

Planning & Neighborhood Development

35 Cabarrus Avenue, West PO Box 308 Concord, NC 28026 Phone: 704-920-5146

Email: rogerss@concordnc.gov

Petition for Annexation into the Concord City Limits

	Section A Submittal Checklist						
	Please include all of the following (check off). If any information is missing from the application package, you will be asked to resubmit the petition with all required materials. Please carefully check the list below before you submit:						
Requir	red – An incomplete application will delay the annexation process.						
/	Written metes and bounds description of the property to be annexed. (Must include in application packet and email a Microsoft Word version to rogerss@concordnc.gov). Mark as Exhibit A. Source can be from Survey or Deed.						
/	Map showing above written metes and bounds description of the property to be annexed in relation to the current city limits Mark as Exhibit B.						
~	A Current County Tax Map with parcels included in the annexation request clearly marked. Mark as Exhibit C. http://gis.cabarruscounty.us/gisdataexplorer/						
/	Correct Parcel Identification Number(s) (PIN) on second page of application. This is very important. Please indicate if the property to be annexed is only a portion of an existing parcel. http://gis.cabarruscounty.us/gisdataexplorer/						
\	Property Owners' Signatures, Date of Signatures, and addresses. See page 3 of this application. All real property owners must sign the application, and such signature must be notarized. An authorized representative must sign on behalf of each legal entity that holds ownership of the property and such representative's signature must be notarized. One signature for each legal ownership interest in the property.						
/	Please include signatures of new owners if ownership will change during the annexation process. Notary Statements for each signature						
*	General Warranty Deed showing ownership of the property. Petitioners must submit a title opinion or title insurance if a general warranty deed is not available. Upon review, a title opinion may be required in addition to a general warranty deed.						
	Statement of vested rights claimed, if any.						
	\$300.00 Application Fee						
	A letter authorizing a developer or agent to handle annexation petition (e.g. withdraw, delay/reactivate petition).						
/	This application form (Sections A, B, C, and D) completed, <u>dated and signed</u> by the property owner(s) and attested submitted by the deadlines noted in section B of this application, page 2.						
Optional, but will assist in the steps following the annexation process							
	Section E (Supplemental Information)						
ox.	Copy of any proposed plans, which may include but is not limited to a preliminary site plan or final site plan						
/	Appropriate application(s) for City of Concord Planning & Zoning Commission (Rezoning Petition)						
	List of Current Adjacent Property Owners						

Section	B	Submittal	Deadlines

Petitions for annexation are accepted by Planning & Neighborhood Development at any time. Find annexation schedule here: https://www.concordnc.gov/Departments/Planning/Planning-Services/Annexations The annexation will become effective immediately upon adoption of the annexation ordinance at the scheduled public hearing unless notified otherwise by the City Clerk.

(The City reserves the right to make exceptions to this tentative processing schedule for any reason, including when outstanding staff comments need to be addressed.)

Section C_Summary Information / Metes and Bounds Descriptions									
Development Project Name Substation P									
Street Address southwest corner of Old Airport Rd and Heglar Rd									
Cabarrus County Property Identification Number(s) list below									
P.I.N. 564	0-40-6090	P.I.N.	P.I.N.						
P.I.N.		P.I.N.	P.I.N.						
Acreage of Annexation Site 14.4									
Annexation site is requesting connection to City of Concord Water and/or Sewer									
Person to contact if there are questions about the petition									
Name	Name Andrea Cline								
Address	Address 635 Alfred Brown Jr Ct SW, Concord NC 28025								
Phone	704-920-5311	Fax # 704-920-6948	Email	clinea@concordnc.gov					

Written metes and bounds description of property to be annexed

Attach additional sheets if necessary. Petitioners must submit an electronic Microsoft Word version. Petitioners must email an electronic copy to rogers@concordnc.gov

Section D Annexation Petition

State of North Carolina, Cabarrus County, Petition of Annexation of Property to the City of Concord, North Carolina

Part 1 The undersigned, being all the owners of the real property described in this application (Section C) respectfully request the annexation of said property to the City of Concord, North Carolina. The petitioners understand and agree that any utilities that must be extended to the annexed area are the responsibility of the developers or successive property owners. The property to be annexed is:



