

Annexation Ordinance No: _____
AX 22-04: South side of Cumberland Road

**AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE
CITY OF FAYETTEVILLE, NORTH CAROLINA**

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

WHEREAS, the City of Fayetteville has investigated the sufficiency of the petition; and

WHEREAS, the City of Fayetteville has certified the sufficiency of the petition and a public hearing on the question of this annexation was held at City Hall Council Chambers at 7:00 PM on March 28, 2022, after due notice by publication; and

WHEREAS, the City 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 (3) miles from the primary corporate limits of the City of Fayetteville;
- b. No point on the proposed satellite corporate limits is closer to the primary corporate limits of another municipality than to the primary corporate limits of the City of Fayetteville;
- c. The area described is so situated that the City of Fayetteville 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 and as interpreted by the City's Legal Department, 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 City of Fayetteville;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Fayetteville North Carolina that:

Section 1. By virtue of the authority granted by G.S. 160A-58.2, the following described non-contiguous property owned by Kodjo Sam Kouassi is hereby annexed and made part of the City of Fayetteville, North Carolina as of March 28, 2022:

Name of Annex Area: Sam's Towing, North of Cumberland Road

Name of Owner(s): Kodjo Sam Kouassi

PIN: 0426007605000 / Size: 0.47 +/- Acres

LEGAL DESCRIPTION OF THE PROPERTY (Prepared on 02172022)

BEGINNING at an existing iron pipe in the northern right of way margin of Cumberland Road, said point also being the southeast corner of the property located at 3414 Cumberland Road and known as Tax REID number of 0426006548000 and continuing thence for a first call of North 03 degrees 06 minutes 03 seconds West 126.18 feet to an existing iron pipe, thence continuing with the northern line of 3414 Cumberland Road, South 72 degrees 48 minutes 57 seconds West 90.10 feet to an existing iron pipe, thence North 03 degrees 06 minutes 03 seconds West 81.74 feet a computed point, thence North 86 degrees 53 minutes 57 seconds East 184.60 feet to a computed point in the western right of way margin of Hopedale Street, thence continuing along said right of way South 03 degrees 06 minutes 03 seconds East 48.54 feet to a computed point, thence South 86 degrees 39 minutes 07 seconds West 15.08 feet to a computed point, thence South 03 degrees 20 minutes 50 seconds East 104.98 feet to a computed point, thence South 35 degrees 00 minutes 28 seconds West 19.13 feet to a computed point in the northern margin of Cumberland Road, thence South 73 degrees 07 minutes 00 seconds West 72.87 to the BEGINNING, and containing approximately 0.49 acres more or less.

Section 2. Upon and after March 28, 2022, the above-described area and its citizens and property shall be subject to all debts, laws, ordinances, and regulations in force in the City of Fayetteville, North Carolina and shall be entitled to the same privileges and benefits as other parts of the City of Fayetteville, North Carolina. Said area shall be subject to municipal taxes according to G.S. 160A-58.10.

Section 3. The Mayor of the City of Fayetteville shall cause to be recorded in the office of the Register of Deeds of Cumberland County, and in the Office of the Secretary of State in Raleigh, North

Carolina, an accurate map of the annexed area, described in Section 1, together with a certified copy of this ordinance. Such a map shall also be delivered to the Cumberland County Board of Elections as required by G.S. 163-288.1.

Adopted this ____ day of _____, 20____.

ATTEST _____
Pamela Megill, City Clerk

Mitch Colvin, Mayor