

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 682
House Committee Substitute Favorable 8/4/97

Short Title: Durham/Swepsonville Charter.

(Local)

Sponsors:

Referred to:

April 3, 1997

A BILL TO BE ENTITLED

AN ACT TO AMEND THE CHARTER OF THE CITY OF DURHAM TO REQUIRE THAT CHALLENGES TO VOLUNTARY ANNEXATIONS BY THE CITY BE FILED WITHIN THIRTY DAYS AFTER THE ADOPTION OF THE ANNEXATION ORDINANCE AND TO GRANT SWEPSONVILLE A CHARTER BY PROVIDING FOR THE INCORPORATION OF THE TOWN OF SWEPSONVILLE AND THE SIMULTANEOUS DISSOLUTION OF THE SWEPSONVILLE SANITARY DISTRICT.

The General Assembly of North Carolina enacts:

Section 1. The Charter of the City of Durham, being Chapter 671 of the 1975 Session Laws, as amended, is amended by adding a new section to read:

"Sec. 2.6. Petition Annexation Appeals. Any judicial action contesting the validity of an annexation by the City pursuant to Part 1 or 4 of Article 4A of Chapter 160A of the General Statutes shall be filed within 30 days after the adoption of the annexation ordinance."

Section 1.1. In accordance with G.S. 130A-81(1a), the Town of Swepsonville is incorporated, and the Swepsonville Sanitary District is simultaneously dissolved. Such incorporation and dissolution are not subject to referendum.

Section 1.2. A Charter for the Town of Swepsonville is enacted to read:

1 **"CHARTER FOR THE TOWN OF SWEPSONVILLE.**

2 **"CHAPTER I.**

3 **"INCORPORATION AND CORPORATE POWERS.**

4 "Section 1.1. **Incorporation and Corporate Powers.** The inhabitants of the Town
5 of Swepsonville are a body corporate and politic under the name 'Town of Swepsonville'.
6 Under that name they have all the powers, duties, rights, privileges, and immunities
7 conferred and imposed upon cities by the general law of North Carolina.

8 **"CHAPTER II.**

9 **"CORPORATE BOUNDARIES.**

10 "Section 2.1. **Town Boundaries.** Until modified in accordance with law, the
11 boundaries of the Town of Swepsonville are as follows:

12 Tract One:

13 A certain tract or parcel of land located in Thompson Township, Alamance County,
14 North Carolina, and more particularly described as follows:

15 BEGINNING at a point located on State Highway 2158 at the center of a bridge across
16 the Haw River in Alamance County, North Carolina; running thence from said point with
17 SR 2158 the following courses and distances:

