

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

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SENATE BILL 1852

Short Title: Incorporate Midway.

(Local)

Sponsors: Senator Bingham.

Referred to: Finance.

May 25, 2006

A BILL TO BE ENTITLED
AN ACT TO INCORPORATE THE TOWN OF MIDWAY.

The General Assembly of North Carolina enacts:

SECTION 1. A Charter for the Town of Midway is enacted to read:

"CHARTER OF THE TOWN OF MIDWAY.

"ARTICLE I. INCORPORATION AND CORPORATE POWERS.

"Section 1.1. **Incorporation and Corporate Powers.** The inhabitants of the Town of Midway are a body corporate and politic under the name 'Town of Midway'. The Town of Midway has all the powers, duties, rights, privileges, and immunities conferred and imposed on cities by the general laws of North Carolina.

"ARTICLE II. CORPORATE BOUNDARIES.

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

Beginning at a point in the centerline intersection of Secondary Road # 1509 (Follansbee Road) and running thence in an easterly direction following the Forsyth County/Davidson County line to the southwest corner of PIN#6842-03-10-0045; thence in an easterly and northerly direction along the western boundary and in an easterly direction along the northern boundary of PIN#6842-03-10-0045; thence in an easterly direction along the northern boundary of PIN#6842-03-10-2004; thence in an easterly direction along the northern boundary of PIN#6842-03-10-4023; thence in an easterly direction across Secondary Road #3022 (Briarcreek Drive); thence in an easterly direction along the northern boundary of the following 3 parcels, (1) PIN#6841-01-19-7907, (2) PIN#6841-01-19-8699, (3) PIN#6841-01-29-1926; thence in an easterly direction across Secondary Road # 1975 (Hayes Road); thence in an easterly direction along the northern boundary of the following 3 parcels, (1) PIN#6841-01-29-6811, (2) PIN#6841-01-29-8897, (3) PIN#6841-01-29-9888; thence in a northerly direction along the western boundary and in an easterly direction along the northern boundary of PIN#6842-03-302304; thence in an easterly direction along the northern boundary of the following 8 parcels, (1) PIN#6842-03-30-3899, (2)

