

Regular Meeting  
Monday  
May 28, 1962  
8:00 P. M.  
Court Room

Present:

Mayor Robert H. Butler

Councilmen: Ted O. Rhodes  
Sol C. Rose  
Eugene Plummer  
D. B. Maness

City Manager, G. W. Ray  
City Attorney, J. O. Tally, Jr.  
PWC Treasurer, Harry Stein  
PWC Administrator, R. A. Muench

The first item of business was a public hearing on the annexation of a tract of land to the City.

A public hearing having been advertised and there being no opposition offered and upon motion by Councilman Rose, seconded by Councilman Plummer, the following Ordinance Extending the City Limits was adopted by unanimous vote:

AN ORDINANCE EXTENDING THE CITY LIMITS

WHEREAS, notice was duly published in the Fayetteville Observer, a newspaper published in the City of Fayetteville, that at the meeting of the City Council, to be held in the City Hall, at 8:00 P. M. on May 28, 1962, there would be considered the annexation to the City of all of the area hereinafter described, as directed by said Council at its regular meeting on the 7th day of May, 1962, and as petitioned for by all the owners of the property in such area;

AND WHEREAS no petition was filed or protest made against the annexation thereof to the municipality;

AND WHEREAS, it is considered in the best interest of the City of Fayetteville and its inhabitants to annex said area to and include it within the municipality;

THEREFORE, THE CITY COUNCIL OF THE CITY OF FAYETTEVILLE DOES ORDAIN:

That in accordance with North Carolina General Statute 160-452 and related statutes, said area, contiguous to the present boundaries of the City, described below, be annexed to and made a part of the City of Fayetteville, to wit:

BEGINNING at a point in the western margin of Owen Drive, said point being the southeast corner of the Cape Fear Valley Hospital property; and runs thence North 69 degrees 05 minutes East 100.0 feet to a point in the eastern margin of Owen Drive, said point being the southwest corner of Bordeaux Commercial Area as shown on record in Plat Book 15, Page 51, Cumberland County Registry; thence with the eastern margin of Owen Drive South 20 degrees 55 minutes East 20.0 feet; thence North 69 degrees 05 minutes East 308.6 feet to a point in the line of the property of Franklin Clark; thence with this line North 15 degrees 0 minutes West 749.6 feet to a concrete monument, the southwest corner of the Glendale Acres Subdivision, as shown on record in Book of Plats 24, Page 63; thence with the southern line of Glendale Acres North 74 degrees 46 minutes East 2592.6 feet to a concrete monument, the southeast corner of said Glendale Acres; thence with the eastern line of the Glendale Acres property and the western line of Franklin Clark Property North 15 degrees 0 minutes West 1134.5 feet to a concrete monument, the Northwest corner of a tract of land belonging to Franklin Clark; thence with Clark's North line North 77 degrees 0 minutes East 2149.95 feet to a cast iron pipe; thence North 15 degrees 10 minutes West crossing the A & R Railroad tract, about 815 feet to a point in the southern or western margin of the Robeson Street extended right-of-way line; thence as this right-of-way line curves to the Southeast a distance of 2150 feet -plus or minus- to the Northwest corner of Lot 46 as shown on the map of property belonging to Savoy Realty Company, recorded in Plat Book 14, Page 59; thence with the West line of this lot and continuing on to a point in the A & R Railroad right-of-way South 13 degrees 42 minutes East about 120.5 feet to a corner of Clark's; thence with Clark's line South 65 degrees

28 minutes West about 1280 feet to his corner, also the Northwest corner of Jordan Levy; thence with Clark's and Levy's line South 12 degrees 20 minutes East 1367.71 feet to an old pipe, the Northeast corner of M. C. Pate's 15.4 acre tract; thence with the North line of Pate South 78 degrees 23 minutes West 789.85 feet to an old pipe, Pate's Northwest corner; thence South 12 degrees 59 minutes East 726.78 feet to Pate's Southwest corner; thence North 76 degrees 48 minutes East 792.0 feet to an old pipe, Pate's Southeast corner; thence South 12 degrees 27 minutes East 497.2 feet to the Southwest corner of a 2 acre tract belonging to M. C. Pate; thence North 80 degrees 46 minutes East 748.2 feet to the Southeast corner of a 3 acre tract belonging to E. Williams; thence with the East line of Williams and J. W. Levy North 10 degrees 14 minutes West 1340 feet -plus or minus- to a point in the channel of Dark Branch; thence down the channel of Dark Branch about 1600 feet; thence a line leaving the channel of Dark Branch and running North 10 degrees 0 minutes East 665 feet -plus or minus- to a point in the Northwest margin of a 50 foot telephone line right-of-way; thence with this Northwest margin North 52 degrees 28 minutes East 472.5 feet to a corner; thence South 85 degrees 0 minutes East 285.2 feet; thence South 11 degrees 15 minutes East 137.0 feet; thence North 79 degrees 0 minutes East 400.0 feet; thence North 11 degrees 15 minutes West 21.5 feet; thence South 85 degrees 0 minutes East 640 feet -plus or minus- to a corner in Blount's Creek; thence up the creek in a southwesterly direction about 10,000 feet to a corner dividing the lands of Frank Teague and Geo. Grant, as described in Book of Deed 520, Page 418 Cumberland County Court House; thence with Teague's line North 49 degrees 30 minutes West 800.0 feet to a corner; thence North 86 degrees 50 minutes West 1300.0 feet -plus or minus- to the Northeast right-of-way line of Owen Drive; thence with the right-of-way of Owen Drive northwardly about 150 feet; thence South 37 degrees 20 minutes West about 170 feet -plus or minus- to the H/W monument in the western margin of Boone Trail, said monument being a corner in a previous description of land annexed to the City of Fayetteville; thence; North 0 degrees 20 minutes West 155.10 feet to another H/W right-of-way monument in the Southwest right-of-way of Owen Drive; thence with the right-of-way of Owen Drive North 38 degrees 38 minutes West 245.48 feet to the P. C. of a curve, the radius of which is 2,359.08 feet; thence with said curve as it curves northwardly an arc distance of 930.35 feet to the P. T. of said curve; thence North 16 degrees 02 minutes West 156.4 feet to the beginning, the following described parcel of land belonging to the Alcoholic Beverage Control Board of Cumberland County shall be excepted and deleted from the foregoing area to be annexed to the City of Fayetteville: Being all of lots #1, 2, and 3 as shown on plat of "Bordeaux Commercial Area Number Two" recorded in Plat Book 25, Page 60, Cumberland County Registry.

And that the Mayor cause an accurate map of such annexed territory, together with a copy of this ordinance duly certified, to be recorded in the office of the Register of Deeds of Cumberland County and in the office of the Secretary of State.

This ordinance shall be in effect from and after its adoption.

Adopted this 28th day of May, 1962.

ROBERT H. BUTLER  
Mayor

Maurice W. Downs  
City Clerk

A public hearing had also been advertised for this date for the annexation to the City of an area off Murchison Road along Bullock Street, but Assistant City Engineer Ashley stated that there still remained some unresolved right-of-way matters. Due to this circumstance, Councilman Plummer moved that the public hearing on this annexation matter be continued until the Council's next regular meeting on June 11th. Motion was seconded by Councilman Maness and carried unanimously.

A public hearing was held on question of zoning an area on Owen Drive behind the LaFayette Lanes Bowling Alley. Mr. Charles C. Rose, Jr., Attorney for the developers was recognized and spoke in behalf of the rezoning. Mr. R. Koontz, 405 Owen Drive, a property owner from the area was also recognized and spoke in opposition, but when it was pointed