

ORD 2023-3

An Ordinance for the Voluntary Extension of the Corporate Limits of the Town of
Laurel Park, Under the Authority of
North Carolina General Statutes 160A-58.7
Annexation of Municipal Owned Property

Whereas, the Town of Laurel Park has resolved to voluntarily annex 2.95 acres of property located on 1512 Brevard Road, Henderson County PIN # 9568-09-6424, pursuant to North Carolina General Statutes 160A-58.7; and

Whereas, the Town Council has taken into full consideration the statements presented at the public hearing held on the 16th day of August 2022 on the desirability of this voluntary annexation; and

Whereas, the Town Council has determined that the annexation of municipal owned property is noncontiguous to the municipal boundaries of the Town of Laurel Park, and

Whereas, the Town Council has determined that the noncontiguous area proposed for annexation meets all the following standards as a matter of fact.

- (1) The nearest point on the proposed satellite corporate limits is not more than three miles from the primary corporate limits of the Town of Laurel Park.
- (2) No point on the proposed satellite corporate limits is closer to the primary corporate limits of another city than to the primary corporate limits of the Town of Laurel Park.
- (3) The area is so situated that the Town of Laurel Park will be able to provide the same services within the proposed satellite corporate limits that it provides within its primary corporate limits.
- (4) No portion of the area proposed for annexation is a subdivision as defined in G.S. 160A-376.
- (5) 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 of Laurel Park.

(6) The area of the proposed satellite corporate limits is consistent with the Town of Laurel Parks 2016-2026 Comprehensive Plan.

Whereas, the Town Council has concluded and hereby declares that the annexation of the area described herein is necessary for the orderly growth and development of the Town of Laurel Park. The proposed annexation is consistent with the Laurel Park Comprehensive Land Use Plan, is reasonable, and is in the public interest.

Now, Therefore, Be It Ordained, by the Town Council of the Town of Laurel Park:

Section 1.

That from and after the 31st day of August 2022, the effective date of this annexation, the following territory shall be annexed to and become a part of the Town of Laurel Park, and the corporate limits of the Town of Laurel Park shall on said 31st day of August 2022, be extended to include said territory more particularly described by metes and bounds as follows:

Being all of that 2.95 acre tract depicted on Plat Slide 14099 and that 0.07 acre tract depicted in Plat Slide 14099 prepared by Hill and Associates Surveyors, P.A., dated April 7, 2022 and recorded in the Office of the Register of Deeds for Henderson County, North Carolina at Plat Slide 14099, reference to which is hereby made and incorporated herein for a greater certainty of description by metes and bounds.

ALSO BEING all of the real property described in deed of record Book of Record 3897, Page 61, Henderson County Registry.

Section 2.

Upon and after August 31, 2022, 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 Laurel Park and shall be entitled to the same privileges and benefits as other parts of the Town of Laurel Park.

Section 3.

The Mayor of Laurel Park shall cause to be recorded in the Office of the Register of Deeds of Henderson County and in the Office of the Secretary of State at Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 above, together with a duly certified copy of the ordinance as required by G.S. §160A-29. Such a map shall also be delivered to the Henderson County Board of Elections as required by G.S. 163-288.1.

Adopted this _____ day of August 2022.

J. Carey O'Cain

Mayor

I, Tamara Amin, Town Clerk of the Town of Laurel Park, North Carolina, being first duly sworn, do hereby certify the attached document is a true and original copy as adopted by the Town of Laurel Park Council at their meeting held on the 16th day of August 2022.

In witness whereof, I have hereunto set my hand and affixed the official Seal of the Town of Laurel Park, North Carolina, this 16th day of August 2022.

Tamara Amin, CMC, NCCMC, Town Clerk

(Seal)