1 PIN#6842-03-30-4898, (3) PIN#6842-03-30-6827, (4) PIN#6842-03-30-7817, (5)
2 PIN#6842-03-30-7886, (6) PIN#6842-03-30-8886, (7)PIN# 6842-03-30-9896, (8)
3 FIIM#6842-U3-4U-U8ys; thence in an easterly direction along the northern boundary of
4 PIN#6842-03-40-2846 to the southwest comer of PIN#6842-03-41-3070; thence in a
5 northerly direction along the western boundary and in an easterly direction along the
6 northern boundary of PIN#6842-03-41-3070 to the centerline of Secondary Road #1706
7 (Old Lexington Road); thence continuing on from the centerline intersection of Old
8 Lexington Road in a southerly direction along the eastern boundary of the following 10
9 parcels, (1) PIN#6842-03-40-4932, (2) PIN#6842-03-40-4769, (3)
10 PIN#6842-03-40-5576, (4) PIN#6842-03-40-9411, (5) PIN#6842-03-40-7215, (6)
11 PIN#6842-03-40-7143, (7) PIN#6842-03-40-7074, (8) PIN#6841-01-49-8923, (9)
12 PIN#6841-01-49-8865, (10) PIN#6841-01-49-8793 to the centerline intersection of
13 Secondary Road #1711 (Gumtree Road); thence continuing on from the centerline
14 intersection of Gumtree Road in a westerly direction along the southern boundary of the
15 following 3 parcels, (1) PIN#6841-01-49-8793, (2) PIN#6841-01-49-6962, (3)
16 PIN#6841-01-49-6651 to the centerline intersection of Secondary Road #2962
17 (Ridgeview Drive); thence continuing on from the centerline intersection of Ridgeview
18 Drive in a southerly direction along the eastern boundary of the following 7 parcels, (1)
19 PIN#6841-01-49-5277, (2) PIN#6841-01-49-5140, (3) PIN#6841 -01 48-5977, (4)
20 PIN#6841-01-48-5 894, (5) PIN#6841-01-48-6722, (6) PIN#6841-01-48-6631, (7)
21 PIN#6841-01-48-6560; to the northeast corner of PIN#6841-01-48-8108; thence in a
22 southerly direction along the eastern boundary of PIN#6841-01-48-8108 to the northern
23 boundary of PIN#6841-01-47-8793; thence in an easterly and southerly direction along
24 the northern and eastern boundary of PIN#6841-01-47-8793 to the northern boundary of
25 PIN#6841-01-46-8 846; thence in an easterly, southerly and westerly direction along the
26 boundary Of PIN#6841-01-46-8846 to the northeast comer of PIN#6841-01-46-9114;
27 thence in a southerly direction along the eastern boundary of PIN#6841-01-46-9114 to
28 the northern boundary of PIN#6841-02-55-2265; thence in an easterly direction along
29 the northern boundary of the following 3 parcels, (1) PIN#6841-02-55-2265, (2)
30 PIN#6841-02-55-5263, (3) PIN#6841-02-55-6253; thence in an easterly direction across
31 Secondary Road #2917 (Laura Drive); thence in an easterly direction along the northern
32 boundary and in a southerly direction along the eastern boundary of
33 PIN#6841-02-55-8267; thence in a southerly direction along the eastern boundary
34 ofPIN#6841-02-55-8168 and PIN#6841-02-55-8069; thence in a southerly direction
35 along the eastern boundary of PIN#6841-04-54-8865 to the northwest corner of
36 PIN#6841-04-64-0811; thence in an easterly direction along the northern boundary of
37 the following 7 parcels, (1) PIN#6841-0464-0811, (2) PIN#6841-04-64-1821, (3)
38 PIN#6841-04-64-2831, (4) PIN#6841-04-64-3 841, (5) PIN#6841-04-64-6800, (6)
39 PIN#6841-04-64-8704, (7) PIN#6841-04-74-0789 to the centerline' intersection of
40 Secondary Road #1776 (Old Thomasville Road); thence continuing on from the
41 centerline intersection of Old Thomasville Road in a southerly direction along the
42 eastern boundary of PIN#6841-04-74-0789 and PIN#6841-04-74-2509 to the centerline
43 intersection of Secondary Road # 1719 (Tom Livengood Road); thence continuing on
44 from the centerline intersection of Tom Livengood Road in a southwesterly direction