18 S. 84 deg. 36' E. 260.00 feet; S. 81 deg. 48' E. 98.76 feet; S. 75 deg. 16' E. 65.41 feet; S.
19 67 deg. 27' E. 97.49 feet; S. 56 deg. 56' E. 98.40 feet; S. 48 deg. 44' E. 89.37 feet;
20 running thence in the vicinity of George Bason Road, the following courses and
21 distances: N. 55 deg. 49' E. 251.06 feet; S. 16 deg. 00' E. 178.3 feet; N. 30 deg. 54' E.
22 778.2 feet; N. 86 deg. 40' E. 301.6 feet to a point in George Bason Road; running thence
23 with an unnamed road, S. 14 deg. 12' E. 164.85 feet to a point; running thence N. 85 deg.
24 58' E. 168.9 feet to a point; running thence S. 10 deg. 22' E. 238.5 feet to a point; thence
25 S. 6 deg. 16' W. 213.7 feet to a point; running thence N. 61 deg. 29' E. 836.7 feet to a
26 point; running thence S. 35 deg. 33' W. 135.6 feet; running thence S. 47 deg. 20' E. 759.4
27 feet to a point; running thence in the vicinity of NC Highway 119 and NC Highway 54,
28 the following courses and distances: N. 85 deg. 45' E. 330.00 feet; N. 82 deg. 53' E.
29 100.00 feet; N. 7 deg. 07' 27" W. 334.4 feet; N. 83 deg. 01' 53" E. 200.97 feet; N. 7 deg.
30 15' W. 66.06 feet; N. 82 deg. 45' E. 120.12 feet; S. 7 deg. 15' E. 583.22 feet to a point; N.
31 83 deg. 30' E. 193.11 feet; N. 70 deg. 19' E. 224.55 feet; N. 84 deg. 10' E. 90 feet; N. 4
32 deg. 485' W. 143.9 feet; N. 85 deg. 15' E. 528 feet; S. 89 deg. 16 E. 330.98 feet; N. 85
33 deg. 33' E. 778 feet; N. 63 deg. 03' E. 141.5 feet; N. 23 deg. 11' W. 272.25 feet; N. 26
34 deg. 57' W. 898.3 feet; N. 78 deg. 23' E. 331.3 feet to a point in N. C. Highway 54;
35 thence N. 80 deg. 37' 40" E. 43.07 feet; N. 39 deg. 38' 20" E. 233.38 feet; N. 47 deg. 19'
36 10" E. 533.29 feet; N. 47 deg. 57' E. 1651.57 feet; S. 36 deg. 18' E. 1282.22 feet to a
37 point in N. C. Highway 119; thence with N. C. Highway 119 S. 49 deg. 06' 42" W.
38 674.29 feet; continuing with N. C. Highway 119, S. 49 deg. 07' W. 540.00 feet; thence in
39 the vicinity of N. C. Highway 119 the following courses and distances: S. 26 deg. 00' E.
40 along an unnamed road, 283.2 feet; S. 49 deg. 02' W. 207.93 feet; S. 67 deg. 01' W.
41 105.76 feet; S. 49 deg. 02' W. 260 feet; N. 40 deg. 58' W. 50 feet; S. 49 deg. 02' W.
42 147.14 feet; S. 47 deg. 40' W. 74.69 feet; S. 00 deg. 48' E. 75.11 feet; S. 47 deg. 40' W.
43 1170 feet, crossing NC Highway 54 and SR 2164; S. 85 deg. 33' W. 1270 feet; S. 16 deg.

