

ORDINANCE 2013-18
AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE
CITY OF NEWTON, NORTH CAROLINA

United Franchise Group, Sign*A*Rama, Inc.

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

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

WHEREAS, the City Clerk has certified the sufficiency of the petition and a public hearing on the question of this annexation was held at the Council Chambers of Newton City Hall, 401 North Main Avenue at 7:00 p.m. on June 4, 2013; and

WHEREAS, the City 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 City of Newton.
- b. No point on the proposed satellite corporate limits is closer to another municipality than to the City of Newton;
- c. The area described is so situated that the City of Newton 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; and

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

WHEREAS, the City Council further finds that the petition is otherwise valid, and that the public health, safety and welfare of the City of Newton and of the area proposed for annexation will be best served by annexing the area described;

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

Section 1. By the virtue of the authority granted by G.S. 160A-58.2, the following described territory is hereby annexed and made part of the City of Newton, as of July 1, 2013.

Exhibit A

BEGINNING at an iron which is the northwest corner of Tract 2 as recorded in Plat Book 46, Page 26, Catawba County Registry and is in the line of the G. Sam Ostwalt property and runs thence from said **BEGINNING** point with the Ostwalt property the following calls and distances: North 36° 14' 30" East 50.0 feet to an iron; North 17° 19' 34" West 412.30 feet to a fence post; North 75° 51' 30" East 80.95 feet to an axle with an angle iron guard and North 41° 18' 13" East 119.82 feet to an iron, a corner of Tract 1 of the plat in Plat Book 46, Page 26, Catawba County Registry; thence with Tract 1 South 22° 51' 26" East 498.99 feet to an iron in the line of Tract 2 of the plat as hereinabove referred; thence with Tract 2 South 67° 08' 43" West 216.03 feet to the **BEGINNING**.

The foregoing description was formerly part of Tract 2 of the plat as hereinabove referred and is taken from that survey prepared by Kevin D. Hefner for Sign*A*Rama, Inc. dated March 12, 2013 and contains 2.228 acres by coordinate method.

Section 2. Upon and after July 1, 2013, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Newton and shall be entitled to the same privileges and benefits as other parts of the City of Newton. Said territory shall be subject to municipal taxes according to G.S. 160A-58.10.

Section 3. The Mayor of the City of Newton shall cause to be recorded in the office of the Register of Deeds of Catawba County, and in 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 this Ordinance. Such a map shall also be delivered to the County Board of Elections, as required by G.S. 163-288.1.

Adopted this the 4th day of June, 2013



Mayor

APPROVED AS TO FORM:

City Clerk

City Attorney