1 along the eastern boundary of the following 10 parcels, (1) PIN#6841-04-74-2355, (2)
2 PIN#6841-04-74-2117, (3) PIN#6841-04-74-1049, (4) PIN#6841-04-74-1025, (5)
3 PIN#6841-04-73-0979,(6) PIN#6841-04-73-0912, (7) PIN#6841-04-63-9739, (8)
4 PIN#6841-04-63-8656, (9) PIN#6841-04-63-7561, (10) PIN#6841-04-63-5289; thence
5 across Secondary Road (Brookdale Drive) and continuing on from the centerline
6 intersection of Tom Livengood Road in a southwesterly direction along the eastern
7 boundary of the following 18 parcels, (1) PIN#6841-04-63-5037, (2) PIN#6841-04-62-5
8 83 7, (3) PIN#6841-04-62-5735, (4) PIN#6841-04-62-5 623, (5) PIN#6841-04-62-5501,
9 (6) PIN#6841-04-62-4400, (7) PIN#6841-04-52-823 0, (8) PIN#6841-04-61-3700, (9)
10 PIN#6841-04-61-2589, (10) PIN#6841-04-61-2456, (11) PIN#6841-04-61-2324, (12)
11 PIN#6841-04-61-2201, (13) PIN#6841-04-52-8230, (14) PIN#6841-04-50-7908, (15)
12 PIN#6841-04-50-5992, (16) PIN#6841-04-50-4876, (17) PIN#6841-04-50-3 862, (18)
13 PIN#6841-04-50-1777 to the centerline intersection of Secondary Road # 1715
14 (Norman Shoaf Road); thence continuing on from the centerline intersection of Norman
15 Shoaf Road in a southeasterly direction along the western boundary of
16 PIN#6841-04-50-63 83; thence continuing on from the center line intersection of
17 Norman Shoaf Road in a southeasterly direction intersecting PIN#6840-02-79-0248 and
18 continuing in an easterly direction along the southern boundary of PIN#6
19 840-02-790248 to the northwest comer ofPIN#6840-02-77-5742; thence in a southerly,
20 westerly, and easterly direction along the western and southern boundary of
21 PIN#6840-02-77-5742 to the western comer of PIN#6840-02-77-5455; thence in a
22 easterly direction along the northern boundary of PIN#6840-02-77-5455; thence in a
23 southerly direction along the eastern boundary of PIN#6840-02-77-7311; thence in a
24 southerly direction along the eastern boundary of PIN#6840-02-76-7881 to the
25 centerline intersection of Secondary Road #1720 (Spry Road); thence continuing on
26 from the centerline intersection of Spry Road in a westerly direction along the northern
27 boundary of PIN#6840-02-76-9255; thence in a southerly direction along the western
28 boundary of PIN#6840-02-76-9255; thence in a southerly direction along the western
29 boundary of PIN#6840-02-75-9770; thence in a southerly direction along the western
30 boundary of PIN#6840-02-85-8453 to the northeast corner of PIN#6840-04-64-8862;
31 thence in a westerly direction along the northern boundary of PIN#6840-04-64-8862 to
32 the centerline intersection of Secondary Road # 1715 (Norman Shoaf Road); thence
33 continuing on from the centerline intersection of Norman Shoaf Road in a southerly
34 direction along the western boundary of PIN#6840-04-64-8862 and
35 PIN#6840-04-64-6336 to the centerline intersection of Secondary Road # 1802
36 (Midway School Road); thence continuing on from the centerline intersection of
37 Midway School Road in a westerly direction along the southern boundary of the
38 following 16 parcels, (1) PIN#6840-04-64-2222, (2) PIN#6840-04-64-0223, (3)
39 PIN#6840-04-54-8188, (4) PIN#6840-04-54-7111, (5) PIN#6840-04-54-5038, (6)
40 PIN#6840-04-54-2564, (7) PIN#6840-04-54-1150, (8) PIN#6840-03-44-8062, (9)
41 PIN#6840-03-43-5929, (10) PIN#6840-03-43-4765, (11) PIN#6840-03-43-2782, (12)
42 PIN#6840-03-43-1648, (13) PIN#6840-03-43-0622, (14) PIN#6840-03-33-9549, (15)
43 PIN#6840-03-33-8556, (16) PIN# 6840-03-33-7552; thence in a westerly direction
44 across Secondary Road # 1945 (Gardner Court); thence continuing on from the