1 48' W. 113.34 feet; S. 89 deg. 37' W. 251.6 feet; N. 3 deg. 20' W. 85.53 feet; S. 86 deg.
2 38' W. 715.35 feet; N. 86 deg. 28' W. 70.24 feet; S. 1 deg. 25' E. 51 feet; S. 82 deg. 50'
3 W. 108.5 feet; S. 1 deg. 25' E. 95 feet; S. 83 deg. 25' W. 262 feet; N. 2 deg. 20' W. 153.15
4 feet; S. 86 deg. 05' W. 353.88 feet; N. 1 deg. 25' W. 71.5 feet; S. 88 deg. 35' W. 148.5
5 feet; S. 52 deg. 13' W. 566.8 feet; S. 49 deg. 17' W. 334.5 feet; S. 48 deg. 02' W. 345 feet;
6 running thence in the vicinity of SR 2158 the following courses and distances:
7 S. 43 deg. 24' E. 48.3 feet; S. 50 deg. 04' W. 23 feet; S. 43 deg. 32' E. 367.27 feet; N. 38
8 deg. 29' E. 354.96 feet; S. 66 deg. 36' E. 135.06 feet; S. 20 deg. 54' W. 213.1 feet; S. 26
9 deg. 41' W. 100 feet; S. 35 deg. 12' W. 100 feet; S. 44 deg. 57' W. 35.48 feet; S. 43 deg.
10 16' E. 154.38 feet; N. 79 deg. 44' E. 9.69 feet; N. 68 deg. 44' E. 209.22 feet; N. 21 deg.
11 44' E. 42.24 feet; N. 30 deg. 09' E. 59.04 feet; N. 82 deg. 44' E. 138 feet; S. 38 deg. 14'
12 W. 158.88 feet; S. 39 deg. 34' E. 364.3 feet; S. 61 deg. 34' E. 154.16 feet; S. 77 deg. 38'
13 E. 330.64 feet; S. 04 deg. 17' W. 485.7 feet; S. 83 deg. 38' E. 724.10 feet; S. 0 deg. 11' E.
14 132 feet; N. 83 deg. 38' W. 330 feet; S. 0 deg. 11' E. 284.7 feet; S. 56 deg. 05' W. 357.9
15 feet to a point in SR 2158; running thence N. 35 deg. 24' W. 118.19 feet with SR 2158;
16 thence S. 59 deg. 45' W. 513.1 feet; thence N. 33 deg. 54' W. 270.40 feet; thence N. 83
17 deg. 43' W. 394 feet; thence N. 1 deg. 24' E. 101.07 feet with SR 2198; thence N. 88 deg.
18 36' W. 200 feet; thence N. 1 deg. 24' E. 535 feet; thence N. 8 deg. 20' E. 259.45 feet;
19 thence N. 65 deg. 46' 30" W. 100.54 feet; N. 60 deg. 57' W. 54.8 feet; N. 47 deg. 01' W.
20 59.7 feet, crossing Woodside Avenue; thence N. 52 deg. 14' 40" W. 59.90 feet; thence N.
21 6 deg. 59' E. 78.97 feet; thence N. 7 deg. 48' W. 176.48 feet; thence N. 89 deg. 52' W.
22 70.55 feet; thence S. 63 deg. 29' W. 580 feet; thence N. 87 deg. 20' W. 135 feet; thence
23 N. 41 deg. 40' W. 100 feet; thence N 36 deg. 00' W. 108.80 feet; thence S. 47 deg. 30' W.
24 87 feet; thence S. 75 deg. 03' W. 142.58 feet; thence N. 8 deg. 00' W. 487.7 feet; running
25 thence S. 69 deg. 50' W. 285.0 feet to a point in the Haw River; running thence with the
26 center of the Haw River 2,500 feet to the point of BEGINNING, and containing 313.40
27 acres, more or less, as shown on Boundary and Sanitary Sewer Map, Swepsonville
28 Sanitary Sewer District, dated October 25, 1983, and prepared by Alley, Williams,
29 Carmen & King, Inc., Engineers and Architects, Job. No. 163-83.

30 Tract Two:

31 A certain tract or parcel of land located in Thompson Township, Alamance County,
32 North Carolina, adjoining George Bason Road (SR2156), property owned by W.E. &
33 Mary D. Kirkpatrick, Quarry Development Company, Lacy Overman and Juanita Wilson
34 LaPrade, and being more particularly described as follows:

35 BEGINNING at a control corner located in the southern edge of the 60' right of way of
36 George Bason Road (SR 2156), a corner with Juanita Wilson LaPrade and property
37 owned by Quarry Development, further known as Stonehaven Subdivision, Section 1;
38 running thence from said control corner along the southern edge of the 60' right of way of
39 George Bason Road (SR 2156), the following courses and distances: N. 65 deg. 27' 26"
40 E. 379.33 feet, N. 73 deg. 35' 15" E. 70.71 feet, N. 65 deg. 27' 26" E. 50 feet, N. 57 deg.
41 19' 38" E. 70.71 feet, N. 65 deg. 27' 26" E. 940.00 feet, N. 73 deg. 35' 15" E. 70.71 feet,
42 N. 65 deg. 27' 26" E. 50 feet, N. 55 deg 15' 14" E. 71.06 feet and in a curve to the left the
43 following courses and distances: N. 61 deg. 35' 03" E. a chord of 69.95 feet and a radius

