

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

**SESSION LAW 2001-105
HOUSE BILL 877**

AN ACT ADDING CERTAIN DESCRIBED AREAS TO THE CORPORATE LIMITS OF THE CITY OF BREVARD AND PROVIDING THAT THE AREAS SHALL NOT BE CONSIDERED IN CALCULATING THE MAXIMUM AMOUNT OF SATELLITE ANNEXATIONS ALLOWED FOR THAT CITY.

The General Assembly of North Carolina enacts:

SECTION 1. The following described areas are added to the corporate limits of the City of Brevard:

Tract 1

BEGINNING on a stake in the center of the paving of the south-bound lane of travel on U.S. Highway No. 64, common corner of property of Olin Mathieson Chemical Corporation, formerly Ecusta Paper Corporation, and W. B. Gibbs and wife, Jimmie Frances Gibbs, and runs thence with the line of property of said Olin Mathieson Chemical Corporation, N 71 deg. 40 min. W 197 feet to a stake, corner of property of said Olin Mathieson Chemical Corporation; thence still with the line of the property of said Olin Mathieson Chemical Corporation, N 21 deg. E 301.2 feet to a stake in the center of U.S. Highway No. 276; thence with the center of said highway, S 74 deg. E 342 feet to a stake at the point of intersection of the center line of said U.S. Highway No. 276 with the center line of the paving on the south-bound lane of travel of U.S. Highway 64; thence with the center line of the paving on the south-bound lane of travel of U.S. Highway No. 64, S 47 deg. W 353 feet to the BEGINNING.

Tract 2

BEGINNING at an iron pin, corner of the subject property and being a point in the line of Gaylon, as is described in Deed Book 336, page 223, of the Transylvania County Registry, and being North 17 deg. 39 min. 16 sec. East 534.59 feet from N.C. Grid Monument, "Norwalk," running thence North 04 deg. 10 min. 24 sec. West 17.88 feet with Gaylon's line; thence North 02 deg. 38 min. 40 sec. West 200.80 feet to an iron pin in Penland's corner; thence North 02 deg. 33 min. 30 sec. West 532.24 feet to an iron pin in the center line of the old railroad, being a point in the common boundary of Doctow, as described in Deed Book 420, page 280, of the Transylvania County Registry; thence North 58 deg. 58 min. 14 sec. East 468.50 feet with the center of the old railroad to an iron pin in the line of Habitat for Humanity, as described in Deed Book 370, page 670, of the Transylvania County Registry; thence continuing with the center line of a creek the following courses and distances: South 00 deg. 01 min. 37 sec. West 37.51 feet; thence South 58 deg. 26 min. 19 sec. East 32.56 feet; thence South 05 deg. 14 min. 54 sec. West 43.03 feet; thence South 16 deg. 31 min. 38 sec. West 24.60 feet; thence South 54 deg. 18 min. 33 sec. East 19.16 feet; thence North 73 deg. 19 min. 24 sec. East 24.26 feet; thence South 20 deg. 49 min. 37 sec. West 36.17 feet; thence South 51 deg. 47 min. 23 sec. East 21.00 feet; thence South 52 deg. 00 min. 34 sec. East 29.31 feet; thence South 70 deg. 26 min. 17 sec. East 25.19 feet; thence North 87 deg. 10 min. 47 sec. East 27.15 feet; thence South 01 deg. 04 min. 05 sec. East 24.43 feet; thence South 11 deg. 12 min. 49 sec. East 53.89 feet; thence South 56 deg. 07 min.

59 sec. East 41.48 feet; thence leaving the said creek, South 70 deg. 29 min. 47 sec. West 212.34 feet to an iron pin, the corner of FFC Limited Partnership property as described in Deed Book 373, page 538 of the Transylvania County Registry; thence South 71 deg. 31 min. 08 sec. West 222.21 feet to an iron pin, being a corner of the John Brinkley property; thence South 01 deg. 51 min. 25 sec. East 49.79 feet to an iron pin, the corner of the Koleman property, thence South 01 deg. 39 min. 00 sec. East 276.80 feet to an iron pin, the common corner of Haberle and Shotwell properties; thence along Shotwell's line, South 01 deg. 19 min. 28 sec. East 74.66 feet to an iron pin, the corner of the Scott property; thence with Scott's line, South 02 deg. 58 min. 27 sec. West 83.94 feet to an iron pin; thence South 34 deg. 12 min. 20 sec. West 74.47 feet to an iron pin; thence South 86 deg. 18 min. 00 sec. West 119.19 feet to the point of BEGINNING.

Being 5.624 acres, more or less, as surveyed by Clarence A. Jenkins, PLS, for the City of Brevard, on March 27, 2001.

