An Ordinance Amending the Durham Unified Development Ordinance By Taking Property out of RR(Durham County Jurisdiction) and R-4, CUD-TD (City of Raleigh Jurisdiction) Zoning District and Establishing the Same as RR (City of Durham Jurisdiction) Zoning District

Be it Ordained by the Durham City Council:

Section 1. That the Durham City Council held a Public Hearing on Zoning Case Z1400009A and Voted on March 16, 2015 to approve the Initial Zoning 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 (Durham County Jurisdiction) and R-4, CUD-TD (City of Raleigh Jurisdiction) and placing the same in and establishing the same as RR (City of Durham Jurisdiction).

All property as follows:

Being all of that certain tract or tracts of land located in Carr Township, Durham County, North Carolina and Leesville Township, Wake County, North Carolina, further described as follows:

BEGINNING at an existing iron pipe located in Durham County, said pipe having NC NAD 83 (2011) State Plane Coordinates of N= 792,101.34' and E= 2,066,420.95' and being located S 31° 57' 46" W 3,390.36' from NCGS Monument "RURITAN" having NC NAD 83 State Plane Coordinates of N= 794,977.70' and E= 2,068,215.70' and said pipe being located in the northern property line of the Ransdell Charitable Lead Trust u/w dated 9-21-99 described in Deed recorded in Book 4283, Page 798, Durham County Registry and Book 10616, Page 1828, Wake County Registry (the "Ransdell Tract") and being the southwest corner of the now or formerly Billy and Linda Cooley property described in Deed recorded in Book 246, Page 404, Durham County Registry, and as Tract No. 2 in Deed recorded in Book 2248, Page 455, Durham County Registry (the "Cooley North Tract"), and further being the southeast corner of the James F. Keith property having Durham County Parcel Identification Number 0769-04-52-9553 and Parcel Reference Number 194379 (the "Keith Tract 1") and running thence with the common property line between the Ransdell Tract and the said Cooley North Tract S 87° 46' 57" E for a distance of 148.20 feet to an existing iron pipe, the northwest corner of the Billy and Linda Cooley property described as Tract No. 1 in Deed recorded in Book 2248, Page 455, Durham County Registry, and shown as Tract #1 on plat recorded in Plat Book 16, Page 16, Durham County Registry (the "Cooley South Tract"); thence with the southern property line of the Cooley North Tract S 86° 21' 09" E for a distance of 695.58 feet to an existing iron pipe, a corner with the property of the now or formerly Aretus Sykes described in Deed recorded in Book 141, Page 75, Durham County Registry and shown on plat of survey recorded in Plat Book 50, Page 205, Durham County Registry; thence with the southern property line of said Aretus Sykes property S 86° 00' 18" E for a distance of 349.95 feet to a mathematical point; thence leaving the southern property line of said Aretus Sykes property S 03° 16' 22" W for a distance of 66.08 feet to an

existing iron pipe, a corner with Lot 4 of Blue Grass Estates Subdivision as shown on plat recorded in Plat Book 77, Page 4, Durham County Registry; thence with the common property line between the Cooley South Tract and the western property lines of Lots 4, 5, 6 and 7 of Blue Grass Estates Subdivision as shown on plat recorded in Plat Book 77, Page 4, Durham County Registry, S 03° 16' 22" W for a distance of 1413.92 feet to an existing iron pipe, the northeast corner of Lot 7, T W Alexander Place Subdivision shown on plats recorded in Plat Book 191, Pages 117 through 125, Durham County Registry and Book of Maps 2011, Pages 713, 714 and 715, Wake County Registry and being a portion of the property of the now or formerly 2052 LLC property described in Deed recorded in Book 6632, Page 188, Durham County Registry and Book 14208, Page 595, Wake County Registry; thence with the common property line between the Cooley South Tract and the said 2052 LLC property S 87° 05' 22" W for a distance of 1015.34 feet to an existing iron pipe located in the eastern property line of the Ransdell Tract; thence with the common property lines between the Ransdell Tract and the said 2052 LLC property three (3) calls as follows: (1) crossing into Wake County S 02° 29' 00" W for a distance of 157.64 feet to an existing iron pipe; (2) N 87° 51' 49" W for a distance of 291.31 feet to an existing iron pipe; and (3) N 87° 52' 26" W for a distance of 452.65 feet to an iron pipe set, the northwest corner of said Lot 7, T W Alexander Place Subdivision and the northeast corner of the northerly terminus of Brier Creek Parkway as dedicated on plat of survey recorded in Book of Maps 2011, Pages 713, 714 and 715, Wake County Registry; thence with the northerly terminus of said Brier Creek Parkway two (2) calls as follows: (1) N 87° 51' 53" W for a distance of 21.71 feet to an existing iron pipe; and (2) N 87° 08' 55" W for a distance of 73.47 feet to an existing iron pipe, a corner with the property of the now or formerly SLF Ruby Jones LLC and being the northeast corner of Lot 13 (Phase 12) T W Alexander Place Subdivision shown on plat of survey recorded in Book of Maps 2014, Pages 154 through 159, Wake County Registry; thence with the common property line between the Ransdell Tract and the said SLF Ruby Jones LLC property N 87° 09' 59" W for a distance of 568.98 feet to an existing iron pipe, located in the eastern property line of the property of the now or formerly Pulte Home Corporation and designated as Open Space Area 3 Brier Creek Townes Phase 2 shown on plat of survey recorded in Book of Maps 2014, Pages 5 through 14, Wake County Registry and Plat Book 192, Pages 336 through 345, Durham County Registry (the "Brier Creek Townes Plat"); thence with the common property line between the Ransdell Tract and eastern property lines of the now or formerly Pulte Home Corporation properties designated as (a) Open Space Area 3; (b) "1,151 square foot Public Right-of-Way Dedication" Area; and (c) Open Space Area 2, all as shown on the Brier Creek Townes Plat and crossing back into Durham County two (2) calls as follows: (1) N 00° 23' 48" W for a distance of 396.55 feet to an existing iron pipe; and (2) N 00° 03' 02" W for a distance of 1161.17 feet to an iron pipe set, a corner with the property of Susan G. Fields described in Deed recorded in Book 1192, Page 478, Durham County Registry, and designated as Tract 1 as shown on plat of survey recorded in Plat Book 105, Page 188, Durham County Registry (the "Fields Tract 1"); thence continuing with the common property line between the Fields Tract 1 property and the eastern property line of said Open Space Area 2 Pulte Home Corporation property two (2) calls as follows: (1) N 00° 49' 21" E for a distance of 37.72 feet to an iron pipe set; and (2) N 06° 11' 29" W for a distance of 34.39 feet to an iron pipe set located in the southeastern edge of the right-of-way of Andrews Chapel Road, a sixty (60) foot wide public right-of-way; thence with the southeasterly edge of the right-of-way of said Andrews Chapel Road and with the northwestern property line of the Fields Tract 1 property N 35° 17' 12" E for a distance of 98.12 feet to an existing iron pipe, the southwest corner of the property of

