

**AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF
THE TOWN OF CANTON OF CANTON, NORTH CAROLINA**

WHEREAS, the Mayor and Board of Aldermen/women has been petitioned under G.S. 160A-58.1 to annex the area described below; **AND**

WHEREAS, the Mayor and Board of Aldermen/women has by resolution directed the Town Clerk to investigate the sufficiency of the petition; **AND**

WHEREAS, the Town Clerk has certified the sufficiency of the petition and a public hearing on the question of this annexation was held at 85 Summer Street at 6:30pm on March 23, 2023, after due notice by ad in the Mountaineer, Town lobby, and on property site on February 28, 2023; **AND**

WHEREAS, the Mayor and Board of Aldermen/women finds that the area described therein meets the standards of G.S. 160A-58.1 (b), to wit:

- a) The nearest point on the proposed satellite corporate limits is not more than three (3) miles from the corporate limits of the Town of Canton;
- b) No point on the proposed satellite corporate limits is closer to another municipality than to the Town of Canton;
- c) The area described is so situated that the Town will be able to provide the same services within the proposed satellite corporate limits that provides within the primary corporate limits;
- d) No subdivision, as defined in G.S. 160A-376, will be fragmented by this proposed annexation;
- e) The area within the proposed satellite corporate limits, when added to the area within all other satellite corporate limits, does not exceed ten percent (10%) of the area within the primary corporate limits of the Town of Canton; and

WHEREAS, the Mayor and Board of Aldermen/women further finds that the petition has been signed by all the owners of real property in the area who are required by law to sign;

WHEREAS, the Mayor and Board of Aldermen/women further finds that the petition is otherwise valid, and that public health, safety and welfare of the Town of Canton and of the area proposed for annexation will be best served by annexing the area described;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Board of Aldermen/women of the Town of Canton, North Carolina that:

1. By virtue of the authority granted by G.S. 160A-58.2, the following described non-contiguous territory is hereby annexed and made part of the Town of Canton, as of March 23, 2023

BEGINNING at a stake in the North margin of Patton Street, said iron being N. 89 deg. 45 min.
W. 100.5 feet from the Southeast comer of Lot No. 38 of the Subdivision hereinafter referred to and runs thence with the North

margin of said Patton Street, N. 89 deg. 45 min. W. 100.5 feet to a stake in the outside line; thence N. 0 deg. 15 min. E. 150 feet to a stake, corner of Lot No. 39; thence S. 89 deg. 45 min. E. 100.5 feet to a stake; thence S. 0 deg. 15 min. W. 150 feet to the BEGINNING.

BEING Lot Nos. 35 and 36 of the Ellen Green Estate as per map and survey of W. H. Terrell made in June 1936, said map being recorded in Plat Cabinet B, Slot 15 f/k/a Map Book A, page 99-A, Haywood County Registry.

FURTHER BEING the same property described in the deed dated July 14, 2017 from Thomas R. Gibson and wife, Melanie Ferguson Gibson, Steven L. Gibson and wife, Lou Ella Gibson to Jewel S. Williams, recorded in Book 932, Page 1932, Haywood County Registry.

Williams st Hamlett 21-891

2. Upon and after March 23, 2023, the above-described territory and its citizens and property shall be subject to all debts, laws, ordinances, and regulations in force in the Town of Canton and shall be entitled to the same privileges and benefits as other parts of the Town of Canton. Said territory shall be subject to municipal taxes according to G.S. 160A-58.10.
3. The Mayor of the Town of Canton shall cause to be recorded in the office of the Register of Deeds of Haywood County, and in the office of the Secretary of State at Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 above, together with a duly certified copy of this ordinance. Such a map shall also be delivered to the Town Board of Elections, as required by G.S. 163-288.1.
4. Notice of adoption of this ordinance shall be published once, following the effective date of annexation, in a newspaper having general circulation in the Town of Canton.

Adopted this the 23 day of March, 2023.

Mayor

ATTEST:

APPROVED AS TO FORM:

Lisa Stinnett, Clerk to the Board

Town Attorney