West 19.92 feet to a point, 5) South 05-07-04 East 22.06 feet to a point, 6) South 02-38-52 West 36.08 feet to a point, 7) South 07-35-38 West 17.71 feet to a point, 8) South 04-30-08 East 7.94 feet to a point, 9) South 50-06-20 West 15.83 feet to a point, 10) South 11-57-51 East 55.88 feet to a point, 11) South 25-21-38 East 43.83 feet to a point, 12) South 48-17-30 East 25.33 feet to a point, 13) South 08-09-24 East 25.75 feet to a point, 14) South 42-14-03 East 10.39 feet to a point, 15) South 12-38-20 East 28.34 feet to a point, said point being the Southeasterly corner of said Parcel 1 as recorded in said Map Book 37 Page 811, also being a common corner with a 3.183 acre common open space as recorded in Map Book 44 Page 822; thence in a Southeasterly direction following along the rear boundary line of said 3.183 acre common open space with the following (22) bearings and distances: 1) South 12-38-20 East 17.10 feet to a point, 2) South 41-49-16 East 45.34 feet to a point, 3) South 09-06-51 West 38.21 feet to a point, 4) South 42-17-29 East 37.35 feet to a point, 5) South 09-24-39 East 12.72 feet to a point, 6) South 34-38-38 East 29.50 feet to a point, 7) South 17-38-34 East 23.05 feet to a point, 8) South 28-02-53 East 72.45 feet to a point, 9) South 17-21-58 West 16.07 feet to a point, 10) South 34-08-43 East 27.52 feet to a point, 11) South 04-59-40 East 12.41 feet to a point, 12) South 30-41-21 East 31.36 feet to a point, 13) South 18-41-19 East 75.39 feet to a point, 14) South 36-09-38 East 28.76 feet to a point, 15) South 18-20-24 East 59.88 feet to a point, 16) South 31-56-33 East 51.91 feet to a point, 17) South 20-43-30 East 66.39 feet to a point, 18) South 03-12-58 East 32.75 feet to a point, 19) South 42-07-16 East 61.48 feet to a point, 20) South 05-53-27 West 27.64 feet to a point, 21) South 28-04-22 East 38.20 feet to a point, 22) South 15-47-02 East 33.38 feet to a point, said point being the Southeasterly corner of said 3.183 acre common open space as recorded in Map Book 44 Page 822 and being located on the Northerly right-of-way margin of Glenburn Lane; thence in a Northeasterly direction following along the Northerly right-of-way margin of said Glenburn Lane with the following (6) bearings and distances as shown on Map Book 44 Page 491: 1) Thence North 58-46-46 East 364.52 feet to a point, 2) with a curve to the right having a radius of 530.00 feet, an arc length of 226.87 feet, with a chord bearing of North 71-02-33 East 225.14 feet to a point, 3) with a curve to the right having a radius of 530.00 feet, an arc length of 253.46 feet, with a chord bearing of South 82-59-39 East 251.05 feet to a point, 4) South 69-17-38 East 612.20 feet to a point, 5) with a curve to the right having

