

**RESOLUTION EXTENDING THE CARY TOWN COUNCIL'S STAY ON CONSIDERATION OF
VOLUNTARY ANNEXATION PETITIONS FOR PROPERTIES WITHIN CHATHAM COUNTY**

WHEREAS, on December 15, 2005, the Cary Town Council adopted a joint *Resolution Supporting Joint Planning Between Chatham County and the Town of Cary* for the area in eastern Chatham County located east of Jordan Lake, west of the Wake County/Chatham County line, south of the Durham County Line, and north of White Oak Creek; and,

WHEREAS, the Chatham County Board of Commissioners adopted said joint Resolution on December 12, 2005; and,

WHEREAS, the 2005 *Resolution Supporting Joint Planning Between Chatham County and the Town of Cary* included a preliminary timeline for the joint planning effort which called for final adoption of the Joint Plan by September 2006; and,

WHEREAS, on December 12, 2005, the Chatham County Board of Commissioners also adopted a *Resolution Regarding Annexation By The Town Of Cary Within Chatham County*, requesting that the Town of Cary not consider requests for annexation of lands within Chatham County until such time as the joint plan could be formulated; and,

WHEREAS, in response to Chatham County's annexation resolution, the Cary Town Council did, on December 15, 2005, agree that the Town of Cary would not voluntarily annex lands in Chatham County until the earlier of (a) adoption of a joint plan or (b) September 2006; and,

WHEREAS, project delays led to adoption of a revised, extended schedule by the Cary Town Council on July 27, 2006, with concurrence by the Chatham County Board of Commissioners on August 7, 2006, calling for final adoption of a joint plan by the second quarter of 2007; and,

WHEREAS, the first joint work session of the Cary Town Council and the Chatham Board of Commissioners, held on February 20, 2007, occurred approximately three months behind schedule; and,

WHEREAS, project delays led to adoption of a second revised schedule and project extension by the Cary Town Council on April 12, 2007, calling for final adoption of a joint plan by March-April 2008; and,

WHEREAS, the aforementioned project delays led to adoption of a second annexation Resolution by the Cary Town Council on April 12, 2007, extending the stay on consideration of annexations within Chatham County to the earlier of (a) adoption of a joint plan or (b) September 2007; and,

WHEREAS, the second joint work session of the Cary Town Council and the Chatham Board of Commissioners, held on September 18, 2007, occurred approximately four months behind the second revised schedule; and,

WHEREAS, actions at the September 18, 2007, joint work session of the Cary Town Council and the Chatham Board of Commissioners resulted in the need for additional time to conduct further studies and independent actions prior to completion of the joint plan; and,

WHEREAS, the Town of Cary has received inquiries from landowners in Chatham County who wish to know when the current informal stay on voluntary annexations might be lifted; and,

WHEREAS, the Town seeks to establish a fair, transparent, reasonable, and dependable climate in which landowners can reasonably plan for their property; and

WHEREAS, the Town of Cary remains committed to the joint planning process with Chatham County;

NOW, THEREFORE, BE IT RESOLVED that, to the extent it can lawfully comply, the Cary Town Council extends its stay on consideration of voluntary annexation requests for lands within Chatham County until the earlier of (a) adoption of a joint plan or (b) June 30, 2008.

ADOPTED by the Cary Town Council this 27th day of September, 2007.

Ernest F. McAlister

Mayor

ATTEST:

Sue Rowland

Town Clerk