1 centerline intersection of Midway School Road in a westerly direction along the
2 southern boundary of the following 10 parcels, (1) PIN#6840-03-33-4454, (2)
3 PIN#6840-03-33-4454, (3) PIN#6840-03-33-3258, (4) PIN#6840-03-33-2244, (5)
4 PIN#6840-03-33-1251, (6) PIN#6840-03-33-0473, (7) PIN#6840-03-23-9075, (8)
5 PIN#6840-03-23-9018, (9) PIN#6840-03-23-7072, (10) PIN#6840-03-23-4099; thence
6 in a westerly direction across PIN#6840-03-22-0626; thence in a westerly direction
7 across Secondary Road # 18 03 (Ralph Craver Road); thence in a westerly direction
8 across PIN#6840-03-22-0626; thence continuing on from the centerline intersection of
9 Midway School Road in a westerly direction along the southern boundary of the
10 following 7 parcels, (1) PIN#6840-03-13-8251, (2) PIN#6840-03-13-6851, (3)
11 PIN#6840-03-13-5553, (4) PIN#6840-03-13-4662, (5) PIN#6840-03-13-6851, (6)
12 PIN#6840-03-14-2040, (7) PIN#684003-14-1037 to the northeast corner of
13 PIN#6840-03-03-6652; thence in a southerly, westerly, and northerly direction along the
14 eastern, southern, and western boundary of PIN#6840-03-03-6652 to the southeast
15 corner of PIN#6840-03-03-2805; thence in a westerly and northerly direction along the
16 southern and western boundary of PIN#6840-03-03-2805 to the southeast corner of
17 PIN#6830-04-93-9938; thence in a westerly direction along the southern boundary of
18 PIN#6830-04-93-9938; thence in a westerly direction along the southern boundary of
19 PIN#6830-04-93-6968 to the centerline intersection of Secondary Road #2932 (Old US
20 Hwy 52); thence continuing on from the centerline intersection of Old US Hwy 52 in a
21 southerly direction along the eastern boundary of the following 10 parcels, (1) PIN#683
22 0-04-94-3101, (2) PIN#6830-04-94-2062, (3) PIN#6830-04-93-2940, (4)
23 PIN#6830-04-93-2735, (5) PIN#6830-04-93-1645, (6) PIN#6830-04-93-1515, (7)
24 PIN#6830-04-83-8240, (8) PIN#6830-04-82-8747, (9) PIN#6830-04-82-7695, (10)
25 PIN#6830-04-82-7590; thence in a southerly direction across Secondary Road # 1523
26 (Ralph Miller Road); thence continuing on from the centerline intersection of Old US
27 Hwy 52 in a southerly direction along the eastern boundary of PIN#6830-04-81-3918;
28 thence in a westerly direction along the southern boundary of PIN#6830-04-81-3918;
29 thence in a westerly direction along the southern boundary of the following 12 parcels,
30 (1) PIN#6830-04-81-0812, (2) PIN#6830-04-81-3918, (3) PIN#6830-04-72-6182, (4)
31 PIN#6830-04-72-4305, (5) PIN#6830-04-72-0268, (6) PIN#6830-04-62-9264, (7)
32 PIN#683 0-04-62-8149, (8) PIN#6830-04-62-7149, (9) PIN#6830-04-62-6126, (10)
33 PIN#6830-04-62-3192, (11) PIN#6830-04-62-0134, (12) PIN#683 0-04-52-7075;
34 thence in a northerly direction along the western boundary of the following 6 parcels,
35 (1) PIN#6830-04-52-7075, (2) PIN#6830-04-52-8118, (3) PIN#6830-04-52-7267, (4)
36 PIN#6830-04.-52-7359, (5) PIN#6830-04-52-6499, (6) PIN#6830-04-52-6682; thence
37 in a westerly direction across Secondary Road (Old Oak Court) to the southwest corner
38 of PIN#6830-04-53-6120; thence in a northerly direction along the western boundary of
39 the following 4 parcels, (1) PIN#6830-04-53-6120, (2) PIN#6830-04-53-8234, (3)
40 PIN#683 0-04-53 7556, (4) PIN#6830-04-53-7813; thence in an easterly direction along
41 the northern boundary of the following 3 parcels, (1) PIN#6830-04-53-9934, (2)
42 PIN#6830-04-63-1833, (3) PIN#6830-04-63-4616; thence in an easterly and northerly
43 direction along the northern and western boundary of PIN#6830-04-73-4213; thence in
44 an easterly direction along the northern boundary of PIN#6830-04-73-4213 and