1 of 2922.99 feet, N. 59 deg. 25' 42" E. 150.00 chord with a radius of 2922.99, N. 56 deg.
2 06' 01" E. a chord distance of 189.50 feet, a radius of 2922.99 feet to a control corner;
3 thence along the western edge of property owned by W.E. Kirkpatrick, the following
4 courses and distances: S. 25 deg. 05' 16" E. 56.38 feet, S. 4 deg. 27' 23" W. 331.13 feet,
5 S. 4 deg. 29' 00" W. 54.07 feet; thence along the western edge of property owned by
6 Mary D. Kirkpatrick, S. 4 deg. 20' 00" W. 302.25 feet; thence along the northern edge of
7 property owned by Quarry Development Company the following courses and distances:
8 N. 85 deg. 40' 00" W. 184.18 feet, S. 31 deg. 32' 47" W. 89.41 feet, S. 65 deg. 27' 26" W.
9 753.86 feet, S. 46 deg. 54' 41" E. 280.00 feet, S. 60 deg. 06' 32" W. 184.39 feet, S. 51
10 deg. 46' 50" W. 50.08 feet, S. 43 deg. 34' 57" W. 610.71 feet; thence along the northern
11 edge of property owned by Lacy Overman, N. 44 deg. 46' 01" W. 363.62 feet; thence S.
12 60 deg. 37' 15" W. 5.00 feet; thence along the eastern portion of property owned by
13 Juanita Wilson LaPrade, the following courses and distances: N. 36 deg. 35' 46" W. 71.95
14 feet; N. 56 deg. 10' 16" E. 142.00 feet; thence N. 36 deg. 13' 01" W. 661.29 feet to the
15 point of BEGINNING, and containing 32.41 acres, more or less, as depicted in a
16 preliminary final plat, Section 1, Stonehaven Subdivision, by Thompson-Simmons, Inc.,
17 Surveyors, dated February 17, 1988.

18 Tract Three:

19 A certain tract or parcel of land located in Thompson Township, Alamance County,
20 North Carolina, adjoining Bason Road, Piedmont Crescent Recreational and
21 Development Company, Inc., and more particularly described as follows:

22 BEGINNING at an existing iron pipe located in the northern edge of the 60' right of way
23 of Bason Road, a corner with property owned by Piedmont Crescent Recreational and
24 Development Company, Inc., and Lot 1, Section 1 Quarry Hills Subdivision (Plat Book
25 38 at Page 54); thence running along the northern edge of Bason Road 60' right of way,
26 S. 62 deg. 57' 01" W. 320.00 feet to an existing iron pipe; thence running along the
27 western edge of Lot 4, Section 1 Quarry Hills Subdivision (Plat Book 38 at page 54), N.
28 27 deg. 02' 59" W. 181.38 feet to an existing iron pipe; thence running along the northern
29 bounds of Lots 1 through 4, Section 1 Quarry Hills Subdivision, N. 63 deg. 39' 10" E.
30 322.59 feet to an existing iron pipe; thence running S. 26 deg. 13' 20" E. 177.44 feet to
31 the point of BEGINNING and containing 1.323 acres, more or less.

32 This description is based on the plat recorded in the Office of the Register of Deeds for
33 Alamance County, North Carolina in Plat Book 38 at page 54 by Thompson-Simmons,
34 Inc., dated November 15, 1988.

35 Tract Four:

36 A certain tract or parcel of land located in Thompson Township, Alamance County,
37 North Carolina, adjoining George Bason Road, Section 1, Quarry Hills Subdivision, and
38 property owned by William Mann, and being more particularly described as follows:

39 BEGINNING at an existing iron pipe located in the northern edge of George Bason
40 Road, a corner with Lot 4, Section 1 Quarry Hills Subdivision, George Bason Road 60'
41 right of way and Lot 5, Section 2 Quarry Hills Subdivision (Plat Book 42 at page 51);
42 thence running from said existing iron pipe along the boundary between Lots 4 and 5, N.
43 27 deg. 02' 59" W. 181.38 feet to an existing iron pipe; thence running along the southern

