

ORDINANCE NO. 48

**AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF
THE VILLAGE OF FLAT ROCK, NORTH CAROLINA**

STATONWOODS

WHEREAS, the Council of the Village of Flat Rock, North Carolina, has been requested by petitions submitted pursuant to N.C.G.S. §160A-31, as amended, to annex the land areas described herein; and

WHEREAS, the Village Council has by resolution directed the Village Clerk to investigate the sufficiency of such petitions, and

WHEREAS, the Village Clerk has certified the sufficiency of such petitions, and a public hearing on such annexation was held at the Flat Rock Village Hall on May 10, 2007, after due notice by publication on October 25, 2005; and

WHEREAS, the Village Council does hereby find as a fact that said petitions meet the requirements of the said N.C.G.S. §160-31, as amended;

NOW, THEREFORE, BE IT ORDAINED by the Village Council:

SECTION I. By virtue of the authority granted by N.C.G.S. §160A-31, as amended, the following described land area, located in Henderson County, North Carolina, is hereby annexed and made a part of the Village of Flat Rock, such annexation to be effective on June 1, 2007:

PARCEL ONE: Lots 1 through 61, Statonwoods Subdivision, together with Mockingbird Lane (SR 1935), Chickadee Circle (SR 1936), Bluebird Drive (SR 1937), and Hummingbird Lane (SR 1938) within said subdivision, as shown on a plat thereof recorded in Plat Book 8 at page 6 of the Henderson County Registry, reference to which plat is hereby made for a more particular description.

PARCEL TWO: Parcel A, as shown on a plat of survey entitled "Actonbriar" and recorded on Plat Slide 866 of the Henderson County Registry, reference to which plat is hereby made for a more particular description.

PARCEL ONE AND PARCEL TWO, together, are described by metes and bounds as follows:

BEGINNING at an unmarked point in Memminger Creek and in the existing limits of the Village of Flat Rock (pursuant to Ordinance No. 44 adopted by the Council of the Village of Flat Rock on November 10, 2005, and recorded in Deed Book 1251 at page 689 of the Henderson County Registry), said point also being the southwest corner of