a radius of 530.00 feet, an arc length of 121.35 feet, with a chord bearing of South 62-44-04 East 121.09 feet to a point, 6) South 62-14-57 East 41.38 feet to a point, said point being located on the Northerly right-of-way margin of said Glenburn Lane; thence in a Southeasterly direction crossing Berewick Commons Parkway with the bearing of South 62-14-57 East 90.97 feet to a point, said point being located on the Easterly right-of-way margin of Berewick Commons Parkway; thence in a Southwesterly direction following along the Easterly right-of-way margin of Berewick Commons Parkway with the following (2) bearings and distances: 1) with a curve to the left having a radius of 820.00 feet, an arc length of 270.57 feet, with a bearing and distances of South 30-09-32 West 269.34 feet to a point, 2) South 20-42-22 West 111.11 feet to a point, said point being located in the centerline of a creek, also being located on the northerly boundary line of a 3.437 acre Common Open space as shown on Map Book 44 Page 972; thence in an Easterly direction following along and with the centerline of said creek also being the Northerly boundary line of a 3.437 acre Common Open space, with the following (6) bearings and distances: 1) South 63-30-27 East 17.65 feet to a point, 2) South 82-46-27 East 104.10 feet to a point, 3) South 47-12-27 East 124.52 feet to a point, 4) North 36-59-33 East 71.31 feet to a point, 5) South 80-48-27 East 156.94 feet to a point, 6) South 27-48-27 East 43.71 feet to a point, said point being located in the centerline of said creek, also being a common corner with said Map Book 44 Page 972 and Map Book 43 Page 873; thence in an Easterly direction following along and with the centerline of said creek, also following the Northerly boundary line of a 3.490 acre Common Open Space as shown on said Map Book 43 Page 873 with the following (5) bearings and distances: 1) North 71-02-33 East 150.55 feet to a point, 2) North 37-04-33 East 46.99 feet to a point, 3) North 74-36-33 East 135.63 feet to a point, 4) South 89-09-27 East 99.67 feet to a point, 5) South 62-33-43 East 105.65 feet to a point, said point being located in the centerline of a creek, also being a common corner with said 3.490 acre Common Open Space as shown on said Map Book 43 Page 873 and Tract 2 as described in Deed Book 12704 Page 894; thence in a Southeasterly direction following along the centerline of said creek, also being the Northerly property line of Tract 2 as described in Deed Book 12704 Page 894, with the following (24) bearings and distances: 1) Thence South 35-01-28 East 31.68 feet to a point, 2) South 42-43-05 East 38.27 feet to a point, 3) South 15-57-24 East 43.56 feet to a point, 4) South 39-09-37 East 13.28 feet to a point, 5) South 01-23-18 East 42.68 Feet to a point, 6) South 46-53-59 East 24.27 feet to a point, 7) South 63-01-58 East 26.76 feet to a point, 8) South 00-42-21 East 15.59 feet to a point, 9) South 50-06-19 East 19.20 feet to a point, 10) South 75-58-35 East 47.16 feet to a point, 11) North 89-23-38 East 24.10 feet to a point, 12) South 61-10-14-East 42.30 feet to a point, 13) South 86-21-13 East

45.02 feet to a point, 14) North 47-19-16 East 14.67 feet to a point, 15) South 71-46-38 East 11.27 feet to a point, 16) North 89-09-34 East 57.06 feet to a point, 17) South 75-29-05 East 22.30 feet to a point, 18) North 68-08-21 East 15.79 feet to a point, 19) South 79-49-55 East 19.97 feet to a point, 20) North 81-25-53 East 61.65 feet to a point, 21) South 76-10-38 East 34.98 feet to a point, 22) North 79-09-57 East 22.72 feet to a point, 23) South 62-02-18 East 13.67 feet to a point, 24) North 71-31-17 East 18.27 feet to a point, said point being located in the centerline of said creek, also being the common corner with said Tract 2 as described in Deed Book 12704 Page 894 and Deed Book 10630 Page 762; thence in an Easterly direction following along and with the centerline of said creek with the following (14) bearings and distances as described in Deed Book 12704 Page 890: 1) South 89-41-29 East 48.64 feet to a point, 2) North 84-20-58 East 57.65 feet to a point, 3) South 82-18-19 East 20.40 feet to a point, 4) North 63-14-32 East 23.58 feet to a point, 5) South 78-32-05 East 13.14 feet to a point, 6) North 63-47-50 East 17.65 feet to a point, 7) South 39-18-49 East 13.87 feet to a point, 8) North 86-32-23 east 37.01 feet to a point, 9) North 07-20-18 East 6.65 feet to a point, 10) North 88-06-47 East 32.30 feet to a point, 11) South 59-00-51 East 24.61 feet to a point, 12) North 71-34-33 East 71.34 feet to a point, 13) North 24-21-32 East 15.02 feet to a point, 14) North 71-17-17 East 94.68 feet to a point, said point being located in the centerline of said creek, also being a common corner with said Deed Book 10630 Page 762 and Deed Book 12704 Page 850; thence in a Northeasterly direction following along the Northerly property line of Deed Book 12704 Page 850 with the following (2) bearings and distances: 1) North 51-25-34 East 81.67 feet to a point, 2) North 56-48-08 East 308.13 feet to a point, said point being a common corner with said Deed Book 12704 Page 850 and Deed Book 22275 Page 745; thence in a Northeasterly direction following along the property line of Deed Book 22275 Page 745 with the following (2) bearings and distances: 1) North 56-07-06 east 409.11 feet to a point, 2) South 37-47-31 East approximately 574 feet to a point, said point being located on the Easterly property line of said Deed Book 22275 Page 745, also being the Northwesterly corner of Deed Book 23097 Page 602; thence in a Northeasterly direction following along the property line of Deed Book 23097 Page 602 with the following (4) bearings and distances: 1) North 52-33-00 East 374.78 feet to a point, 2) South 55-09-00 East 281.88 feet to a point, 3) South 23-07-00 East 206.05 feet to a point, 4) South 51-31-20 East approximately 389 feet to a point, said point being 30 feet Northeast of and normal to the centerline of Steele Creek Road; thence in a Northeasterly direction following along the Northwesterly right-of-way margin of Steele Creek Road approximately 140 feet to station 1+60-Y3/30' Lt. as described on a set of State Highway Plans identified as R-2248AC&AD, Project 8.U672217 and recorded in Map Book 3 Page 222; thence