Contiguous to the present primary corporate limits of the City of Concord, North Carolina, or

Satellite (Not Contiguous) to the municipal limits of the City of Concord, and meets all of the requirements for NCGS

160A-58.1(b). This includes that if any portion of an area of the proposed annexation is part of a subdivision, all of the subdivision must be included.							
Part 2 NC General Statutes require petitioners of both contiguous and satellite annexations to file a signed statement declaring whether vested rights have been established in accordance with G.S.160A-385.1 or 153A-344.1 for properties subject to the petition.							
Do you declare such vested rights for the property subject to this petition? YesNo							
If yes, please submit proof that vested rights have been granted by governing board. I hereby declare that my failure to disclose existence of a vested right terminates any vested right previously acquired for this property.							
Signed thisday of, 20by the owners of the property described in Section C.							
Owner's Signature(s)							
Include signatures of new owners if ownership will change during the annexation process.							
Indicate if owner is signing on behalf of legal entity and in what capacity.							
Print Name <u>City of Concord, Lloyd Payne</u> Phone <u>704-920-5209</u>							
Address 35 Cabarrus Ave. W Concord, NC 28025							
Signature							
Print Name_ Phone							
Address							
SignatureDate							
Print Name Phone							
Address							
SignatureDate							
Print Name Phone							
Address							
SignatureDate							
Print Name Phone							
Address							
SignatureDate							
Print Name Phone							
Address							
SignatureDate							
Print Name Phone							
Address							
SignatureDate							

A notary statement must be completely filled out for each signature.

PETITION MUST BE NOTARIZED

State of: County of: Rowan
Use this section for individual landowners.
ા <u>, પ્રિપ્રાર ને આપિત</u> ્ર [Notary's Name], a Notary Public for said County and State, do hereby certify that the
landowner, Lloyd Payke [Name of Landowner], as stated on the annexation petition, personally
appeared before me this day and acknowledged the due execution of the foregoing instrument.
Use this section for all land owners that are not individuals, such as (without limitation) corporate land owners, properties held in an estate, properties held in trust, etc.
ı,[Notary's Name], a Notary Public for said County and State, do hereby
certify that[Representative for Landowner], a duly authorized representative
for[Landowner], mentioned on the annexation petition as the landowner,
personally came before me this day and acknowledged that he is[Title] of
said land owner, and acknowledged on behalf of said landowner, the due execution of the foregoing
instrument.
Use this section for all individual landowners that are having a Power-of-Attorney execute the Annexation Request.
ı,[Notary's Name], a Notary Public for Said County and State, do hereby certify
that,[Attorney-In-Fact's Name], Attorney-in-Fact for
, [Name of Landowner(s)] personally appeared before me this day, and
being by me duly sworn, say that he/she executed the foregoing and annexed instrument for and on behalf of
said Landowner(s) and that his/her authority to execute and acknowledge said instrument is contained in an
instrument duly executed, acknowledged and recorded in the office of the Register of Deeds in the County of
, State of, [County & State of Recording Office] on the day of
, 20, [Date of Recording of the Document] and that this instrument was executed under and by
virtue of the authority given by said instrument granting him power of attorney. I further certify that the said
Attorney-In-Fact acknowledged the due execution of the foregoing instrument for the purposed therein
expressed for and on behalf of said Landowners.
Witness my hand and official seal this 9 day of July , 2019.
My commission expires 9-20, 2021 Notary Public
[SEAL of Notary Public]
Notary's Stamp:
William COOLAND

Section E Supplemental Information

In order for the City of Concord to better serve annexation areas, now and in the future, the City requests the following information from you. Please give your best estimates where they are needed. Contact information for relative City Departments can be found at the end of the worksheet. Please indicate 'N/A' for questions on which you have no information.

