

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 335

Short Title: Grantsboro Incorporated.

(Local)

Sponsors: Representatives Nichols; and Wainwright.

Referred to: Local and Regional Government I, if favorable, Finance.

February 26, 1997

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

The General Assembly of North Carolina enacts:

Section 1. A Charter of the Town of Grantsboro is enacted as follows:

"THE CHARTER OF THE TOWN OF GRANTSBORO.

"CHAPTER I.

"INCORPORATION AND CORPORATE POWERS.

"Section 1-1. **Incorporation.** The inhabitants of the Town of Grantsboro are a body corporate and politic under the name 'Town of Grantsboro'. Under that name they have all the powers, duties, rights, privileges, and immunities conferred and imposed on cities by the general law of North Carolina.

"CHAPTER II.

"CORPORATE BOUNDARIES.

"Section 2-1. **Town Boundaries.** Until modified in accordance with the law, the boundaries of the Town of Grantsboro are as follows:

1. In Pamlico County, beginning at the intersection of the centerline of the right-of-way of NC 55 and the western border of the corporate limits of the City of Alliance, and running thence in a southerly direction, contiguous with the corporate limits of Alliance, to a point 1,000 feet south of SR 1347 (Bay River Rd);

- 1 2. Thence west along a line parallel and 1,000 feet south of SR 1347 to a
2 point 1,000 ft east of NC 306 and 1,000 ft southeast of Bay River Rd
3 (on or near, the southern border of Lot #34) (Tax Map FO51);
- 4 3. Thence in a southerly direction along a line parallel and 1,000 feet east
5 of NC 306 to the southeast corner of lot #52 (Tax Map FO52);
- 6 4. Thence west along the southern border of lot #52 (Tax Map FO52) to
7 the centerline of NC 306;
- 8 5. Thence south along the centerline of NC 306 150 feet, more or less, to
9 the intersection of the centerlines of NC 306 and SR 1108 (Scott's Store
10 Rd);
- 11 6. Thence west along the centerline of SR 1108 (Scott's Store Rd) to Deep
12 Run Branch;
- 13 7. Thence along the center of Deep Run Branch 1,250 feet, more or less, in
14 a northwest direction to the intersection of lot #19 and Deep Run
15 Branch (Tax Map E05);
- 16 8. Thence in a southeast direction along the northern borders of Lots #14,
17 15, 18, 19, 33, and 37 (Tax Map E052) to a point 700 feet north of
18 Scott's Store Rd and 1,000 feet west of NC 306 near the southwest
19 corner of lot #44 (Tax Map E052);
- 20 9. Thence north along a line parallel and 1,000 feet west of NC 306 to the
21 southern edge of the Tideland EMC right-of-way;
- 22 10. Thence along the southern border of the Tideland EMC right-of-way to
23 a point 1,000 feet east, more or less, of Keys Town Rd and 1,700 feet
24 south, more or less, of NC 55 at the northwest corner of lot #27 (Tax
25 Map E05);
- 26 11. Thence south along the eastern border of lots # 74, 78, 89, and 93 (Tax
27 Map E05);
- 28 12. Thence west along the southern border of lot #74 to Goose Creek (Tax
29 Map (E05);
- 30 13. Thence north along the center of Goose Creek to the intersection of the
31 centerline of NC 55;
- 32 14. Thence north along the center line of NC 55 2,100 feet, more or less, to
33 the intersection of lot #12 and the right-of-way of NC 55;
- 34 15. Thence in a northeast direction along the southern border of lots #12
35 and 14, the northern border of lots #13, and 17, across lot #18 and part
36 of lot #19 to a point 1,000 feet west of NC 306 and 1,000 feet north of
37 NC 55 (Tax Map E05);
- 38 16. Thence north along a line parallel and 1,000 feet west of NC 306 for
39 14,400 feet, more or less, to the northwest corner of lot #42 (Tax Map
40 E081);
- 41 17. Thence east along the northern border of Lot # 42, 100 feet, more or
42 less, to the centerline of NC 306;
- 43 18. Thence south 700 feet, more or less, along the centerline of NC 306;

- 1 19. Thence east along the northern border of lots # 43, 46, 47, 48, 48-1; and
2 then south along the eastern border of lots #48.1, 49, 54, 57, 58, 61 and
3 62;
4 20. Thence west along the southern border of Lot #62;
5 21. Thence south along the eastern border of Lots # 68, 77, across Lot #79,
6 and the western border of Lot #89 to the centerline of SR 1243 (Paul's
7 Farm Road)(Tax Map E031);
8 22. Thence east along the centerline of SR 1243 to the eastern boarder of
9 CP&L right-of-way;
10 23. Thence south along the eastern border of the CP&L right-of-way;
11 24. Thence southeast and then east along the northern border of the CP&L
12 right-of-way to the corporate limits of the City of Alliance;
13 25. Thence south along the western border of the corporate limits of the
14 City of Alliance to the centerline of NC 55 and the starting point.