Northeasterly with the following (2) stations and offsets: 1) thence to station 1+106.00-Y3-/59.06'Lt., 2) thence to station 1+168.36-Y3-/59.06'Lt. said station being located at the Northwesterly right-of-way margin of Steele Creek Road and the Southerly right-of-way margin of Trojan Drive; thence crossing Trojan Drive to station 1+198.36-Y3-/59.06'Lt., said point being the Northwesterly right-of-way margin of Steele Creek Road and Northerly right-of-way margin of Trojan Drive; thence continuing in a Northeasterly direction following along the Northwesterly right-of-way margin of Steele Creek with the following (4) stations and offsets: 1) thence to station 1+280-Y3-/98.43'Lt., 2) thence to station 1+366.902-Y3-/98.43'Lt., 3) thence to station 1+400-Y3-/98.43'Lt., 4) thence to station 0+550-Ramp A-/82.02'Rt., said point marking the Northwesterly right-of-way margin of Steele Creek and the Southwesterly right-of-way Margin of I-485, also being located on the Northerly property line of Deed Book 16858 Page 913; thence continuing in a Northeasterly direction crossing I-485 approximately 1,340 feet to a point, said point having a station and offset of 0+560-Ramp D-/98.43' Lt.; Thence running in a Northeasterly direction to station 1+854-Y3-Rev./Existing R/W Lt., said point marking the Northwesterly right-of-way margin of Steele Creek and the Northerly right-of-way Margin of I-485, also being located on the Easterly property line of Deed Book 8734 Page 666; thence in an Easterly direction crossing Steele Creek Road with the extension of the Northerly property line of Deed Book 19181 Page 465, approximately 150 feet to a point, said point being the Northwesterly corner of said Deed Book 19181 Page 465; thence in a Southwesterly direction following along the Easterly right-of-way margin of Steele Creek Road, also being the Westerly property line of said Deed Book 19181 Page 465, approximately 39 feet to station 1+850-Y3-Rev./75.46'Rt., said point marking the Northeasterly right-of-way margin of Steele Creek Road and the Northerly right-of-way Margin of I-485; thence in a Southeasterly direction following along the Northerly right-of-way margin of I-485 crossing over Gable Road and Sandy Porter Road with the following (8) stations and offsets: 1) thence to station 0+652.214-Ramp C-/82.02'Rt., 2) thence to station 0+523.861-Ramp C-/147.63 Rt., 3) thence to station 0+300-Ramp C-/82.02'Rt., 4) thence to station 7+609.619-L-/196.85'Rt., 5) thence to station 7+380-L-/164.04'Rt., 6) thence to 7+170.886-L-/164.04'Rt., 7) thence to station 6+971.870-L-/164.04'Rt., 8) thence to station 6+870.807-L-/164.04'Rt., said station marking the Northeasterly right-of-way margin of Sandy Porter Road and the Northerly right-of-way Margin of I-485; thence in a Southeasterly direction crossing over I-485 approximately 520 feet to a point, said point being located on the Southerly right-of-way margin of I-485 and the Easterly right-of-way margin of Sandy Porter Road having a station and offset of 6+750.133-L-/164.04'Lt., also being the Northerly corner of Tract 2 as described in Deed Book 12015 Page 105; thence in a Southerly