1 edge of property owned by William Mann, S. 63 deg. 39' 10" W. 232.77 feet to an
2 existing iron pipe; thence running S. 56 deg. 38' 20" W. 27.42 feet to a new iron pipe;
3 thence running along the western edge of Lot 2, Section 2 Quarry Hills Subdivision, S. 27
4 deg. 02' 59" E. 187.92 feet to a new iron pipe located in the northern edge of the 60' right
5 of way of George Bason Road; thence running in a curve to the right, N. 60 deg. 14' 06"
6 E. a distance of 100.11 having a radius of 3699.36 feet and an arc of 100.12 feet to a new
7 iron pipe; continuing in a curve to the right, N. 61 deg. 37' 48" E. a distance of 80.02 feet,
8 having a radius of 3699.36 feet and an arc of 80.02 feet to a new iron pipe; thence
9 continuing N. 62 deg. 52' 05" E. in a curve to the right with a distance of 80.00 feet, a
10 radius of 3699.36, having an arc of 80 feet to the point of BEGINNING, and containing
11 1.102 acres, more or less, as shown on a plat recorded in the Office of the Register of
12 Deeds of Alamance County entitled 'Final Plat, Section 2 Quarry Hills Subdivision', in
13 Plat Book 42 at page 51.

14 Tract Five:

15 A certain tract or parcel of land lying and being in Thompson Township, Alamance
16 County, North Carolina, adjoining George Bason Road, property owned by Will C.
17 Mann, Ruth M. Bason and Quarry Hills Subdivision, Section 2 and more particularly
18 described as follows:

19 BEGINNING at an existing iron pipe located in the northern edge of the 60' right of way
20 of George Bason Road, a corner with Lot 8 Section 3, Quarry Hills Subdivision (Plat
21 Book 44 at page 71) and Lot 7 Quarry Hills Subdivision Section 2 (Plat Book 41 at page
22 51); thence running in a curve to the left along the northern edge of George Bason Road
23 60' right of way the following courses and distances: S. 53 deg. 09' 42" W. a distance of
24 79.98 feet, having a radius of 1085.33 and an arc of 80 feet to an existing iron pipe, S. 48
25 deg. 56' 18" W. a distance of 79.98 feet, a radius of 1085.33 feet and an arc of 80 feet, S.
26 44 deg. 42' 54" W. a distance of 79.98 feet, a radius of 1085.33 feet and an arc of 80 feet,
27 S. 42 deg. 04' 30" W. 20.02 feet having a radius of 1085.33 feet and an arc of 20.02 feet
28 to an existing iron pipe; thence continuing along the northern edge of George Bason
29 Road, S. 41 deg. 02' 21" W. 269.35 feet; thence in a curve to the left, S. 41 deg. 17' 46"
30 W. having a distance of 30.63 feet, a radius of 1040.38 feet and an arc of 30.63 feet to an
31 existing iron pipe; thence running in a curve to the left with property owned by Ruth M.
32 Bason and Lot 14 Section 3, Quarry Hills Subdivision (Plat 44 at page 71), N. 84 deg. 12'
33 50" W. 121.67 feet, a radius of 180 feet and an arc of 124.11 feet to an existing iron pipe;
34 thence running S. 76 deg. 15' 00" W. 8.18 feet; thence along the western edge of Lot 14,
35 N. 02 deg. 48' 00" W. 184.50 feet; thence along the southern edge of property owned by
36 Will C. Mann, a boundary with Lots 8 through 14 Quarry Hills Subdivision, Section 3,
37 the following courses and distances: N. 87 deg. 12' 00" E. 30 feet; N. 42 deg. 41' 10" E.
38 336.99 feet; N. 56 deg. 38' 20" E. 221.68 feet to an existing iron pipe; thence running
39 along boundary of Lots 7 and 8 of Quarry Hills Subdivision, S. 27 deg. 03' 54" E. 187.91
40 feet to point of BEGINNING, and containing 2.91 acres, more or less, as depicted on a
41 final plat Section 3 Quarry Hills Subdivision, recorded in Plat Book 44 at page 71 in the
42 Office of the Register of Deeds for Alamance County Registry and being Lots 8 through
43 14, inclusive.