Acreage of	14.4												
Current Pop	0												
Current Zo	ning of Are	a			d	LDR							
Desired Cit	ty Zoning o	Area			2	F	RE			8			
Proposed l	Use (i.e. res	idential, comm	nercia	al, or ind	ustrial)	L	Jtili	ity				e e	
Estimated Developme		of Residential	Unit	s for the	Proposed	0)						
Total Propo	osed Numb	er of Dwelling	Units	3		0	ļ						
Type of Proposed Dwelling Units (Single Family Detached, Single Family Attached, Multi-Family)					n/a								
Year 1		Year 2			Year 3		,	Year 4			Yea	ar 5	
Estimated Total Value of Business Units for the Entire Proposed Development				ntire									
Commercia	l Value			Industr	ial Value	Other (not-for- profit) Value							
Proposed N	Number of C	Commercial			19						·		
Year 1		Year 2			Year 3	Year 4 Year 5							
Proposed Number of Industrial								•		ē.			
Year 1		Year 2			Year 3	Year 4 Year 5							
Proposed Number of Other (not-for-profit)?					6								
Year 1		Year 2		9	Year 3	Year 4 Year 5		ır 5					

Section E (continued) Supplemental Information								
Street Information								
Proposed total linear mileage of roadway installed								
				V 4		Voor F		
Year 1	Year 2	Year 3		Year 4		Year 5		
Proposed	total number of non-state	maintained street miles		s		1		
Year 1	Year 2	Year 3)	Year 4		Year 5		
Water Info	Water Information							
Typical wa	Typical water service(s) (i.e. ¾", 1", etc.)							
Number of	services installed by deve	eloper (by service type)			æ			
Year 1	Year 2	Year 3		Year 4		Year 5		
Number of	Number of services requested (by service type)							
Year 1	Year 2	Year 3)	Year 4		Year 5		
Typical irri etc.)	gation meter size(s) to be	installed (i.e. 3/4 ", 1",						
Number of	Services Requested					χ.		
Year 1	Year 2	Year 3	\	Year 4		Year 5		
Estimated	Mileage of Water Pipe Nee	eded						
Year 1	Year 2	Year 3	\	Year 4		Year 5		
						•		
Sewer Info	rmation		8					
Typical sewer service(s) (i.e. 4", 6", 8" etc.)								
Number of services installed by developer (by service type)						7		
Year 1	Year 2	Year 3		Year 4		Year 5		
Number of	services requested (by se		A)					
Year 1	Year 2	Year 3	Y	Year 4		Year 5	9:	
Estimated	Mileage of Water Pipe Nee	ded	. 0					
Year 1	Year 2	Year 3	Y	rear 4		Year 5		

Section E (continued) Supplemental Information										
Solid Waste	Solid Waste Data									
Number of I	Rollouts nee	ded for Multi	-Family Units					V		
Year 1		Year 2		Year 3		Year 4		Year 5		
Number of	Number of commercial units using City rollout collection									
Year 1	9	Year 2		Year 3		Year 4		Year 5		
Number of o	commercial (units needing	g corrugated	(cardboard)			#i			
Year 1		Year 2		Year 3		Year 4		Year 5		
Number of commercial units needing white paper pick-up (recycling)										
Year 1	***	Year 2	ű.	Year 3		Year 4		Year 5		

PLEASE SUBMIT ANY SKETCH PLANS OR PRELIMINARY PLATS THAT YOU MAY CURRENTLY HAVE FOR YOUR PROJECT.

City Contact Infor	mation
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Planning and Neighborhood Development	704-920-5146
Water Resources Director	704-920-5343
Director of Electric Services	704-920-5301
Director of Engineering	704-920-5401
Solid Waste Manager	704-920-5351
Fire Chief	704-920-5536
Police Chief	704-920-5000
Transportation	704-920-5362
Legal	704-920-5114

1819 HAY 29 ₱ 3: 08

FILED CABARRUS COUNTY NC WAYNE NIXON

 REGISTER OF DEEDS

 FILED
 Jun 07, 2019

 AT
 09:01 am

 BOOK
 13540

 START PAGE
 0278

 END PAGE
 0281

 INSTRUMENT #
 13862

 EXCISE TAX
 \$0.00

SMS

STATE OF NORTH CAROLINA

COUNTY OF CABARRUS

IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION FILE NUMBER 19CVS-00598

CITY OF CONCORD, A NORTH CAROLINA MUNICIPAL CORPORATION,

Plaintiff,

٧.