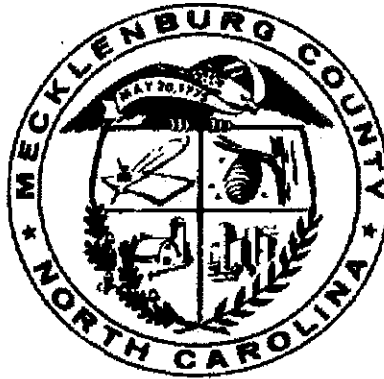
direction following along the Westerly right-of-way margin of I-485 also being the Easterly boundary line of Tract 2 as described in said Deed Book 12015 Page 105 with a curve to the right having a radius of 2132.54 feet, an arc length of 896.19 feet, with a chord bearing and distance of South 37-52-39 East 889.61 feet to a point, said point being a common corner with said Deed Book 12015 Page 105 and Deed Book 21916 Page 358; thence continuing in a southerly direction following along the Westerly right-of-way margin of I-485, also being the Easterly boundary line of Deed Book 21916 Page 358 with the following (2) bearings and distances: 1) with a curve to the right having a radius of 2131.60 feet, an arc length of 262.81 feet, with a chord bearing and distance of South 22-28-13 East 262.64 feet to a point, 2) South 17-44-55 East 95.76 feet to a point, said point being a common corner with said Deed Book 21916 Page 358 and Deed Book 11903 Page 72; thence continuing in a southerly direction following along the Westerly right-of-way margin of I-485, also being the Easterly boundary line of Deed Book 11903 Page 72 with the following (2) bearings and distances: 1) with a curve to the right having a radius of 2132.54 feet, an arc length of 187.06 feet, with a chord bearing and distance of South 13-48-07 East 187.00 feet to a point, 2) South 13-06-30 East 218.82 feet to a point, said point a common corner with said Deed Book 11903 Page 72 and Deed Book 12015 Page 105; thence continuing in a southerly direction following along the Westerly right-of-way margin of I-485, also being the Easterly boundary line of Deed Book 12015 Page 105 with the following (3) bearings and distances: 1) South 13-06-30 East 71.70 feet to a point, 2) South 03-19-02 East 332.47 feet to a point, 3) South 02-05-15 West 75.09 feet to a point, said point being a common corner with said Deed Book 12015 Page 105 and Tract 2 as shown in Map Book 36 Page 309; thence continuing in a southerly direction following along the Westerly right-of-way margin of I-485, also being the Easterly boundary line of Tract 2 and Tract 4 as shown in Map Book 36 Page 309 with the following (4) bearings and distances: 1) South 02-05-37 West 240.51 feet to a point, 2) South 01-07-29 West 168.95 feet to a point, 3) with a curve to the left having a radius of 1738.82 feet, an arc length of 149.15 feet, with a chord bearing and distance of South 03-13-42 East 149.10 feet to a point, 4) with a curve to the left having a radius of 1738.82 feet, an arc length of 60.33 feet, with a chord bearing and distance of South 06-40-47 East 60.33 feet to a point, said point being a common corner with said Tract 4 as recorded in Map Book 36 Page 309 and Deed Book 22992 Page 572; thence continuing in a southerly direction following along the Westerly right-of-way margin of I-485, also being the Easterly boundary line of Deed Book 22992 Page 572 with a bearing and distance of South 07-42-00 east 217.37 feet to a point, said point being the POINT AND PLACE OF BEGINNING.

Berewick Annexation Qualifying Area, 2009



- Berewick Annexation Area
- City of Charlotte, April 2008
- Mecklenburg County

0 1,200 2,400
Feet



J. DAVID GRANBERRY
REGISTER OF DEEDS, MECKLENBURG
COUNTY & COURTS OFFICE BUILDING
720 EAST FOURTH STREET
CHARLOTTE, NC 28202

PLEASE RETAIN YELLOW TRAILER PAGE

It is part of the recorded document, and must be submitted with original for re-recording
and/or cancellation.

