

8012276840

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF
THE TOWN OF BOONE, NORTH CAROLINA:
John H. Brinkley, III

3703d
WHEREAS, the Town Council has been petitioned under G.S. 160A-58.1, as amended, to annex the area described herein; and

WHEREAS, the Town Council has by resolution directed the Town Clerk to investigate the sufficiency of said petition; and

WHEREAS, the Town Clerk has certified the sufficiency of said petition and a public hearing on the question of this annexation was held at the Council Chambers at 6:30 p.m. on the 26th day of January, 1989; and

WHEREAS, the Town Council further finds that the area described therein meets the standards of G.S. 160A-58.1(b), to wit:

- a. The nearest point on the proposed satellite corporate limits is not more than three miles from the corporate limits of the Town,
- b. No point on the proposed satellite corporate limits is closer to another city than to the Town,
- c. The area described is so situated that the Town will be able to provide service on the same basis within the proposed satellite corporate limits that it provides within the primary corporate limits,
- d. No subdivision, as defined in G.S. 160A-376, will be fragmented by this proposed annexation,
- e. The area within the proposed satellite corporate limits, when added to the area within all other satellite corporate limits, does not exceed ten percent (10%) of the area within the primary corporate limits of the Town; and

WHEREAS, the Town Council does hereby find as a fact that said petition has been signed by all the owners of real property in the area who are required by law to sign and all other requirements of G.S. 160A-58.1, as amended;

WHEREAS, the Town Council does hereby find as a fact that the petition is otherwise valid, and that the public health, safety and welfare of the Town and of the area proposed for annexation will be best served by annexing the area described herein;

- continued -

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Boone, North Carolina:

Section 1. By virtue of the authority granted by G.S. 160A-58.2, as amended, the following described non-contiguous territory is hereby annexed and made part of the Town of Boone, as of the 26th day of January, 1989.

See Attached: Metes and Bounds Description
Donald H. McNeil
RLS-2809

Section 2. Upon and after the 26th day of January, 1989 the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the Town of Boone and shall be entitled to the same privileges and benefits as other parts of the Town of Boone. Said territory shall be subject to municipal taxes according to G.S. 160A-58.10.

Section 3. The Mayor of the Town of Boone shall cause to be recorded in the office of the Register of Deeds of Watauga County, and in the office of the Secretary of State in Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 hereof, together with a duly certified copy of this ordinance. Such a map shall also be delivered to the County Board of Elections as required by G.S. 163-288.1.

** Section 4. Notice of adoption of this ordinance shall be published once, following the effective date of annexation, in a newspaper having general circulation in the Town of Boone.

Adopted this 26th day of January, 1989.

Larry Keith
MAYOR

ATTEST
[Signature]
TOWN CLERK
N.C.A.R.

APPROVED AS TO FORM:
David Paletta
TOWN ATTORNEY

** Optional

NORTH CAROLINA
WATAUGA COUNTY
Filed for registration on the 18th day of May
1989 at 1:30 o'clock P.M., and registered in the
office of the Register of Deeds of Watauga County, North Carolina
on the 18th day of May, 1989
in Book 122 of Records
of page 640
Phyllis E. Foster
Register of Deeds
by *[Signature]* Deputy

801228642

"SCHEDULE A"

BLUE RIDGE TOWNSHIP WATAUGA COUNTY NORTH CAROLINA

A parcel of land lying on the south side of North Carolina Secondary Road No. 1636, commonly called Kellwood Drive approximately 300 feet west of the intersection of said N.C.S.R. No. 1636 with N.C.S.R. No. 1524 and being a portion of the George Keller, Jr. Properties and bounded on the north by said N.C.S.R. No. 1636, on the east and south by said George Keller, Jr., and on the west by Roy Keller and surveyed by, Donald H. McNeil, R.L.S., L-2809 on October 30, 1987 and being more particularly described as follows:

BEGINNING on a railroad spike set in the center line of N.C.S.R. No. 1636 and located North 60° 46' 48" West 264.15 feet from a railroad spike set (1984) in the center line of N.C.S.R. No. 1636; thence with a new line through the lands of George Keller, Jr., South 23° 26' 18" West 210.00 to a 5/8 inch rebar set; thence continuing a new line, North 60° 46' 48" West 208.49 feet to a 5/8 inch rebar set in the line of the lands conveyed to Roy Keller; thence with the line of Roy Keller, North 23° 26' 18" East 210.00 feet to a railroad spike set in the center line of the aforesaid N.C.S.R. No. 1636; thence with the center line of said road, South 60° 46' 48" East 208.49 feet to the BEGINNING and containing 1.000 acres as calculated by coordinate geometry.

This conveyance is made subject to the following restrictions:

SEE REVERSE FOR PLAT OF PROPERTY

Regards
D.H. McNeil III