1 Tract Six:

2 A certain tract or parcel of land lying and being in Thompson Township, Alamance
3 County, North Carolina, adjoining Section 1 Stonehaven Subdivision, Quarry
4 Development, Mary D. Kirkpatrick, and Carroll Eric Barnes, and being more particularly
5 described as follows:

6 BEGINNING at a new iron pipe located in the southern edge of Graystone Drive, a
7 corner with Lot 67, Section 2 Stonehaven Subdivision (Plat Book 50 at page 115), and
8 property owned by Quarry Development Company (Plat Book 35 at page 103); thence
9 running S. 79 deg. 29' 11" W. 85.26 feet to a point in the northern edge of Graystone
10 Drive, a corner with Lot 65 Stonehaven Subdivision, Section 2; running thence along the
11 western edge of Lots 64 and 65, Stonehaven Subdivision, Section 2, N. 46 deg. 54' 23"
12 W. 420.60 feet; running thence along the southern edge of Stonehaven Subdivision,
13 Section 1 and the northern edge of Stonehaven Subdivision, Section 2, N. 65 deg. 27' 25"
14 E. 753.87 feet to a point in the western edge of Crescent Drive; thence running N. 31 deg.
15 38' 05" E. 89.15 feet to the eastern edge of Crescent Drive, a new iron pipe; thence
16 running along the northern edge of Lot 54, Section 2 Stonehaven Subdivision, S. 85 deg.
17 40' 00" E. 184.18 feet to a control corner; thence running along the western edge of
18 property owned by Mary D. Kirkpatrick, S. 04 deg. 20' 00" W. 630.26 feet to a control
19 corner; thence running from said control corner along the northern edge of property
20 owned by Carroll Eric Barnes, S. 75 deg. 10' 58" W. 316.27 feet to an existing iron pipe;
21 thence running S. 13 deg. 44' 14" E. 25.67 feet to a corner of Lot 67, Section 2,
22 Stonehaven Subdivision, Carroll Eric Barnes and Quarry Development Company; thence
23 running S. 58 deg. 16' 14" W. 40.43 feet to a new iron pipe; thence running N. 52 deg. 53'
24 18" W. 180.00 feet to the point of BEGINNING and BEING SECTION 2,
25 STONEHAVEN SUBDIVISION, as recorded in Plat Book 50 at page 15 in the Office of
26 the Register of Deeds for Alamance County.

27 Tract Seven:

28 A certain tract or parcel of land lying and being in Thompson Township, Alamance
29 County, North Carolina, adjoining property owned by Fletcher C. Hunter, Michael W.
30 Williams and Swepsonville Road (SR 2159), and being more particularly described as
31 follows:

32 BEGINNING at an existing iron pipe located in the Swepsonville Road, a corner with
33 property owned by Fletcher C. Hunter and property owned by Ricky D. Billings; running
34 thence along the western edge of property owned by Fletcher C. Hunter and the eastern
35 edge of property owned by Ricky D. Billings and being the boundary, S. 6 deg 00' 08" E.
36 1126.04 feet to a point; thence running S. 80 deg. 20' 22" W. 134.23 feet to a point;
37 thence running along the western edge of property owned by Ricky D. Billings and the
38 eastern edge of property owned by Michael W. Williams, N. 05 deg. 52' 15" W. 1122.27
39 feet to a point in Swepsonville Road (SR 2159); thence running from said point, N. 78
40 deg. 37' 59" E. 131.95 feet to the point of BEGINNING, and containing 3.402 acres,
41 more or less, as described in a final plat for Ricky D. Billings as recorded in the Office of
42 the Register Deeds for Alamance County in Plat book 38 at page 92.