Susan G. Fields described in Deed recorded in Book 1611, Page 829, Durham County Registry, and designated as Tract 2 as shown on plat of survey recorded in Plat Book 105, Page 188, Durham County Registry (the "Fields Tract 2"); thence continuing with the said southeasterly edge of the right-of-way of Andrews Chapel Road and with the northwestern property line of said the Fields Tract 2 property N 33° 44' 56" E for a distance of 193.00 feet to an existing iron pipe, a corner with Keith Tract 1 property; thence continuing with the said southeasterly edge of the right-of-way of Andrews Chapel Road and with the northwestern property line of said Keith Tract 1 property N 34° 09' 59" E for a distance of 910.43 feet to an existing iron pipe, the southwest corner of the property of Jim Keith described in Deed recorded in Book 7208, Page 281, Durham County Registry (the "Keith Tract 2"); thence continuing with the southeasterly edge of the right-of-way of Andrews Chapel Road and with the northwestern property line of said Keith Tract 2 property N 38° 52' 29" E for a distance of 251.70 feet to an iron pipe set, a corner with the now or formerly Adelaida Wullschleger and Naraida Balajonda property described in Deed recorded in Book 6188, Page 143, Durham County Registry, and shown on plat recorded in Plat Book 125, Page 162, Durham County Registry; thence with the common property line between the Keith Tract 2 property and the said Adelaida Wullschleger and Naraida Balajonda property S 38° 58' 47" E for a distance of 256.36 feet to an exisiting iron pipe, the southeast corner of the Keith Tract 2 property located in the northern property line of the Keith Tract 1 property; thence with the common property line between the Keith Tract 1 property and the said Adelaida Wullschleger and Naraida Balajonda property S 88° 03' 55" E for a distance of 223.88 feet to an existing iron pipe, a corner with the property of the now or formerly Billy and Linda Cooley shown on plats of survey recorded in Plat Book 108, Page 177 and Plat Book 137, Page 153 (Parcel 12C), Durham County Registry; thence with common property line between the Keith Tract 1 property and the said Billy and Linda Cooley property shown on plats of survey recorded in Plat Book 108, Page 177 and Plat Book 137, Page 153 (Parcel 12C) S 88° 47' 34" E for a distance of 130.66 feet to an existing iron pipe, a corner with the Cooley North Tract; thence with the common property line between the Keith Tract 1 property and the Cooley North Tract property and other property now or formerly owned by Billy and Linda Cooley described in Deed recorded in Book 308, Page 692, Durham County Registry, S 01° 19' 41" W for a distance of 909.33 feet to the point and place of BEGINNING, containing 114.980 acres, as shown on map entitled "Non-Contiguous Annexation Plat Brier Creek Assemblage" dated February 2014, prepared by W. Robert Murphy, Professional Land Surveyor, of Robert Murphy PLLC said map recorded in the Office of the Register of Deeds of Durham County in Plat Book _____, Page _____.

Section 3. This Ordinance shall be in full force and effect on March 31, 2015.

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