1 PIN#6830-04-74-6129 to the southeast corner of PIN#6830-04-74-2712; thence in a
2 northerly, easterly, and westerly direction along the eastern and northern boundary of
3 PIN#6830-04-74-2712 to the northeast corner of PIN#6830-02-65-9329; thence to the
4 centerline intersection of Secondary Road # 15 06 (Eller Road); thence continuing on
5 from the centerline intersection of Eller Road in a westerly direction along the southern
6 boundary of PIN#6830-02-66-7211 and PIN#6830-02-66-1859; thence in a westerly
7 direction across US Hwy 52; thence continuing on from the centerline intersection of
8 Eller Road in a westerly direction along the southern boundary of
9 PIN#6830-01-46-8112; thence in a westerly direction across Secondary Road #1507
10 (David Smith Road); thence continuing on from the centerline intersection of Eller Road
11 in a westerly direction along the southern boundary of the following 6 parcels, (1)
12 PIN#6830-01-45-3888, (2) PIN#6830-01-45-2913, (3) PIN#6830-01-45-1903, (4)
13 PIN#6830-01-45-0914, (5) PIN#6830-01-35-9914, (6) PIN#6830-01-35-8916; thence
14 continuing on from the centerline intersection of Eller Road in a westerly direction
15 across PIN#6830-03-34-1105; thence continuing on from the centerline intersection of
16 Eller Road in a westerly direction along the southern boundary of the following 5
17 parcels, (1) PIN#6830-01-35-2729, (2) PIN#6830-01-3 5-0880, (3)
18 PIN#6830-01-25-8894, (4) PIN#6830-01-26-6274, (5) PIN#6830-01-26-0321; thence
19 continuing on from the centerline intersection of Eller Road in a westerly direction
20 across PIN#6830-01-16-7699; thence continuing on from the centerline intersection of
21 Eller Road in a westerly direction along the southern boundary of PIN#6830-01-16-3314
22 and PIN#6830-01-16-2324; thence continuing on from the centerline intersection of
23 Eller Road in a westerly direction across Secondary Road #3229 (Woodfield Drive);
24 thence continuing on from the centerline intersection of Eller Road in a westerly
25 direction along the southern boundary and in a northerly direction along the western
26 boundary of PIN#6830-01-16-0327; thence in a northerly direction along the western
27 boundary of the following 4 parcels, (1) PIN#6830-01-16-0524, (2) PIN#683
28 0-01-16-0634, (3) PIN#6830-01-16-0735, (4) PIN#6830-01-16-0835; thence in a
29 northerly direction across Secondary Road #323 0 (Woodwind Drive); thence in a
30 northerly direction along the western boundary of the following 2 parcels, (1) PIN#683
31 0-01-07-9199, (2). PIN#683 0-01-17-0404; thence in a northerly direction across
32 Secondary Road #3225 (Meadolee Lane); thence in a northerly direction along the
33 western boundary of PIN#6830-01-17-0708; thence in a northerly and easterly direction
34 along the western and northern boundary of PIN#6830-01-18-2180 to the southwest
35 corner of PIN#6830-01-18-6453; thence in a northerly and easterly direction along the
36 western and northern boundary of PIN#6830-01-18-6453 to the northwest corner of
37 PIN#6830-01-18-8356; thence in an easterly direction along the northern boundary of
38 the following 2 parcels, (1) PIN#6830-01-18-8356, (2) PIN#6830-01-18-9356; thence in
39 an easterly direction across Secondary Road #3202 (Laurel Court); thence in an easterly
40 direction along the northern boundary of the following 24 parcels, (1)
41 PIN#6830-01-28-1306, (2) PIN#6830-01-28-2306, (3) PIN#6830-01-28-3314, (4)
42 PIN#6830-01-28-4313, (5) PIN#6830-01-28-5313, (6) PIN#6830-01-28-6312, (7)
43 PIN#6830-01-28-7312, (8) PIN#6830-01-28-8311, (9) PIN#6830-01-28-9311, (10)
44 PIN#6830-01-3 8-0301, (II) PIN#6830-01-38-1310, (12) PIN#6830-01-38-2310, (13)