43 Tract Eight:

1 A certain tract or parcel of land located in Thompson Township, Alamance County,
2 North Carolina, adjoining George Bason Road (S.R. 2156), Swepsonville-Saxapahaw
3 Road, the Haw River and property owned by Will C. Mann and being more particularly
4 described as follows:
5 BEGINNING at an existing iron pipe located in the northern edge of George Bason Road
6 (S.R. 2156) right of way, a corner with the southern corner of Lot 14, Quarry Hills
7 Subdivision, Section 3 (Plat Book 44, page 71); running thence S. 19 deg. 31' 30" W.
8 50.80 feet to a new iron pipe; thence running N. 27 deg. 20' 16" E. 29.92 feet to a point in
9 George Bason Road; running thence from said point, S. 55 deg. 23' 51" E. 49.57 feet to a
10 point in Rivers Edge Drive; running thence S. 83 deg. 16' 45" W. 256.66 feet to an
11 existing iron pipe; running thence S. 27 deg. 35' 16" W. 7.84 feet to an existing iron pipe;
12 running thence along the northwestern edge of Lot 2 (Plat Book 9, page 23), S. 30 deg.
13 32' 55" W. 100.00 feet to an existing iron pipe; running thence S. 27 deg. 40' 53" W.
14 99.99 feet along the northwestern edge of Lot 3 (Plat Book 9, Page 23) to an existing iron
15 pipe; thence from said pipe, S. 27 deg. 41' 50" W. 119.99 feet to an existing iron pipe;
16 thence S. 27 deg. 43' 18" W. 47.05 feet to a new iron pipe, in the northeast corner of
17 property owned by Don R. Quakenbush and wife, Bobbie L. Quakenbush; running thence
18 along the northwestern edge of property owned by said Quakenbush, S. 52 deg. 49' 28"
19 W. 307.09 feet to an existing iron pipe; continuing along the northwestern edge of
20 property owned by said Quakenbush, S. 52 deg. 38' 28" W. 250.51 feet to a point in
21 Swepsonville-Saxapahaw Road 60' right of way; thence with Swepsonville-Saxapahaw
22 Road, the following courses and distances: N. 50 deg. 04' 01" W. in a curve to the left, a
23 distance of 84.96 feet, radius of 603.10 feet and an arc of 85.03 feet; N. 66 deg. 43' 42"
24 W. in a curve to the left, a distance of 263.58 feet, a radius of 603.10 feet and an arc of
25 265.72 feet; N. 83 deg. 33' 46" W. in a curve to the left, a distance of 88.60 feet, a radius
26 of 603.10 feet and an arc of 88.68 feet; N. 87 deg. 46' 32" W. 182.61 feet to a point in
27 Swepsonville-Saxapahaw Road; running thence along the eastern edge of the Haw River,
28 N. 20 deg. 13' 36" W. 378.16 feet to a point; continuing along the eastern edge of the
29 Haw River, the following courses and distances: N. 09 deg. 48' 15" W. 232.04 feet; N.
30 13 deg. 42' 54" W. 240.29 feet; N. 00 deg. 18' 04" E. 224.05 feet; N. 19 deg. 44' 43" E.
31 111.00 feet; N. 35 deg. 06' 25" E. 187.88 feet; N. 40 deg. 07' 01" E. 224.53 feet to a point
32 in the eastern edge of the Haw River; running thence S. 23 deg. 22' 50" E. 349.72 feet to
33 a new iron pipe; running thence S. 16 deg. 11' 40" E. 99.99 feet to a new iron pipe;
34 running thence S. 07 deg. 07' 20" E. 130.00 feet to a new iron pipe; running thence S. 09
35 deg. 12' 28" E. 271.71 feet to a new iron pipe; running thence N. 82 deg. 30' 17" E.
36 315.97 feet to a new iron pipe; running thence along the southern edge of property owned
37 by Will C. Mann, the following courses and distances: N. 75 deg. 18' 09" E. 204.77 feet
38 to a new iron pipe; running thence N. 86 deg. 27' 57" E. 543.65 feet to an existing iron
39 pipe; running thence with the western edge of Lot 14, Quarry Hills Subdivision, Section
40 3, S. 02 deg. 46' 38" E. 184.54 feet to an existing iron pipe; running thence with a curve
41 towards the southeast having a bearing of N. 70 deg. 52' 37" E. a chord distance of 91.47
42 feet, a radius of 260.00 feet and an arc distance of 91.95 feet to an existing iron pipe;
43 running thence S. 60 deg. 47' 23" E. 20.71 feet to the POINT OF BEGINNING,

