

**An Ordinance Amending the Durham Unified Development Ordinance
By Taking Property out of RR (County Jurisdiction) and R-4 (City of Raleigh
Jurisdiction) Zoning Districts and Establishing the Same as RR (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 Z1200009A and Voted on November 19, 2012 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 RR (County Jurisdiction) and R-4 (City of Raleigh Jurisdiction) Zoning and placing the same in and establishing the same as RR (City Jurisdiction) Zoning.

All property as follows:

THAT CERTAIN TRACTS OR PARCELS OF LAND LYING AND BEING SITUATED IN BOTH THE RALEIGH TOWNSHIP OF WAKE COUNTY, NORTH CAROLINA AND THE CARR TOWNSHIP OF DURHAM COUNTY, NORTH CAROLINA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

TRACT NO. 1

BEGINNING AT AN EXISTING IRON PIPE IN THE SOUTHERN RIGHT OF WAY LINE OF ANDREWS CHAPEL ROAD, HAVING N.C. GRID (NAD83/2007) COORDINATES OF NORTHING 791,438.45' AND EASTING OF 2,064,273.26'; THENCE FROM SAID POINT OF BEGINNING ALONG THE SOUTHERN RIGHT OF WAY OF ANDREWS CHAPEL ROAD, N 68' 48' 02" E 64.90 FEET TO A COMPUTED POINT, SAID POINT BEING THE NORTHWEST CORNER OF THE COMMON LINE OF JIM KEITH AS SHOWN IN DEED BOOK 2047, PAGE 1097 OF THE DURHAM COUNTY REGISTRY; THENCE LEAVING SAID RIGHT OF WAY WITH THE COMMON LINE OF THE KEITH PROPERTY, S 01' 10' 15" W 478.13 FEET TO AN EXISTING IRON PIPE ON OR NEAR THE COUNTY LINE; THENCE ALONG SAID COUNTY LINE WITH THE KEITH PROPERTY, S 76' 27' 46" E 795.50 FEET TO AN EXISTING IRON PIPE; THENCE LEAVING SAID COUNTY LINE AND WITH A COMMON LINE OF CHARITABLE LEAD TRUST AS SHOWN IN DEED BOOK 4283, PAGE 798 OF THE DURHAM COUNTY REGISTRY, S 00' 11' 11" E 693.85 FEET TO AN EXISTING IRON PIPE, SAID POINT BEING A COMMON CORNER OF SLF RUBY JONES, LLC AS SHOWN IN DEED BOOK 13123, PAGE 898 OF THE WAKE COUNTY REGISTRY; THENCE S 89' 56' 39" W 1192.80 FEET TO AN EXISTING IRON PIPE; THENCE ALONG A COMMON LINE WITH CREEKWOOD HIGHWAY 70 - ALEXANDER, LLC AS SHOWN IN DEED BOOK 11619, PAGE 2130 OF THE WAKE COUNTY REGISTRY, N 01' 02' 27" E 411.75 FEET TO AN EXISTING IRON PIPE IN THE COMMON LINE OF WALLACE B. CLAYTON AS SHOWN IN DEED BOOK 2216, PAGE 385 OF THE WAKE COUNTY REGISTRY; THENCE WITH SAID COMMON LINE, S 88' 46' 05" E 95.54 FEET TO AN EXISTING IRON PIPE, SAID POINT BEING A COMMON CORNER OF VIVIAN C. RIGGS AND BILLY RIGGS AS SHOWN IN DEED BOOK 424, PAGE 634 OF THE WAKE COUNTY REGISTRY; THENCE WITH THE COMMON LINE OF RIGGS, N 89' 41' 57" E 193.19

FEET TO AN EXISTING IRON PIPE; THENCE WITH SAID COMMON LINE, S 89° 59' 20" E 51.31 FEET TO AN EXISTING IRON PIPE; THENCE ALONG SAID COMMON LINE, N 01° 10' 15" E 485.07 FEET TO A COMPUTED POINT ON OR NEAR THE COUNTY LINE; THENCE ALONG SAID COMMON LINE, N 01° 10' 15" E 440.27 FEET TO THE POINT AND PLACE OF BEGINNING; CONTAINING 19.233 ACRES, MORE OR LESS, ACCORDING TO A SURVEY BY CH ENGINEERING, DATED AUGUST 17, 2012.

TRACT NO.2

BEGINNING AT AN EXISTING IRON PIPE LOCATED IN THE SOUTHERN RIGHT OF WAY OF ANDREWS CHAPEL ROAD, HAVING N.C. GRID (NAD83/2007) COORDINATES OF NORTHING 792,027.95' AND EASTING OF 2,065,093.33'; THENCE FROM SAID POINT OF BEGINNING LEAVING THE SOUTHERN RIGHT OF WAY, ALONG A COMMON LINE WITH SUSAN G. FIELDS AS SHOWN IN DEED BOOK 1192, PAGE 478 OF THE DURHAM COUNTY REGISTRY, AND WITH A COMMON LINE OF CHARITABLE LEAD TRUST AS SHOWN IN DEED BOOK 4283, PAGE 798 OF THE DURHAM COUNTY REGISTRY, S 00° 11' 11" E 1232.91 FEET TO AN EXISTING IRON PIPE ON OR NEAR THE COUNTY LINE; THENCE ALONG THE COUNTY LINE WITH A COMMON LINE OF TEAGUE-HANKINS DEVELOPMENT CORPORATION AS SHOWN IN DEED BOOK 11765, PAGE 2726 OF THE WAKE COUNTY REGISTRY, N 76° 27' 46" W 795.50 FEET TO AN EXISTING IRON PIPE; THENCE LEAVING SAID COUNTY LINE AND CONTINUING WITH THE COMMON LINE OF TEAGUE-HANKINS DEVELOPMENT CORPORATION, N 01° 10' 15" E 478.13 FEET TO A COMPUTED POINT IN THE SOUTHERN RIGHT OF WAY OF ANDREWS CHAPEL ROAD; THENCE CONTINUING WITH THE SOUTHERN RIGHT OF WAY OF ANDREWS CHAPEL ROAD, N 68° 48' 02" E 180.17 FEET TO A COMPUTED POINT; THENCE CONTINUING WITH SAID RIGHT OF WAY, N 60° 31' 05" E 209.98 FEET TO A COMPUTED POINT; THENCE CONTINUING WITH SAID RIGHT OF WAY, N 51° 01' 10" E 287.33 FEET TO A COMPUTED POINT; THENCE CONTINUING WITH SAID RIGHT OF WAY, N 40° 12' 41" E 287.33 FEET TO THE POINT AND PLACE OF BEGINNING; CONTAINING 13.980 ACRES, MORE OR LESS, ACCORDING TO A SURVEY BY CH ENGINEERING, DATED AUGUST 17, 2012.

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.