BILLY J. CORZINE AND THE COUNTY OF CABARRUS (LIEN HOLDER)

CONSENT JUDGMENT

Defendants.

THIS MATTER came on before the undersigned Judge of Superior Court upon the consent of the Plaintiff, Defendant, and Cabarrus County and upon Plaintiff's Motion for Consent Judgement. The undersigned having considered the matters of record in the file and the consent of the parties makes the following:

Findings of Fact:

- 1. This action is an eminent domain action instituted by the City of Concord on February 26, 2019, by the issuance of Summons and the Filing of a Complaint, Declaration of Taking and Notice of Deposit, along with the sum of \$ 185,960.00 Dollars., the amount estimated by the City to be just compensation for the taking of the Defendant's properties as described in Exhibit "A" to the complaint.
- 2. The subject real property is located within Cabarrus County and was attached by a Memorandum of Action docketed in Civil Superior Court on February 26, 2019 in the above captioned action and filed at the Cabarrus County Registry on February 28, 2019 in Deed Book 13391, at Page 179.

3. The Summons, together with a copy of the Complaint, Declaration of Taking and Notice of Deposit, and Memorandum of Action was duly served upon Defendant, Billy J. Corzine on March 4, 2019 by Certified Mail. The Affidavit of Service was filed with the Court on April 5th, 2019

. . . .

- 4. The Summons, together with a copy of the Complaint, Declaration of Taking and Notice of Deposit, and Memorandum of Action were duly served upon Defendant, the County of Cabarrus, on March 4, 2019 by Certified Mail. The Affidavit of Service was filed with the Court on April 5th, 2019.
- 5. Defendant, County of Cabarrus, answered the Complaint and filed the Answer on March 8, 2019, through which it asserted "a claim of lien on any amount paid into the Clerk of Superior Court as a deposit or awarded as just compensation in this matter".
- 6. All persons having or claiming to have an interest in the properties are parties hereto and are duly before the Court.
- 7. It appears to the Court that all have agreed that the fair market value of the real property taken, as described in Exhibit "A," under any measure of damages allowable by law is \$185,960.00. The Plaintiff deposited the sum of \$185,960.00 with the Court at the time of the filing of the above captioned case.

Based on the foregoing findings of fact, the Court concludes as law:

- 1. The Court has subject matter jurisdiction over this action.
- 2. The Court has personal jurisdiction over the parties hereto.
- 3. The Court has in-rem jurisdiction over the real property that is the subject of this action.
- 4. These proceedings, as appears from the Pleadings are regular in every respect and no just cause has been shown against granting the prayer contained in the Complaint, Declaration and Notice.
- 5. The real property at issue as described in Exhibit "A" was properly taken by the Plaintiff as set forth in N.C.G.S. 40A-42(a)(1) and title to the real property described in Exhibit "A" of the complaint vested in the Plaintiff, City of Concord on the date of the filing of the complaint.
- 6. Cabarrus County has a valid tax lien for unpaid ad valorum taxes. Real property taxes are currently paid in full for the 2018 calendar year and the 2019 ad valorem taxes are not yet due and payable to County of Cabarrus.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED as follows:

- 1. Plaintiff, City of Concord, on February 26, 2019, by the filing of a Complaint, Declaration of Taking and Notice of Deposit, has condemned and shall be permanently vested with the property, interest or estate described in Exhibit "A" to the complaint and is approved by the Court and shall be recognized and given full faith and credit by all other persons, including but not limited to, the Defendants.
 - 2. Judgment is entered as to all Defendants.
- 3. The 2018 Real Property Taxes are paid in full and at this time, no amount is due to County of Cabarrus.
 - 4. The parties will each bear their own attorney's fees and costs.
- 5. A copy of this Judgment will be delivered to the Register of Deeds for Cabarrus County for filing in the records thereof as ratification of the transfer of the property from the Defendants to the City of Concord.
 - 6. The Clerk of Court shall disburse \$185,960.00 to Billy J. Corzine.