1 containing 28.94 acres, more or less, as described on a survey by Simmons Engineering
2 & Surveying, Inc., dated October 27, 1994, entitled 'Preliminary Plat, Section IV Quarry
3 Hills Subdivision', plat of which is unrecorded."

4 **"CHAPTER III.**

5 **"GOVERNING BODY.**

6 "Section 3.1. **Structure of the Governing Body; Number of Members.** The
7 governing body of the Town of Swepsonville is the Town Council, which has five
8 members.

9 "Section 3.2. **Manner of Electing Board.** The qualified voters of the entire Town
10 nominate and elect the members of the Council.

11 "Section 3.3. **Term of Office of Council Members.** In the 1997 municipal election,
12 five council members shall be elected. The two persons receiving the highest number of
13 votes shall be elected for four-year terms and the three persons receiving the next highest
14 number of votes shall be elected for two-year terms. In 1999 and quadrennially
15 thereafter, three council members shall be elected for four-year terms. In 2001 and
16 quadrennially thereafter, two council members shall be elected for four year terms.

17 "Section 3.4. **Selection of Mayor; Term of Office.** The Mayor shall be appointed
18 by the Town Council from among its own membership for a four-year term. The Mayor
19 shall have the right to vote on all questions that come before the Council, but shall have
20 no right to break a tie vote in which the Mayor participated.

21 "Section 3.5. **Filling of Vacancies.** Vacancies occurring for any reason in the Town
22 Council shall be filled by the remaining members of the Council for the remainder of the
23 unexpired term.

24 **"CHAPTER IV.**

25 **"ELECTIONS.**

26 "Section 4.1. **Conduct of Town Elections.** The Town Council shall be elected on a
27 nonpartisan basis and the results determined by the plurality method in G.S. 163-292.
28 The Alamance County Board of Elections shall provide a special candidate filing period
29 for the 1997 municipal election for the Town of Swepsonville. Filing for municipal
30 offices for the Swepsonville Sanitary District for the 1997 election is cancelled.

31 **"CHAPTER V.**

32 **"ADMINISTRATION.**

33 "Section 5.1. **Mayor-Council Plan.** The Town of Swepsonville operates under the
34 Mayor-Council plan as provided by Part 3 of Article 7 of Chapter 160A of the General
35 Statutes."

36 Section 1.3. The incorporation of the Town of Swepsonville and simultaneous
37 dissolution of the Swepsonville Sanitary District shall become effective on the second
38 Monday of the month following when this act becomes law. The Swepsonville Sanitary
39 District shall take all actions necessary to effect this transfer of the assets and liabilities of
40 the Sanitary District to the Town of Swepsonville. The Alamance County Board of
41 Elections shall establish a special candidate filing period for the 1997 municipal election.
42 From the effective date of this Charter until the organizational meeting of the Town

1 Council after the 1997 municipal election, the members of the Town Council shall be the
2 members of the board of the Swepsonville Sanitary District.

3 Section 1.4. The organizational meeting of the Town Council of the Town of
4 Swepsonville shall be held at 7:00 p.m. on the second Monday of the month following
5 when this act becomes law. The transitional provisions of G.S. 130A-81(5)(a) through
6 (g) shall apply to the Town of Swepsonville and the Swepsonville Sanitary District.

7 Section 2. This act is effective when it becomes law.