Filed For Registration: 04/21/2009 01:48:04 PM
Book: RE 24660 Page: 138-158
Document No.: 2009054425
ORD 21 PGS \$69.00
Recorder: TERESITA BYRUM



2009054425

FOR REGISTRATION J. DAVID GRANBERRY
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2009 JUL 17 12:15:39 PM
BK:24934 PG:322-324 FEE:\$15.00

INSTRUMENT # 2009101974

AFFIDAVIT FOR CORRECTION



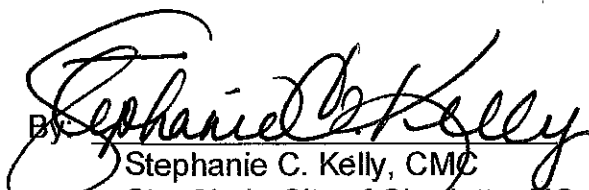
I, **Stephanie C. Kelly**, City Clerk for the City of Charlotte, North Carolina do hereby state

that this Affidavit is for the purpose of correcting the 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 Status of North Carolina **Ordinance No. 4070-X, Annexation Area: Berewick** dated November 24, 2008, Ordinance Book 55, beginning at page number 917 to reflect an **effective date of June 30, 2009.**

that I am duly authorized to make this application and that the above is a true and accurate record to be maintained at the Office of the City Clerk.

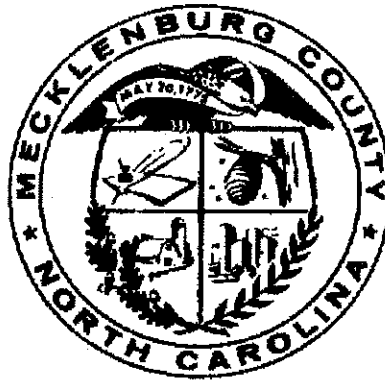


City of Charlotte, North Carolina
Dated: July 16, 2009.

BY 
Stephanie C. Kelly, CMC
City Clerk, City of Charlotte, NC

RETURNED TO CUSTOMER

Handwritten mark



J. DAVID GRANBERRY
REGISTER OF DEEDS, MECKLENBURG
COUNTY & COURTS OFFICE BUILDING
720 EAST FOURTH STREET
CHARLOTTE, NC 28202

PLEASE RETAIN YELLOW TRAILER PAGE

It is part of the recorded document, and must be submitted with original for re-recording
and/or cancellation.

Filed For Registration: 07/17/2009 12:15:39 PM
Book: RE 24934 Page: 322-324
Document No.: 2009101974
AFFT 3 PGS \$15.00
Recorder: TERESITA BYRUM



2009101974

ORDINANCE NO. 4071-X

O# 32

AN ORDINANCE TO AMEND ORDINANCE NUMBER 3937-X, THE 2008-2009 BUDGET ORDINANCE, TO PROVIDE APPROPRIATIONS FOR THE START-UP COSTS FOR PROVISION OF SERVICES IN FIVE ANNEXATION AREAS FOR THE JUNE 30, 2009 ANNEXATION.

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

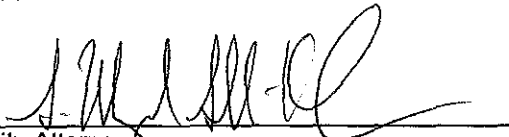
Section 1. That the sum of \$4,216,469 is hereby available from the fund balance of the General Fund (0101)

Section 2. That the sum of \$4,216,469 is hereby appropriated to the General Fund (0101) for the operation of City government services in five annexation areas.

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:


Sr. Atty. City Attorney

CERTIFICATION

I, Brenda R. Freeze, 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 24th day of November, 2008, the reference having been made in Minute Book 128, and recorded in full in Ordinance Book 55, Page 937.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 3rd day of December, 2008.


Brenda R. Freeze, CMC, City Clerk