SO ORDERED this the	22 day of May, 2019.
	Morising
,	Superior Court Judge Presiding

WE CONSENT:

Billy J. Corzine

Amy Corzine

(SEE THE FOLLOWING HAGE)
Rich Koch, County of Cabarrus Attorney

VaLerie Kolczynski, City of Concord Attorney

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED as follows:

- 1. Plaintiff, City of Concord, on February 26, 2019, by the filing of a Complaint, Declaration of Taking and Notice of Deposit, has condemned and shall be permanently vested with the property, interest or estate described in Exhibit "A" to the complaint and is approved by the Court and shall be recognized and given full faith and credit by all other persons, including but not limited to, the Defendants.
 - 2. Judgment is entered as to all Defendants.

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- 3. The 2018 Real Property Taxes are paid in full and at this time, no amount is due to County of Cabarrus.
 - 4. The parties will each bear their own attorney's fees and costs.
- 5. A copy of this Judgment will be delivered to the Register of Deeds for Cabarrus County for filing in the records thereof as ratification of the transfer of the property from the Defendants to the City of Concord.
 - 6. The Clerk of Court shall disburse \$185,960.00 to Billy J. Corzine.

SO ORDERED this the	_ day of May, 2019.
	5.
WE CONSENT:	Superior Court Judge Presiding
Billy J. Corzine	•
Amy Corzine	
Rich Koch, County of Cabarrus Attorney	

VaLerie Kolczynski, City of Concord Attorney

1. PROPERTY DESTINECTION NUMBER — PIN: 5540–40–6000.
2. TREVEND TOWN NUMBER — PIN: 5540–40–6000.
3. REFERENCE UNDESTINENT NUMBER 10-22-0005.01.
4. SUBSECT PROPERTY 2. 20180 — U.S. 2240 MAP 90004 47, PAGE 99.
5. ALL DISTANCES ARE HORIZONIAL GROUND DIMENSIONS IN US. STANCE STANCES OFFERWER NUMBER 2. 20180.
5. ALL DISTANCES AND THE TOWN OF MARKETS FOUND AT HE STEEL TOWN DEED ESCEPTIONS. WARRETS FOUND AT HE STEEL TOWN OFFER STANCES AND ADDITIONS.
5. AND SEED ESCEPTIONS OF MARKETS FOUND AT HE STEEL TOWN DEED ESCEPTIONS. WARRETS FOUND AT HE STEEL TOWN DEED ESCEPTIONS. WARRETS FOUND AT HE STEEL TOWN DEED TOWN OFFER STANCES AND ADDITIONS. AND ADDITIONS. AND ADDITIONS. AND ADDITIONS. WAY BE RECESSIVE TOWN ENCORABING FOUNDESTING OFFER ADDITIONS. AND ADDITI TRACT 1 (MAP BOOK 47, PG 99) DEED BOOK 6407, PAGE 252 PIN: 5640-40-609; TAX ID # 11-024-0051.00 MAP REF.: MAP BOOK 47, PAGE 99, TRACT ONE SCALE 1" = 100' DATE: FEB. 20, 2019 PREPARED BY: DMM CHECKED BY: JC VICINITY MAP - NOT TO SCALE CITY OF CONCORD, # 11 TOWNSHIP CABARRUS COUNTY, NORTH CAROLINA EMINENT DOMAIN LITIGATION SURVEY LEGEND:

SUMPTION LINK
LINES NOT SUMPORT
SUMMET INK
ROAT OF MAN PRE B
CKETHER HOW TO B
CKETHER HOW T SITE **EXCEPTION PLAT** BILLY J. CORZINE PROPERTY OF: = 100 FT REVISIONS: NO. DATE NOTES: __S08" 58" 24"E 71.79" S03' 52' 25'E 56.50' S01° 34° 11"W S00" 46" 36"E S05.17' 06"W S08" 07" 47"W 80.95" OF PAYDADAT 쌣 DELAPOATED BARRED WITE FONCE DOLAPOATO BARRED WITE FOACE 11 LOT 23 MB 33 PC 97 N87' 08' 52"W 502.39' Area: 14.40 Acres or 627,284 Sq.Ft. AS OF THE DATE OF THIS OF PAYDADAT (FORMERLY SOUTHERN POWER CO.)
OVENHERN POWER CO.)
(OB 35 PC 484)
(WIDTH PROVIDED BY DUKE POWER) LOT 25 MB 35 PC 97 FAIRPORT DRIVE, SC WARINBLE MIDTH PUBLIC R/W OLD AIRPORT ROAD ₩ || LOT 26 MB 35 PC 97 N20' 06' 20"W LOT 27 MB 35 PC 97 POB: IRON FOUND
NC GRID COORDS
(NAD 83/2011)
N: 599.756.58'
E: 1.544.385.38' NOW DR FDRMERLY TODD A ASHWORTH COT 18 MD 14 PC 38 DB 0124, PC 38 PW 3549—46-2875 RCAL ID:11-02846-0009.0 OF PAYDADY NOW OR FORMERLY
JOHN P. BOWANN
OCHER'S J. BOWANN
UD 17
UD 17
UD 14 PC 26
DB 1232, PC 22
PN: 2349-48-244
RCAL, ID: 11-0284-0008.C S87° 56° 40°W 151.85° (TE) POUND NOW DR FORMCRLY
LIGHTON BROWN
CONNA HINSON BROWN
DB 9402, PC 260
PR: 2440-30-8293
REAL ID:11-024-0052.00 FOUND S89° 16° 37°E 14,351.95° (GROUND) 14,349.76° (GRID) (JOB CSF: 0.999847184) N.C.
RENIEW DEFICER CABARRUS COUNTY,
N.C.
GERIFFY THAT THE MAP OR PLAT TO WITH THIS CERTIFICATION IS AFIXED MEETS
ALL STATUTORY REQUIREMENTS FOR RECORDING. REVIEW DFFICER CABARRUS COUNTY, I FURTHER CERTIFY THAT THIS SURVEY IS OF AN EXISTING PARCEL OR PARCELS OF LAND AND DOES NOT CREATE A NEW STREET OR CHANGE BYSTING STREET. PLAT REVIEW OFFICER CERTIFICATE (AS REQUIRED BY NCGS 47-30.2) L, LANO, M. KEIDAL, GERTOT THAT THES WE BE DEATH UNDER MY SUPERVISION FROM AN CITUM, SURVEY WAGE UNDER MY SUPERVISION BASED ON THE DEED SCHAPPING, AS ONTO THEERON, THAT THE BAUTO FRES ONG SURVEYER IS 1:0,000;-1. HAIT THE DELIVENTES ON GENEROL BATE OF SURVEY AND SUPERVISION OF SURVEY ON THE SUPERVISION OF SURVEY ON THE SUPERVISION OF SURVEY ON THE SUR WINESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL THIS THE 6th DAY OF MARCH, A.D., 2019. IT IS HEREBY CERTHED THAT THIS MAP IS EXEMPT FROM CITY OF CONCORD APPROVAL AS A SUBDIVISION PLAT AND IS IN COMPLIANCE WITH THE CITY OF CONCORD DEVELOPMENT ORDINANCE REGILLATIONS, DIRECTOR OF DEVELOPMENT SERVICES STATE OF NORTH CAROLINA, CABARRUS COUNTY CITY OF CONCORD ENGINEERING DEPARTMENT SSS ALFRED BROWN N. COURT, SW CONCORD, NC 28026-0308 704-920-5420 FAX 704-788-4521 CERTIFICATE OF SURVEY AND ACCURACY DAVID M. MEDLIN PROFESSIONAL LAND SURVEYOR NORTH GAROLINA REG. NO. L-4286 CERTIFICATE OF PLAT APPROVAL NCGS MONUMENT
"PENNEY"
(NC GRID MADB3/2011)
N: 599,937.68"
E: 1,530,036,73"
(JOB CSF: 0,99984477) STATE OF NORTH CAROLINA COUNTY OF CABARRUS DATE

S MUTOCAD_ELECTRICAUTOCAD DRAMMIGSCONSTRUCTION MAPSWUNICPALISUB PROUNDARY SURVEY-DIM-ROAD PLANS2019-022 HEGLAR-OLD CONCORD RD-ELECT.DMG

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Exhibit B