1 PIN#6830-01-38-3219, (14) PIN#6830-01-38-4219, (15) PIN#6830-01-38-5219, (16)
2 PIN#6830-01-38-6331, (17) PIN#6830-01-38-73 80, (18) PIN#6830-01-3 8-9269, (19)
3 PIN#6830-01-48-1227, (20) PIN#6830-01-48-2217,(21) PIN#6830-01-48-3217,(22)
4 PIN#6830-01-48-4320, (23) PIN#6830-01-48-5320, (24) PIN#6830-01-48-6331; thence
5 to the centerline intersection of Secondary Road #1507 (David Smith Road); thence
6 continuing on from the centerline Intersection of David Smith Road in a northerly
7 direction along the western boundary of the following 6 parcels, (1) PIN#6830-01-48-83
8 87, (2) PIN#6830-02-58-1504, (3) PIN#6830-01-48-9824, (4) PIN#6830-01 -49-9027,
9 (5) PIN#6830-01-49-9324, (6) PIN#6830-01-49-9028; thence in a northerly direction
10 across Secondary Road #1583 (Pin Oak Drive); thence continuing on from the
11 centerline intersection of David Smith Road in a northerly direction along the western
12 boundary of the following 3 parcels, (1) PIN#6831-04-50-2112, (2)
13 PIN#6831-04-50-2475, (3) PIN#6831-04-50-2762 to the centerline intersection of
14 Secondary Road #1508 (Hickory Tree Road); thence continuing on from the centerline
15 intersection of Hickory Tree Road m a Northwesterly direction along the northeast
16 boundary of PIN#6831-03-40-8970; thence Continuing on from the centerline
17 intersection of Hickory Tree Road to the centerline intersection of Secondary Road #
18 1511 (Hartman Road); thence continuing on from the centerline intersection of Hartman
19 Road in a westerly direction along the southern boundary of the following 8 parcels, (1)
20 PIN#6831-03-31-3765, (2) PIN#6831-03-21-9893, (3) PIN#6831-03-21-7878, (4)
21 PIN#6831-03-21-6970, (5) PIN#6831-03-20-1695, (6) PIN#6831-03-21-0993, (7)
22 PIN#6831-03-22-6885, (8) PIN#6831-03-11-8939; thence continuing on from the
23 centerline intersection of Hartman Road in a southerly direction to the northeast corner
24 of PIN#6831-03-11-7756; thence in a southerly direction along the eastern boundary of
25 PIN#6831-03-11-7756; thence in a southerly direction along the eastern boundary of
26 PIN#6831-03-11-7655; thence in a southerly direction along the eastern boundary and
27 in a westerly direction along the southern boundary of PIN#6831-03-11-7542 to the
28 centerline intersection of Secondary Road (Midpines Drive); thence continuing on from
29 the centerline intersection of Midpines Drive in a southerly direction along the eastern
30 boundary of the following 3 parcels, (1) PIN#6831-03-11-5411, (2) PIN#6831-03-11-
31 5300, (3) PIN#6831-03-11-4197; thence across Secondary Road (Sinkland Drive);
32 thence continuing on from the centerline intersection of Midpines Drive in a southerly
33 direction along the eastern boundary and in a westerly direction along the southern
34 boundary of PIN#6831-0310-5913; thence in a westerly direction along the southern
35 boundary of the following 3 parcels, (1) PIN#6831-03-10-3983, (2).
36 PIN#6831-03-10-2943, (3) PIN#6831-03-10-0993; thence in a westerly direction along
37 the southern boundary and in a northerly direction along the western boundary of
38 PIN#6831-03-00-9915; thence across Sinkland Drive to the southeast comer of
39 PIN#6831-03-01-6275; thence in a westerly direction along the southern boundary of
40 PIN#6831-03-01-6275 to the centerline intersection of Secondary Road #1505 (Payne
41 Road); thence continuing on from the centerline intersection of Payne Road in a
42 northerly direction along the western boundary of the following 5 parcels, (1)
43 PIN#6831-03-01-6275, (2) PIN#6831-03-01-7418, (3) PIN#6831-03-01-7614, (4)
44 PIN#6831-03-01-7726, (5) PIN#6831-03-02-7030 to the centerline intersection of