Tract 3

BEGINNING at the intersection of Probart Street (NCSR 1348) and Andante Lane (a private road owned and maintained by Brevard Music Center), being the corner of Brevard Music Center, Inc., the Transylvania Association for Disabled Citizens, and being along the line of Ray Holcombe, the following calls: North 4 deg. 00 min. 00 sec. East 317.00 feet, North 42 deg. 30 min. 00 sec. East 99.00 feet, North 15 deg. 00 min. 00 sec. East 66.00 feet, North 49 deg. 30 min. 00 sec. East 165.00 feet, North 75 deg. 00 min. 00 sec. East 132.00 feet and North 3 deg. 30 min. 00 sec. East 151.00 feet to the Northern corner of lands now or formerly belonging to Bertha Jean Lance and also to a point on the Southern fence line of the City of Brevard's reservoir; thence South 89 deg. 48 min. 20 sec. West 70.84 feet to the southwestern corner of said fence line; thence North 9 deg. 00 min. 00 sec. West 329.05 feet to the Northwest corner of said fence line; thence North 81 deg. 58 min. 03 sec. East 143.09 feet to a point on Northern margin of said fence line; thence North 3 deg. 41 min. 46 sec. East 592.39 feet to a point on the Northern margin of Burrell Mountain Road (NCSR 1352); thence North 51 deg. 54 min. 00 sec. West 374.70 feet to a concrete monument; thence North 86 deg. 52 min. 00 sec. West 179.27 feet to the Northeast corner of lands now or formerly belonging to Harry J. Hafner and Sharen Hafner, and also being a point in the center of Burrell Mountain Road (NCSR 1352); thence South 2 deg. 59 min. 53 sec. West 24.83 feet to a point in the center of Burrell Mountain Road (NCSR 1352); thence South 17 deg. 46 min. 18 sec. East 16.08 feet to a point in the center of Burrell Mountain Road (NCSR 1352); thence South 36 deg. 33 min. 42 sec. East 17.51 feet to a point in the center of Burrell Mountain Road (NCSR 1352); thence South 56 deg. 04 min. 48 sec. East 16.27 feet to a point in the center of Burrell Mountain Road (NCSR 1352); thence South 60 deg. 40 min. 30 sec. East 12.71 feet to a point in the center of Burrell Mountain Road (NCSR 1352); thence South 72 deg. 45 min. 34 sec. East 130.70 feet to a point in the center of Burrell Mountain Road (NCSR 1352); thence South 66 deg. 12 min. 37 sec. East 35.19 feet to a point in the center of Burrell Mountain Road (NCSR 1352); thence South 52 deg. 41 min. 04 sec. East 25.00 feet to a point in the center of Burrell Mountain Road (NCSR 1352); thence South 37 deg. 46 min. 50 sec. East 21.21 feet to a point in the center of Burrell Mountain Road (NCSR 1352); thence South 21 deg. 38 min. 28 sec. East 55.78 feet to a point in the center of Burrell Mountain Road (NCSR 1352); thence South 29 deg. 23 min. 32 sec. East 27.43 feet to the eastern corner of Hafner, also being a point in the center of Burrell Mountain Road (NCSR 1352); thence South 70 deg. 14 min. 03 sec. West 363.68 feet and South 71 deg. 25 min. 00 sec. West 81.33 feet to the southern corner of Hafner; thence North 45 deg. 55 min. 26 sec. West 170.78 feet to the Western corner of Hafner; thence North 39 deg. 22 min. 24 sec. East 341.05 feet to the Northwest corner of Hafner and a concrete monument; thence North 81 deg. 23 min. 00 sec. West 720.00 feet to the Northeast corner of lands now or formerly belonging to Anita M. Cagle; thence South 10 deg. 00 min. 00 sec. East 99.41