15 In the event that any of the territory described above is, on the date this Charter
16 becomes effective, within the corporate limits of another town, or is subject to an
17 annexation ordinance of another town that has been adopted but is not yet effective, this
18 Charter removes that territory from the corporate limits of that other town.

19 "CHAPTER III.

20 "GOVERNING BODY.

21 "Section 3-1. **Structure of the Governing Body; Number of Member's.** The
22 governing body of the Town of Grantsboro is the Town Council which has five members.

23 "Section 3-2. **Manner of Electing Council.** The qualified voters of the entire town
24 nominate and elect the Council.

25 "Section 3-3. **Term of Office of Council Members.** Members of the Council are
26 elected to two-year terms in 1997 and biennially thereafter.

27 "Section 3-4. **Mayor; Term of Office.** The Mayor shall be selected by the qualified
28 voters of the Town in 1997 and biennially thereafter for a two-year term.

29 "CHAPTER IV.

30 "ELECTIONS.

31 "Section 4-1. **Elections.** Council members shall be elected on a plurality basis and
32 the results determined in accordance with G.S. 163-292.

33 "Section 4-2. **Results.** Election results shall be determined by the Pamlico County
34 Board of Elections according to Chapter 163 of the General Statutes.

35 "CHAPTER V.

36 "ADMINISTRATION.

37 "Section 5-1. **Mayor-Council Plan.** The Town of Grantsboro shall operate under the
38 Mayor-Council Plan as provided in Part 3 of Article 7 of Chapter 160A of the General
39 Statutes.

40 "Section 5-2. **Taxation and Funds.** The Town of Grantsboro is eligible to receive
41 distributions of State funds during the fiscal year 1997-98."

42 Section 2. (a) From and after the effective date of this act, the citizens and property
43 in the Town of Grantsboro shall be subject to municipal taxes levied for the year

1 beginning July 1, 1997, and for that purpose the Town shall obtain from Pamlico County
2 a record of property in the area herein incorporated which was listed for taxes as of
3 January 1, 1997; and the businesses in the Town shall be liable for privilege license tax
4 from the effective date of the privilege license tax ordinance.

5 (b) If the effective date of this act is before July 1, 1997, the Town may adopt a
6 budget ordinance for fiscal year 1996-97 without following the timetable in the Local
7 Government Budget and Fiscal Control Act, but shall follow the sequence of actions in
8 the spirit of the act insofar as is practical. The Town may adopt a budget ordinance for
9 fiscal year 1997-98 without following the timetable in the Local Government Budget and
10 Fiscal Control Act, but shall follow the sequence of actions in the spirit of the act insofar
11 as is practical. For fiscal year 1997-98, ad valorem taxes may be paid at par or face
12 amount within 90 days of adoption of the budget ordinance, and thereafter in accordance
13 with the schedule in G.S. 105-360 as if the taxes had been due and payable on September
14 1, 1997.

15 Section 3. Notwithstanding Sections 3-3 and 3-4 of the Charter of the Town of
16 Grantsboro as set out in Section 1 of this act, the Pamlico County Board of Elections
17 shall conduct the 1997 general election for Town Council and Mayor of Grantsboro at the
18 same time as the incorporation referendum provided for by Section 4 of this act. In the
19 election, if a majority of the votes are cast "FOR incorporation of the Town of
20 Grantsboro", the persons elected shall serve terms ending at the organizational meeting
21 after the 1999 municipal election. The Pamlico County Board of Elections shall adopt a
22 special filing period for the election. As absentee balloting is allowed by law for the
23 incorporation referendum under G.S. 163-302, it shall also be allowed for election of
24 officers at that election. In the election, if a majority of the votes are not cast "FOR
25 incorporation of the Town of Grantsboro", then the election of Town Council and Mayor
26 is void.

27 Section 4. (a) The Pamlico County Board of Elections shall conduct an election on
28 a date set by the Pamlico County Board of Elections for the purpose of submission to the
29 qualified voters of the area described in Section 2-1 of the Charter of the Town of
30 Grantsboro the question of whether or not such area shall be incorporated as the Town of
31 Grantsboro. The date of the election shall be not less than 60 days nor more than 90 days
32 after the date of this act becomes law. Registration for the election shall be conducted in
33 accordance with G.S. 163-288.2.

34 (b) In the election, the question on the ballot shall be:

35 **"[] FOR [] AGAINST**

36 **INCORPORATION OF THE TOWN OF GRANTSBORO".**

37 Section 5. In the election, if a majority of the votes are cast "FOR
38 incorporation of the Town of Grantsboro", Sections 1 and 2 of this act become effective
39 on the date of the certification of the results of the election. Otherwise, Sections 1 and 2
40 of this act have no force and effect.

41 Section 6. This act is effective when it becomes law.