

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

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HOUSE BILL 1291

Short Title: Limit Exercise of ETJ Power.

(Public)

Sponsors: Representatives Carpenter and M. Crawford.

Referred to: Local Government I.

April 12, 2001

A BILL TO BE ENTITLED

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2 AN ACT TO REQUIRE A MUNICIPALITY TO HAVE A POPULATION OF MORE
3 THAN FIVE HUNDRED PERSONS TO EXERCISE EXTRATERRITORIAL
4 JURISDICTION.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 160A-360(a) reads as rewritten:

7 "(a) All of the powers granted by this Article may be exercised by any city within
8 its corporate limits. In addition, any city with a population of more than 500 may
9 exercise these powers within a defined area extending not more than one mile beyond
10 its limits. With the approval of the board or boards of county commissioners with
11 jurisdiction over the area, a city of 10,000 or more population but less than 25,000 may
12 exercise these powers over an area extending not more than two miles beyond its limits
13 and a city of 25,000 or more population may exercise these powers over an area
14 extending not more than three miles beyond its limits. The boundaries of the city's
15 extraterritorial jurisdiction shall be the same for all powers conferred in this Article. No
16 city may exercise extraterritorially any power conferred by this Article that it is not
17 exercising within its corporate limits. In determining the population of a city for the
18 purposes of this Article, the city council and the board of county commissioners may
19 use the most recent annual estimate of population as certified by the Secretary of the
20 North Carolina Department of Administration."

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