



✓ TOWN OF BOONE
680 WEST KING STREET STE C
BOONE, NC 28607

Ordinance #17-01
AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE
TOWN OF BOONE, NORTH CAROLINA
(Brown of Boone III, LLC)

WHEREAS, the Town Council has been petitioned under G.S. 160A-58.1 to annex the area described below; and

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

WHEREAS, the Town Clerk has certified the sufficiency of the petition and a public hearing on the question of this annexation was held at Council Chambers at 1500 Blowing Rock Road at 5:30 p.m. on January 19, 2017 after due notice by Watauga Democrat on January 4, 2017; and

WHEREAS, the Town Council 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 (3) miles from the corporate limits of the Town;
- b. No point on the proposed satellite corporate limits is closer to another municipality than to the Town;
- c. The area described is so situated that the Town will be able to provide the same services 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

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WHEREAS, the Town Council further finds that the petition has been signed by all owners of real property in the area who are required by law to sign; and

WHEREAS, the Town Council further finds 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;

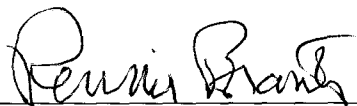
NOW, THEREFORE BE IT ORDAINED by the Town Council of the Town of Boone, North Carolina that:

Section 1. By virtue of the authority granted by G.S. 160A-58.2, the following described non-contiguous territory is hereby annexed and made part of the Town of Boone, as of February 16, 2017:

A 4.600 acre tract being that portion of Book of Records 1489, Page 412 lying on the south side of New Highway US 421 (project 6.759003T) being surveyed by me, Frank Lee Hayes PLS L -1488, on August 10, 2015 as: BEGINNING on an existing half inch rebar, a corner to a Watauga County tract (BoR 40, Page 755) in the northern line of a second Watauga County tract (DB 252, Page 739), and having NCGS NAD '83 coordinates of N = 910,179.13 and E=1,224,176.92; THENCE from the beginning and with the Watauga County property line North 71 degrees 29 minutes 30 seconds West 645.31 feet to an existing 5/8 inch rebar, a Markovich properties corner; THENCE with the Markovich line North 71 degrees 29 minutes 30 seconds West 234.11 feet to a 5/8 inch rebar set in the DOT line; THENCE with said line North 83 degrees 46 minutes 15 seconds East 73.15 feet to a 5/8 rebar set; THENCE with the same North 71 degrees 46 minutes 15 seconds EAST 136.16 feet to a concrete DOT monument; THENCE with the same NORTH 83 degrees 46 minutes 15 seconds East 446.72 feet to a concrete monument; THENCE with the same South 77 degrees 22 minutes 05 seconds East 392.91 feet to an existing half inch rebar at a fence corner, a Watauga County property corner; THENCE with the Watauga County property line South 33 degrees 35 minutes 30 seconds West 350.08 feet to the BEGINNING; being described with bearings and distances relative to the North Carolina Grid System (combined grid factor is 0.99986915).

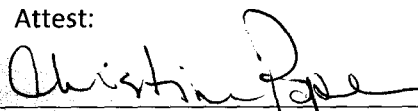
Section 2. Upon and after February 16, 2017 the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the Town of Boone and shall be entitled to the same privileges and benefits as other parts of the Town of Boone. Said territory 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 at Raleigh, North Carolina, an accurate map of the annexed territory, described herein in Section 1 above, 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.



Rennie Brantz, Mayor

Attest:



Christine Pope, Town Clerk