Lot 1, Statonwoods Subdivision, as shown on a plat thereof recorded in Plat Book 8 at page 6 of the Henderson County Registry, and having North Carolina Grid coordinates of N=576,519.71 feet and E=972,602.16 feet, N.A.D. 83, and being N 12° 04' 34" W, 787.11 feet from North Carolina Grid Monument "Water" (Grid coordinates N=575,750.03 feet, E=972,766.83 feet, N.A.D. 83, combined factor of 0.9997748); thence in a northerly direction with the right of way of Greenville Highway (N.C. 225) and along the westerly line of Lot 1 and Lots 44 and 43, Statonwoods Subdivision, the following two courses and distances: N 13° 12' 22" W, 139.97 feet to an iron pipe; and N 13° 23' 41" W, 531.68 feet to an iron pipe at the northwest corner of the said Lot 43; thence easterly the following three courses and distances: N 81° 15' 27" E, 90.16 feet; N 81° 16' 23" E, 139.76 feet; and N 79° 53' 19" E, 39.64 feet to an iron pipe at the southwest corner of Parcel A, Actonbriar Subdivision, as shown on a plat thereof recorded on Plat Slide 866 of the Henderson County Registry; thence northerly and easterly along the border of the said Parcel A the following three courses and distances: N 23° 14' 21" W, 253.35 feet to an iron pipe at the northwestern corner of the said Parcel A; N 88° 14' 15" E, 148.98 feet; and N 88° 15' 37" E, 147.36 feet to a rebar at the northeast corner of the said Parcel A and on the westerly line of Lot 36, Statonwoods Subdivision; thence northerly and easterly with the line of Statonwoods Subdivision the following eleven courses and distances: N 07° 16' 57" W, 73.13 feet; N 07° 37' 26" W, 150.05 feet; N 07° 29' 55" W, 155.37 feet; N 29° 17' 20" E, 49.47 feet; N 29° 02' 54" E, 175.49 feet; N 69° 39' 01" E, 51.00 feet; N 67° 48' 54" E, 105.71 feet; N 70° 21' 32" E, 84.02 feet; N 70° 11' 14" E, 150.35 feet; N 70° 15' 09" E, 149.81 feet; and N 70° 16' 07" E, 131.73 feet to an iron pipe at the southwest corner of Lot 25, Statonwoods Subdivision; thence northerly with the line of Lot 25 and Lot 24, Statonwoods Subdivision, N 19° 57' 49" W, 265.81 feet; and N 19° 59' 55" W, 274.54 feet to a stone at the northwest corner of the said Lot 24; thence easterly along the line of Statonwoods Subdivision the following eight courses and distances: N 66° 33' 33" E, 72.00 feet; N 66° 58' 02" E, 49.93 feet; S 86° 49' 12" E, 138.92 feet; S 86° 38' 27" E, 78.12 feet; N 83° 04' 56" E, 119.10 feet; N 84° 29' 06" E, 93.40 feet; N 73° 05' 31" E, 112.11 feet; and N 73° 05' 31" E, 10.98 feet to an unmarked point in the center of a ditch at the northeast corner of Lot 23, Statonwoods Subdivision; thence southerly along the line of Statonwoods Subdivision the following three courses and distances: S 06° 52' 49" E, 384.30 feet; S 23° 42' 49" E, 704.14 feet; and S 20° 33' 42" E, 55.98 feet to an unmarked point lying in King Creek and the existing limits of the Village of Flat Rock; thence southwesterly with King Creek and the boundary of Statonwoods Subdivision the following thirty courses and distances: S 26° 06' 44" W, 67.25 feet; S 35° 47' 44" W, 199.84 feet; S 48° 16' 44" W, 93.46 feet; S 16° 53' 44" W, 38.83 feet; S 55° 28' 44" W, 26.12 feet; S 55° 28' 44" W, 155.44 feet; S 43° 30' 44" W, 84.97 feet; S 05° 47' 44" W, 44.66 feet; S 39° 52' 44" W, 30.39 feet; S 39° 52' 44" W, 81.91 feet; S 33° 36' 44" W, 87.51 feet; S 33° 36' 44" W, 107.28 feet; N 86° 42' 16" W, 68.63 feet; N 86° 42' 16" W, 113.77 feet; S 23° 58' 16" E, 58.24 feet; S 82° 09' 44" W, 55.81 feet; S 75° 07' 44" W, 66.59 feet; S 45° 30' 49" W, 82.50 feet; S 45° 27' 26" W, 68.66 feet;

S 41° 23' 16" W, 14.33 feet; N 72° 39' 28" W, 50.35 feet; S 52° 12' 07" W, 151.58 feet; S 04° 51' 07" W, 79.62 feet; S 74° 38' 07" W, 157.39 feet; S 23° 48' 07" W, 50.49 feet; N 59° 31' 53" W, 69.89 feet; S 68° 41' 07" W, 79.74 feet; S 56° 26' 07" W, 70.58 feet; S 77° 05' 07" W, 101.96 feet; and S 89° 31' 07" W, 165.77 feet to the point of beginning; and containing 54.64 acres, more or less.

SECTION II. Upon and after June 1, 2007, the above-described land area and the citizens residing and property located therein shall be subject to all debts, laws, ordinances and regulations in force in the Village of Flat Rock and shall be entitled to the same privileges and benefits as other parts of the Village of Flat Rock

SECTION III: The Mayor of the Village of Flat Rock shall cause to be recorded in the office of the Register of Deeds for Henderson County, and in the office of the Secretary of State of North Carolina, in Raleigh, North Carolina, accurate maps of the annexed land areas described in Section I hereof, together with a duly certified copy of this ordinance. Such maps shall also be delivered to the Henderson County Board of Elections, as required by N.C.G.S. §163-288.1.

ADOPTED this the 10th day of May 2007.

Rowena M. Sweezy, CMC
Village Clerk

Ray E. Shaw, Jr.
Mayor

APPROVED AS TO FORM:

Sharon B. Alexander
Village Attorney