

NORTH CAROLINA

COUNTY OF GUILFORD

GREENSBORO-BURLINGTON JOINT ANNEXATION AGREEMENT

THIS AGREEMENT, made and entered into this the 7th day of May 2002, by and between the City of Greensboro and the City of Burlington.

WHEREAS, the City of Greensboro and the City of Burlington, both being duly incorporated municipalities under the laws of the State of North Carolina, desire to eliminate uncertainty among residents and property owners in unincorporated areas adjacent to the two CITIES and also to improve planning by public and private interests in such areas; and

WHEREAS, Chapter 1009 of the 1988 Session Laws of the North Carolina General Assembly (hereinafter referred to as the "Act") authorizes municipalities located in Guilford County, to enter into agreements designating areas that are subject to annexation by the participating municipalities:

NOW, THEREFORE, THE TWO CITIES AGREE AS FOLLOWS:

1. This Agreement is executed pursuant to the authority of Chapter 1009 of the 1988 Session Laws of the North Carolina General Assembly.
2. This Agreement shall terminate thirty (30) years after its effective date.
3. Attached hereto and incorporated herein by reference is Exhibit A, which describes a line in Guilford County. No portion of the land east or south of the line described in Exhibit A shall be annexed by the CITY OF GREENSBORO during the term of this Agreement. No portion of land west or north of the line described in Exhibit A shall be annexed by the CITY OF BURLINGTON during the term of this Agreement.
4. Attached hereto and incorporated herein by reference is Exhibit B, which is a map of a portion of Guilford County that indicates the line, described in Exhibit A.
5. The effective date of this Agreement is the 7th day of May 2002.
6. At least thirty (30) days before the adoption of any annexation ordinance by either party, the party which is considering annexation shall give written notice to the other party of the proposed annexation. Such notice shall describe the area to be annexed by a legible map, clearly and accurately showing the boundaries of the area to be annexed in relation to: the boundaries of the area which the annexing party has agreed not to annex

pursuant to this Agreement; roads, streams, and any other prominent geographical features. Such notice shall not be effective for more than one hundred eighty (180) days.

7. Pursuant to Chapter 1009 of the 1988 Session Laws of the North Carolina General Assembly the City of Burlington and the City of Greensboro held public hearings on May 7, 2002, and upon conclusion of said hearings both cities adopted resolutions approving the execution of this Agreement.
8. From and after the effective date of this Agreement, neither CITY may consider in any manner the annexation of any area in violation of the Act or this Agreement. From and after the effective date of this Agreement, neither CITY may annex all or any portion of any area in violation of the Act or this Agreement.
9. Nothing in Chapter 1009 of the 1988 Sessions Laws of the North Carolina General Assembly nor this Agreement shall be construed to authorize the annexation of any area which is not otherwise subject to annexation under the applicable law, except G.S. 160A-58.1(b)(2) shall not apply.
10. From and after the effective date of this Agreement, if any portion of the City of Burlington's Lake Mackintosh property that is on the Greensboro side of the annexation agreement is annexed by the City of Greensboro and Burlington decides that the property should be within the City of Burlington, then the City of Greensboro will cooperate with the City of Burlington to take appropriate steps to accomplish that goal.
11. Any party, which shall believe that a violation of the Act or this Agreement has occurred, shall have available to it all remedies and relief authorized by the Act in addition to such remedies or relief as are authorized by other applicable law.
12. This Agreement may not be amended or terminated except upon the written agreement of both CITIES, approved by resolution of the governing boards and executed by the mayors of the CITIES, and spread upon their respective minutes.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be duly executed by each of their properly authorized officials on the day and year first above written, and this Agreement is executed in duplicate.

CITY OF GREENSBORO

By: *Kenneth D. ...*
Mayor

ATTEST:

Quanita J. Cooper
City Clerk

APPROVED AS TO FORM:

Linda A. Miles
City Attorney



ATTEST:

Jondrick D. Terry
City Clerk

APPROVED AS TO FORM:

Robert M. Ward
City Attorney

CITY OF BURLINGTON

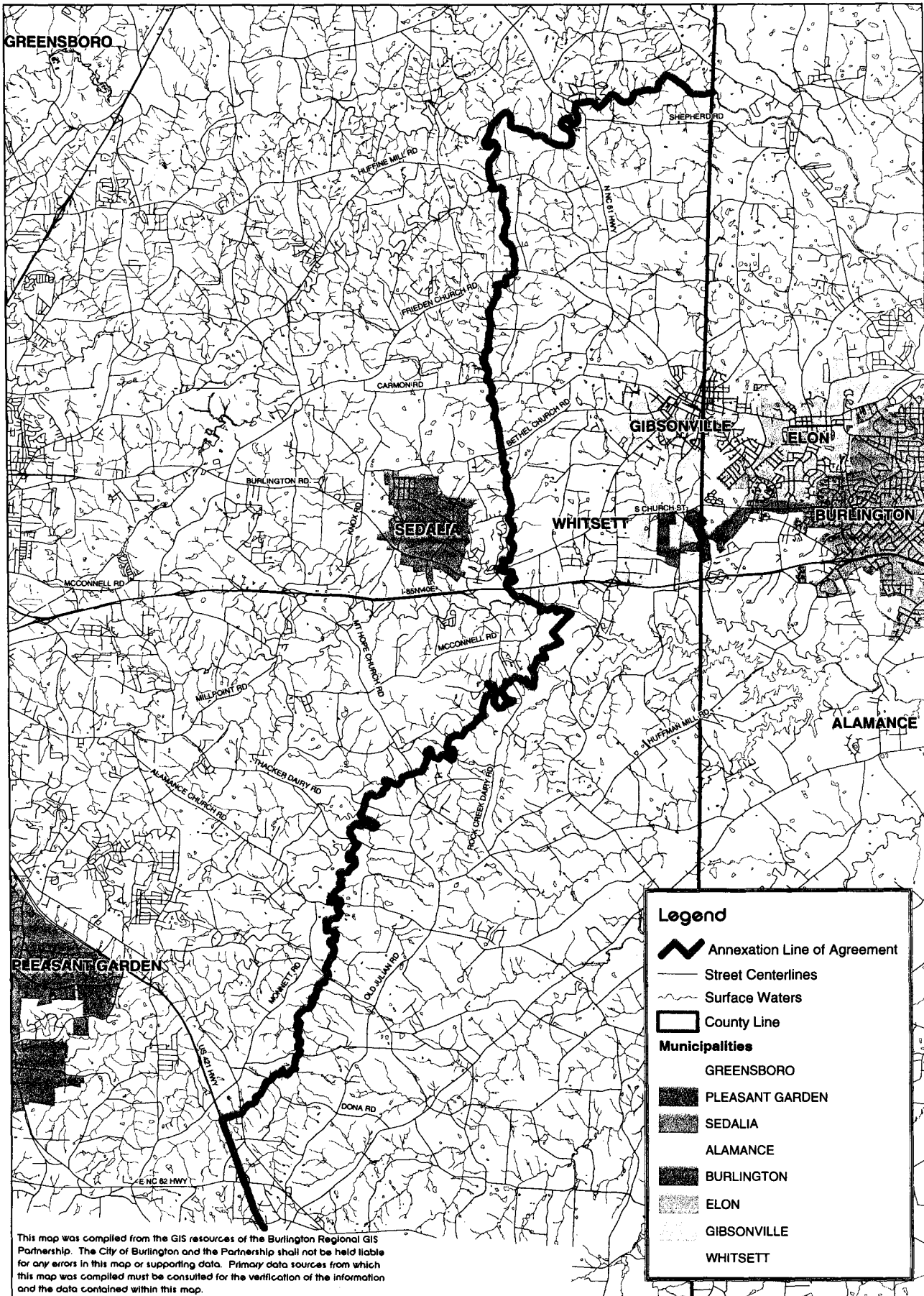
By: *[Signature]*
Mayor

EXHIBIT A

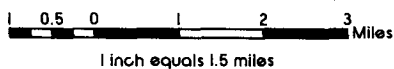
GREENSBORO-BURLINGTON ANNEXATION AGREEMENT LINE

The Annexation Agreement line is described as follows: BEGINNING at a point, said point being on the south bank of Reedy Fork Creek at the Guilford County and Alamance County line; thence following the south bank of Reedy Fork Creek in a westerly direction approximately 29,900 feet to a point, said point being where Buffalo Creek joins Reedy Fork Creek; thence following the east bank of Buffalo Creek approximately 7,900 feet to a point; thence following the west banks of Buffalo Creek tributaries and lakes approximately 8,900 feet to the east right of way of Cullen Rd; then following said right of way in a southerly direction approximately 900 feet to the east bank of Rock Creek; thence following Rock Creek approximately 33,200 feet to the south right of way of Burlington Road; thence continuing along the west bank of Rock Creek under Interstate 85/40 approximately 4,600 feet to a point on the Tier 1 line of Lake Mackintosh; thence following Tier 1 in an easterly direction 500 feet to a point; thence continuing in an easterly direction along Tier 1 and a projection thereof approximately 1,750 feet to Judge Adams Road; thence following Judge Adams Road approximately 500 feet in a southerly direction to a point, said point being the northwest corner of Guilford County Tax Map ACL 5-303, Block 146N, Lot 2; thence following the northern boundary of said lot 2, approximately 3,350 in an easterly direction to a point; thence continuing in a southwest direction along the common line of said lot 2 and Guilford County Tax Map ACL 5-305, Block 111S, Lot 8, approximately 2,400 feet to a point; thence continuing along said common property line approximately 1,150 feet in a southeasterly direction to a point; thence continuing along said common property line approximately 1,750 feet in a southwesterly direction to a point, said point being the northeast corner of and Guilford County Tax Map ACL 5-305, Block 147, Lot 13; thence in a southerly direction approximately 750 feet to a point, said point being a common corner of Guilford County Tax Map ACL 5-305, Block 147, Lots 9 and 5; thence following the southern line of said lot 5 in a westerly and southerly direction approximately 5,300 feet to a point, said point being the southeast corner of Waterbury Subdivision known as Guilford County Tax Map ACL 5-305, Block 147, A Subdivision, Lot 602; thence continuing along said lot 602 and Guilford County Tax Map ACL 5-305, Block 147, Lot 5, approximately 900 feet in a westerly direction to the intersection of Rock Creek Dairy Road; thence in a west, southwest direction, following the west boundary of Lake Mackintosh and the Tier 1 line approximately 21,300 feet to a point on the east bank of Big Alamance Creek; thence in a southerly direction along the east bank of Big Alamance Creek approximately 16,900 feet to a point at the junction of Climax Creek; thence in a southwesterly direction approximately 42,500 feet to the eastern right of way of US 421 South; thence following the eastern right of way of US 421 approximately 10,200 feet to the Guilford County – Randolph County line.

Greensboro-Burlington Annexation Line of Agreement



This map was compiled from the GIS resources of the Burlington Regional GIS Partnership. The City of Burlington and the Partnership shall not be held liable for any errors in this map or supporting data. Primary data sources from which this map was compiled must be consulted for the verification of the information and the data contained within this map.



City of Burlington
GIS Division
April 1, 2002