1 Secondary Road # 1511 (Hartman Road); thence continuing on from the centerline
2 intersection of Hartman Road in a westerly direction along the southern boundary of
3 PIN#6831-03-02-6411 to the centerline intersection of Secondary Road #15 10 (North
4 Payne Road); thence continuing on from the centerline intersection of North Payne
5 Road in a northerly direction along the western boundary of the following 6 parcels, (1)
6 PIN#6831-03-02-6411, (2) PIN#6831-03-13-1651, (3) PIN#6831-03-03-6348, (4)
7 PIN#6831-03-13-1651, (5) PIN#6831-03-04-8802, (6) PIN#6831-03-04-8901; thence
8 across Secondary Road (Havenwood Drive); thence continuing on from the centerline
9 intersection of North Payne Road in a northerly direction along the western boundary of
10 the following 4 parcels, (1) PIN#6831-01-05-8017, (2) PIN#6831-01-05-8117, (3)
11 PIN#6831-01-05-8227, (4) PIN#6831-01-05-8336; thence across Secondary Road (Cale
12 Bradley Court); thence continuing on from the centerline intersection of North Payne
13 Road in a northerly direction along the western boundary of the following 6 parcels, (1)
14 PIN#6831-01-05-8541, (2) PIN#6831-01-05-8641, (3) PIN#6831-01-05-8741, (4)
15 PIN#6831-01-05-8851, (5) PIN#6831-01-05-8951, (6) PIN#6831-01-06-8073; thence in
16 an easterly direction along the northern boundary of PIN#6831-01-06-8073; thence
17 across Secondary Road #1508 (Hickory Tree Road) to the southern comer of
18 PIN#6831-01-06-9382; thence in a northerly direction along the eastern boundary
19 of PIN#6831-01-06-9382; thence in a northerly and easterly direction along the southern
20 and eastern boundary of PIN#6831-01-17-4633 to the southwest comer of
21 PIN#6831-01-48-3804; thence in an easterly direction along the southern boundary of
22 PIN#6831-01-48-3804 to the centerline intersection of US Hwy 52; thence continuing
23 on from the centerline intersection of US Hwy 52 in a northerly direction along the
24 western boundary of the following 7 parcels, (1) PIN#6831-01-48-3804, (2)
25 PIN#6831-01-49-3076, (3) PIN#6831-01-38-1662, (4) PIN#6831-01-49-2319, (5)
26 PIN#6831-01-49-1574, (6) PIN#6831-01-49-1626, (7) PIN#6831-01-49-0891 to the
27 centerline intersection of Secondary Road #1509 (Follansbee Road), which is the
28 beginning.

29
30 All references to the PIN # herein are references to Davidson county tax map system as
31 of April 11,2005. A copy shall be maintained in the records of the Town of Midway.

32 "Section 2.2. **Annexation.** (a) The Town of Midway shall not extend its boundaries
33 into Forsyth County by annexation pursuant to Article 4A of Chapter 160A of the
34 General Statutes.

35 (b) The Town of Midway shall not extend its boundaries into Davidson County
36 by annexation to the west of Line B or to the north of Line C as shown on the map dated
37 March 24, 2005, entitled "Proposed Midway Incorporation," as prepared by the City of
38 Winston-Salem, unless the annexation is undertaken pursuant to an annexation
39 agreement between the Town of Midway and the City of Winston-Salem.

40 "ARTICLE III. GOVERNING BODY.

41 "Section 3.1. **Structure of Governing Body; Number of Members.** The governing
42 body of the Town of Midway is the Mayor and Town Council, which shall have five
43 members.

1 "Section 3.2. **Temporary Officers.** Until the organizational meeting after the initial
2 election in 2007 provided for by Section 4.1 of this Charter, Norman Wilkes is hereby
3 appointed Mayor and Larry Jenkins, Betty Nifong, Steve Stokes, Barbara Temple, and
4 Carl Tuttle are appointed Council Members of the Town of Midway, and they shall
5 possess and exercise the powers granted to the governing body until their successors are
6 elected or appointed and qualified pursuant to this Charter. If any person named in this
7 section is unable to serve, the remaining temporary officers shall, by majority vote,
8 appoint a person to serve until the initial municipal election is held in 2007.

