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City of Durham
City-County Planning Dept.
101 City Hall Plaza
Durham, NC 27701

ORDINANCE # _____

**AN ORDINANCE ANNEXING TO THE CITY OF DURHAM AN AREA HEREINAFTER DESCRIBED AND WHICH IS CONTIGUOUS TO THE CORPORATE BOUNDARY OF THE CITY OF DURHAM, UNDER THE PROVISIONS OF NCGS 160A-31 ET.SEQ.
(Akal Creek Phase II)**

WHEREAS, a petition was filed by the owner for annexation of certain property described in Section 1 to the City of Durham; and

WHEREAS, said petition was referred to the City Clerk to investigate its sufficiency, and the City Clerk has certified that said petition is sufficient; and

WHEREAS, the City Manager fixed **7:00 p.m. on September 2, 2014**, at the City Council Chambers of City Hall as the time and place for a public hearing on the question of annexation of said property and ordered that notice of such public hearing be published as provided by NCGS 160A-31(c); and

WHEREAS, said notice of public hearing was duly published in the Durham Herald-Sun one time at least ten (10) days prior to the date of the public hearing; and

WHEREAS, at this public hearing, all residents of the City of Durham were given an opportunity to be heard on any questions concerning the desirability of the annexation.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF DURHAM MAKES THE FOLLOWING DETERMINATIONS

1. The public health, safety, and welfare of the inhabitants of the City and of the area proposed for annexation will best be served by annexation of the area proposed.

IT IS THEREFORE ORDAINED BY THE CITY COUNCIL OF THE CITY OF DURHAM:

Section 1. That certain area bounded and described below is hereby annexed to and made a part of the City of Durham and that minor technical changes to the metes and bounds description and/or to the annexation map may be made administratively to conform to the ownership of the property that has been submitted for annexation.

Beginning at an iron pin at the southeastern corner of Shabeg S. and Surender P. Sandhu, said point being on the western line of MKG, LLC and being on the northern right of way of Dulaire Drive having North Carolina Grid Coordinates of North 774,622,9623 and East 2,2021,485.2549, 1983 NAD; thence from the point of Beginning S 60deg.21'15" W, 115.99 ft. to a ½" iron pipe on the southern right of way of Dulaire Drive; thence leaving the southern right of way of Dulaire Drive, along the western line of Javad & Susan Kargar, (Durham County PIN 0727-03-14-4433), S 02 deg.09'54"W, 228.00 ft. to an iron pin; thence along then northern line of Jeff & Angle Kulich, The Drees Company, and Fred Jr. & Jacqueline D. Jones, N 58deg. 07'03"W, 421.72 ft. to a ½" dia. iron pin; thence N 31deg. 36'49"E, 17.01 ft. to a ½" dia. iron pin on the southern right of way of Dulaire Drive; thence N 31deg.36'49"E, 17.01 ft. to an iron on the northern right of way of Dulaire Drive, having a 60' right of way; thence leaving the northern right of way of Dularie Drive, along the eastern line of Joshua & Tawny Lowell (0727-03-04-8785), N 02deg. 21'43" E, 200.00 ft. to a 1/4:" dia. rebar on the southern line of Todd L. & Cynthia D. Crewshaw (Durham County PIN 0727-03-04-9982); thence along the southern line of Fairfield Subdivision as shown in Plat Book 111, Page 53, S 88deg. 38'17"E, 503.90 ft. to a no. 4 rebar at the northeastern corner of MKG, LLC; thence along the western line of MKG, LLC, S 01deg.08'06" W, 201.23 ft. to an iron pin on the northern right of way of Dulaire Drive; said point being the point and place of Beginning; containing 3.944 acres.

Section 2. From and after the effective date of this annexation ordinance the area so annexed shall be subject to all debts, laws, ordinances, and regulations of the City of Durham and shall be entitled to the same privileges and benefits as other parts of the City.

Section 3. This ordinance shall be in full force and effect from and after **September 30, 2014.**