feet to the Southeast corner of Cagle and the Northeast corner of lands now or formerly belonging to Judith Kay Wolfe; thence South 9 deg. 54 min. 00 sec. East 234.40 feet to the Southeast corner of Wolfe; thence South 66 deg. 55 min. 00 sec. West 304.50 feet to the Southwest corner of Wolfe; thence North 17 deg. 05 min. 00 sec. West 134.60 feet to the Northwest corner of Wolfe and the Southwest corner of lands now or formerly belonging to Richard Barnett and Joann Barnett; thence North 18 deg. 58 min. 00 sec. West 270.00 feet to the Northwest corner of Barnett and the Southwest corner of Cagle; thence North 13 deg. 15 min. 00 sec. East 96.30 feet to the Northwest corner of Cagle and along the line of lands now or formerly belonging to Charles H. Taylor and Elizabeth Taylor; thence North 81 deg. 23 min. 00 sec. West 61.10 feet, North 17 deg. 00 min. 00 sec. West 205.00 feet and North 89 deg. 35 min. 49 sec. West 1387.09 feet to a corner with lands now or formerly belonging to William G. Boggs, Jr., and lands now or formerly belonging to Dean S. Klein; thence North 86 deg. 00 min. 00 sec. West 338.61 feet to a corner with Boggs; thence South 11 min. 58 min. 00 sec. West 364.90 feet to a corner with Boggs; thence North 68 deg. 03 min. 00 sec. West 401.70 to the Northwest corner of lands now or formerly belonging to Josephine Renzulli and along the line of Boggs; thence South 00 deg. 40 min. 00 sec. West 327.24 feet to the northwest corner of lands now or formerly belonging to John Candler and Linda Candler and along the line of Renzulli; thence South 85 deg. 09 min. 22 sec. East 157.50 feet to the Northeast corner of Candler; thence South 8 deg. 10 min. 11 sec. East 392.89 feet to the Southeast corner of Candler; thence South 88 deg. 54 min. 58 sec. West 223.54 feet to the Southwest corner of Candler and along the line of Renzulli; thence South 2 deg. 30 min. 00 sec. West 185.11 feet to an iron pipe in the line of Renzulli; thence South 3 deg. 10 min. 00 sec. West 515.00 feet to an iron pipe; thence South 66 deg. 00 min. 00 sec. East 407.50 feet, South 3 deg. 00 min. 00 sec. West 82.00 feet, South 81 deg. 00 min. 00 sec. East 405.00 feet and South 24.75 feet to a point on the northern edge of Pinnacle Road (NCSR 1350) (formerly known as Mackey Ridge Road), then with the edge of Pinnacle Road, South 49 deg. 00 min. 00 sec. East 181.50 feet, South 76 deg. 00 min. East 173.25 feet, North 50 deg. 00 min. 00 sec. East 165.00 feet, North 65 deg. 00 min. 00 sec. East 107.25 feet and South 65 deg. 30 min. 00 sec. East 156.75 feet to a point in the center of Pinnacle Road, thence South 81 deg. 00 min. 00 sec. East 105.00 feet to a point on the northern edge of the portion of Pinnacle Road (NCSR 1350) formerly known as Transylvania Music Camp Road (NCSR 1350); thence South 66 deg. 45 min. 00 sec. East 311.00 feet and South 77 deg. 00 min. 00 sec. East 100.00 feet to a point on the northern edge of Pinnacle Road; thence South 5 deg. 00 min. 00 sec. West 8.00 feet to a point in the center of Pinnacle Road; thence South 80 deg. 00 min. 00 sec. East 90.00 feet to a point in the center of Pinnacle Road; thence North 5 deg. 00 min. 00 sec. East 8.00 feet to a point on the northern edge of Pinnacle Road; thence South 80 deg. 00 min. 00 sec. East 150.00 feet, South 69 deg. 00 min. 00 sec. East 106.00 feet and South 74 deg. 00 min. 00 sec. East 145.50 feet to the southwestern corner of lands now or formerly belonging to Marshall E. Whitmire and June Whitmire and also being a point on the northern edge of Pinnacle Road; thence North 8 deg. 34 min. 21 sec. East 114.23 feet to a corner of Whitmire; thence North 80 deg. 42 min. 18 sec. West 248.18 feet to a corner of Whitmire; thence North 03 deg. 54 min. 04 sec. East 223.24 feet to the northwestern corner of Whitmire; thence South 82 deg. 00 min. 00 sec. East 387.58 feet to the northeastern corner of Whitmire; thence South 2 deg. 00 min. 00 sec. East 229.75 feet to a corner of Whitmire; thence South 10 deg. 46 min. 35 sec. West 131.00 feet to the southeast corner of Whitmire, also being a point on the northern edge of Pinnacle Road, and then with Pinnacle Road; thence South 83 deg. 30 min. 00 sec. East 100.00 feet to a point on the northern edge of Pinnacle Road; thence South 78 deg. 55 min. 00 sec. East 25.00 feet to a point on the northern edge of Pinnacle Road; thence South 58 deg. 25 min. 00 sec. East 152.00 feet to the intersection of Pinnacle Road (NCSR 1350) and Probart Street (NCSR 1348); thence North 27 deg. 52 min. 00 sec. East 96.62 feet to a point in Probart Street; thence North 25 deg. 51 min. 00 sec. East 36.94 feet to the southwestern corner of Charles H. Taylor

and Elizabeth Taylor, and being a point on the northern edge of Probart Street; thence North 21 deg. 23 min. 00 sec. West 150.34 feet to a corner with Taylor; thence North 10 deg. 55 min. 00 sec. West 28.70 feet to the northwestern corner of Taylor; thence North 55 deg. 08 min. 00 sec. East 82.75 feet to the northeastern corner of Taylor; thence South 18 deg. 51 min. 00 sec. East 191.33 feet to the southeastern corner of Taylor, and also being a point on the northern corner of Probart Street; thence North 82 deg. 00 min. 00 sec. East 66.00 feet to the intersection of Probart Street (NCSR 1348) and Andante Lane, and also being the BEGINNING.

Being 157.37 acres more or less.

SECTION 2. The areas described in Section 1 of this act shall not be included in any calculations made under G.S. 160A-58.1(b)(5).

SECTION 3. This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 22nd day of May, 2001.

s/ Beverly E. Perdue
President of the Senate

s/ James B. Black
Speaker of the House of Representatives