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Stella Gibson  
Town of Garner  
900 7<sup>th</sup> Avenue  
Garner, NC 27529

## RESOLUTION (2018) 2345

### A RESOLUTION BY THE TOWN OF GARNER TO RELINQUISH EXTRATERRITORIAL JURISDICTION WEST OF THE NORFOLK-SOUTHERN RAILWAY

WHEREAS, North Carolina General Statute 160A-360 (f1) grants municipalities authority to relinquish extraterritorial jurisdiction to a county; and

WHEREAS, municipal regulations and powers of enforcement shall remain in effect until the county has adopted a regulation or a period of 60 days has elapsed following the resolution to rescind by the municipality, whichever is sooner; and

WHEREAS, North Carolina General Statute 160A-360 (g) requires a formally adopted resolution of the municipality's legislative body to relinquish extraterritorial jurisdiction to a county.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Garner, North Carolina that:

Section 1. By virtue of the authority granted by NCGS §160A-360, as amended, the territory described below is hereby removed from the Town of Garner's ETJ as of the 20<sup>th</sup> day of February, 2018.


*Being all of Tract 1 containing 19.670 acres, Lincoln Park South Subdivision, Swift Creek Township, Wake County PIN 0791980587, Real Estate ID 0241871, recorded in Book of Maps 1999, Page 314*

Section 2. The above described territory in Section 1 along with its citizens and property shall no longer be subject to the ordinances and regulations in force in the Town of Garner's ETJ, upon the expiration of a 60-day waiting period following the 20<sup>th</sup> day of February, 2018, or until such time as Wake County applies specific zoning districts to the above described territory, whichever occurs first.

Section 5. The Mayor of the Town of Garner shall cause to be recorded in the office of the Register of Deeds of Wake County, and in the office of the Secretary of State at Raleigh, North Carolina, an accurate map of the ETJ as amended and described in Sections 1, together with a duly certified copy of this ordinance.

Adopted this 20<sup>th</sup> day of February, 2018.



  
Ronnie S. Williams, Mayor

ATTEST:

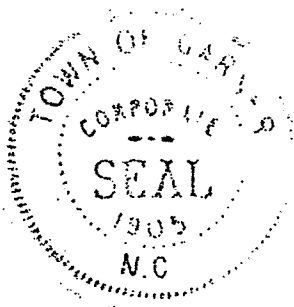
  
Stella L. Gibson, Town Clerk

#### CERTIFICATION OF CLERK

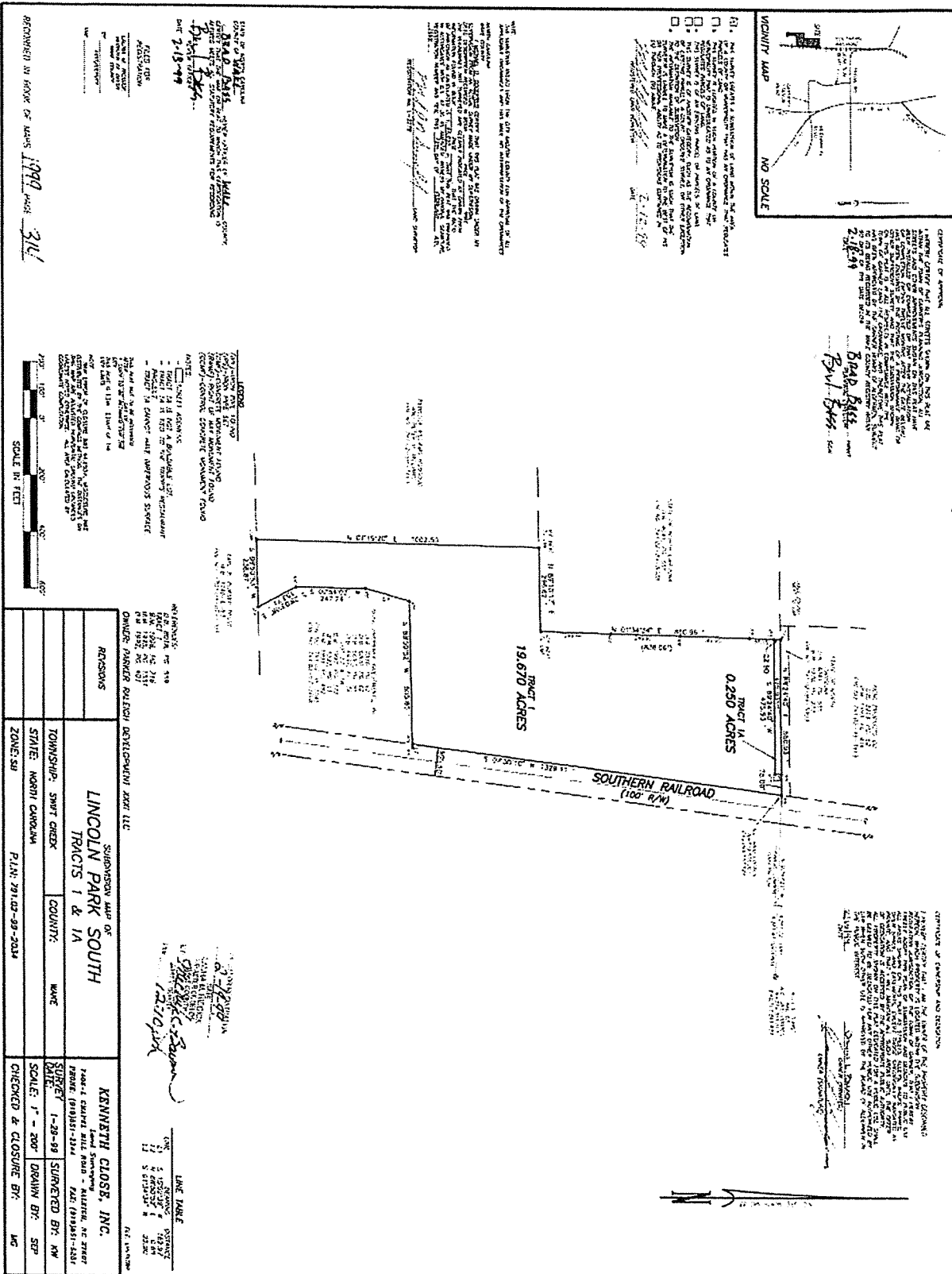
I, Stella Gibson, do hereby certify this is a true copy of Resolution No. (2018) 2345 adopted at the February 20, 2018 Town Council meeting. Said Resolution is recorded in the office of the Town Clerk, Garner Town Hall, Garner, North Carolina.

IN WITNESS WHEREOF, I have hereunto affixed my hand and the seal of the Town of Garner, this 20<sup>th</sup> day of February, 2018.

  
Stella L. Gibson, Town Clerk



**ATTACHMENT A: EXTRA-TERRITORIAL JURISDICTION MAP**  
**TOWN OF GARNER – REMOVAL AREA**  
 (Not an actual survey – fulfills requirements of NCGS 160A-360 and 160A-22)



BOOK OF MAPS 1999 PG 314