9 "Section 3.3. **Manner of Electing Town Council; Term of Office.** The qualified
10 voters of the entire Town shall elect the members of the Town Council and, except as
11 provided in this section, they shall serve four-year terms. In 2007, the two candidates
12 receiving the highest numbers of votes shall be elected to four-year terms and the three
13 candidates receiving the next highest numbers of votes shall be elected to two-year
14 terms. In 2009, and quadrennially thereafter, three members shall be elected to four-year
15 terms. In 2011, and quadrennially thereafter, two members shall be elected to four-year
16 terms.

17 "Section 3.4. **Manner of Electing Mayor; Term of Office; Duties.** The qualified
18 voters of the entire Town shall elect the Mayor. In 2007, and quadrennially thereafter,
19 the Mayor shall be elected for a term of four years. The Mayor shall be the official head
20 of Town government and shall preside at all meetings of the Council, shall have the
21 right to vote only when there is an equal division on any question or matter before the
22 Council, and shall exercise the powers and duties conferred by law or as directed by the
23 Council.

24 "ARTICLE IV. ELECTIONS.

25 "Section 4.1. **Conduct of Town Elections.** Elections shall be conducted on a
26 nonpartisan basis and results determined by a plurality as provided in G.S. 163-292.

27 "ARTICLE V. ADMINISTRATION.

28 "Section 5.1. **Town to Operate Under Mayor-Council Plan.** The Town shall
29 operate under the Mayor-Council form of government as provided in Part 3 of Article 7
30 of Chapter 160A of the General Statutes.

31 "Section 5.2. **Town Attorney.** The Council shall appoint a Town Attorney licensed
32 to practice law in North Carolina. It shall be the duty of the Town Attorney to represent
33 the Town, advise Town officials, and perform other duties as required by law or as
34 directed by the Town Council. The Town Attorney shall serve at the pleasure of the
35 Town Council.

36 "Section 5.3. **Town Clerk.** The Council shall appoint a Town Clerk who shall
37 perform duties as required by law or as directed by the Town Council. The Town Clerk
38 shall serve at the pleasure of the Council.

39 "ARTICLE VI. TAXES AND BUDGET ORDINANCE.

40 "Section 6.1. **Commencement of Tax Collection.** From and after the effective date
41 of this act, the citizens and property in the Town of Midway shall be subject to
42 municipal taxes levied for the year beginning July 1, 2006, and for that purpose the
43 Town shall obtain from Davidson County a record of property in the area herein
44 incorporated which was listed for property taxes as of January 1, 2006.

1 "Section 6.2. **Budget.** The Town may adopt a budget ordinance for fiscal year
2 2006-2007 without following the timetable in the Local Government Budget and Fiscal
3 Control Act, but shall follow the sequence of actions in the spirit of the act insofar as is
4 practical. For fiscal year 2006-2007, ad valorem taxes may be paid at par or face
5 amount within 90 days of adoption of the budget ordinance and thereafter in accordance
6 with the schedule in G.S. 105-360. If the effective date of the incorporation is prior to
7 July 1, 2006, the Town may adopt a budget ordinance for fiscal year 2005-2006 without
8 following the timetable in the Local Government Budget and Fiscal Control Act, but
9 shall follow the sequence of actions in the spirit of the act insofar as practical. No ad
10 valorem taxes may be levied for the 2005-2006 fiscal year.

11 "Section 6.3. **Ad Valorem Taxes.** The Town Council shall not increase the ad
12 valorem tax rate more than \$0.10/\$100.00 valuation in each fiscal year without the vote
13 or consent of a majority of the qualified voters of the Town of Midway. The election on
14 the question of increasing the ad valorem tax rate shall be conducted in accordance with
15 G.S. 160A-209."

16 **SECTION 2.** This act is effective when it becomes law.