

**An Ordinance Amending the Durham Unified Development Ordinance
By Taking Property out of CC(D), CG(D), CN(D), MU(D), PDR 9.400; F/J-B,
MTC (County Jurisdiction) Zoning District and Establishing the Same as
CC(D), CG(D), CN(D), MU(D), PDR 9.400; F/J-B, MTC (City Jurisdiction)
District**

Be it Ordained by the Durham City Council:

Section 1. That the Durham City Council held a Public Hearing on Zoning Case Z1100014A and Voted on August 15, 2011 to approve the Zoning Map Change Described herein.

Section 2. That the Durham Zoning Atlas and Unified Development Ordinance are hereby amended by taking the following described Property out of CC(D), CG(D), CN(D), MU(D), PDR 9.400; F/J-B, MTC (County Jurisdiction) Zoning and placing the same in and establishing the same as CC(D), CG(D), CN(D), MU(D), PDR 9.400; F/J-B, MTC (City Jurisdiction) Zoning.

All property as follows, and to the centerlines of any adjoining public rights-of way:

PINs: N/A

SEE ATTACHED LEGAL DESCRIPTION

Section 3. This Ordinance shall be in full force and effect from and after its passage.

Section 4. All ordinances in conflict with this Ordinance are hereby repealed.

Legal Description for Annexation of a portion of Interstate Highway 40, Annexation 2011-21

Beginning at a North Carolina Department of Transportation Right of Way (NCDOT R/W) Concrete Monument found at the Northwest corner of the intersection of NC 751 and Interstate 40 right of ways. This corner is also the common corner of the Southeast corner of the Parcel 0718-03-14-3464 shown on the Plat titled "The Park at Southpoint" Plat Book 156 Page 239 and an annexation map titled "Annexation Plat for Hal Robert Pettigrew" and dated April 1986. Said annexation map is not recorded but is filed with the City of Durham as "Pettigrew Property F.Y. 1987-32";

Thence with the Western Right of Way of NC 751 and the existing City of Durham City Limit Line a bearing of N 7° 3' 24" E and distance of 238.99' to an Existing Iron Pipe ;

Thence leaving the Western Right of Way of NC 751 and crossing NC 751 to the Eastern Right of Way of NC 751 still with the City of Durham City Limit Line a bearing of S 89° 54' 27" E and distance of 234.74' to an Existing Iron Pipe;

Thence with the Eastern Right of Way of NC 751 and the City of Durham City Limit Line a bearing of S 12°14' 48" E and distance of 93.10 feet to a Concrete Monument;

Thence S 3° 11' 3" W and distance of 80.20 feet to a Concrete Monument;

Thence S 39° 27' 10" E and distance of 66.36' to a Concrete Monument;

Thence leaving the Eastern R/W of NC 751 and with the Northern R/W of I-40 and the City of Durham City Limit Line a bearing of S 85° 20' 41" E and distance of 309.77 feet to a Concrete Monument;

Thence S 79° 28' 17" E a distance of 140.52 feet to a Concrete Monument;

Thence S 84° 46' 16" E a distance of 193.56 feet to a Concrete Monument;

Thence N 84° 0' 7" E a distance of 192.04 feet to a Concrete Monument;

Thence N 81° 31' 53" E a distance of 192.17 feet to a Concrete Monument;

Thence N 79° 22' 16" E a distance of 353.25 feet to a Concrete Monument;

Thence N 76° 35' 52" E a distance of 570.85 feet to an Existing Iron Pipe;

Thence N 76° 13' 25" E a distance of 174.04 feet to a Concrete Monument;

Thence N 76° 13' 4" E a distance of 786.89 feet to a Concrete Monument;

Thence N 72° 28' 33" E a distance of 304.28 feet to a Concrete Monument;

Thence N 82° 53' 26" E a distance of 25.44 feet to an Existing Iron Pipe;

Thence N 81° 52' 54" E a distance of 172.06 feet to a Concrete Monument;

Thence N 76° 21' 2" E a distance of 94.58 feet to an Existing Iron Pipe;

Thence N 76° 14' 59" E a distance of 305.46' to a Concrete Monument;

Thence N 69° 26' 34" E a distance of 251.71 feet to a Concrete Monument;

Thence N 76° 16' 45" E a distance of 867.27 feet to a Concrete Monument;

Thence leaving the Northern R/W of I-40 and crossing I-40 and still with the City of Durham City Limit Line S 0° 25' 29" E a distance of 410.44 feet to a Concrete Monument in the Southern R/W of I-40;

Thence with the Southern R/W of I-40 and the City of Durham City Limit Line a S 76° 14' 59" W and distance of 162.11 feet to a Computed Point;

Thence S 84° 46' 50" W a distance of 202.24 feet to a Concrete Monument;

Thence S 76° 13' 29" W a distance of 1100.01 feet to a Concrete Monument;

Thence S 69° 15' 38" W a distance of 246.55 feet to an Existing Iron Pipe;

Thence S 77° 48' 00" W a distance of 355.20 feet to a Concrete Monument;

Thence S 76° 15' 2" W a distance of 916.52 feet to a Concrete Monument;

Thence S 85° 4' 15" W a distance of 127.91 feet to a Concrete Monument;

Thence S 76° 14' 17" W a distance of 692.87 feet to a Concrete Monument;

Thence S 68° 53' 51" W a distance of 236.50 feet to a Concrete Monument;

Thence S 61° 24' 22" W a distance of 223.60 feet to a Concrete Monument;

Thence S 53° 4' 11" W a distance of 417.85 feet to a Concrete Monument;

Thence S 61° 41' 17" W a distance of 362.77 feet to a Concrete Monument;

Thence leaving the Southern R/W of I-40 and with the Eastern R/W of NC 751 and with the City of Durham City Limit Line a bearing of S 5° 3' 43" E a distance of 180.00 feet to an Existing Iron Pipe;

Thence S 11° 32' 31" W a distance of 208.00 feet to a Concrete Monument;

Thence along a Curve to the Left, Concave to the East having a Radius of 6316.20 feet and 148.82 feet along the Arc of said Curve, said curve having a chord direction of S 6° 30' 5" E and a chord length of 148.82 feet to a Concrete Monument;

Thence leaving the Eastern R/W of NC 751 and crossing NC 751 and with the City of Durham City Limit Line a bearing of S 82°49'25" W and distance of 100.00 feet to an Existing Iron Pipe;

Thence with the Western R/W of NC 751 and with the City of Durham City Limit Line a bearing of N 14° 1' 33" W and distance of 152.73 feet to an Existing Iron Pipe;

Thence N 11° 8' 30" W a distance of 383.09 feet to an Existing Iron Pipe;

Thence leaving the Western R/W of NC 751 and with the Southern R/W of I-40 and with the City of Durham City Limit Line a bearing of N 89° 35' 54" W a distance of 132.41 feet to a Concrete Monument;

Thence along a curve to the right, concave to the North, having a radius of 1069.93 feet and 213.82 feet along the Arc of said Curve, said having a chord direction of N 83° 20' 13" W and a chord length of 213.46 feet to a Concrete Monument;

Thence N 73° 40' 7" W a distance of 200.82 feet to an Existing Iron Pipe;

Thence leaving the Southern R/W of I-40 and crossing I-40 with the City of Durham City Limit Line a bearing of N 9° 40' 47" W a distance of 757.08 feet to an Existing Iron Pipe;

Thence with the Northern R/W of I-40 and the City of Durham City Limit Line a bearing of N 72° 30' 13" E and distance of 540.99 feet to the Point of Beginning containing approximately 67.8 Acres more or less.