

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

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SENATE BILL 407

Short Title: Charlotte Stormwater/Transit Quick Take.

(Local)

Sponsors: Senator Clodfelter.

Referred to: Finance.

March 12, 2001

A BILL TO BE ENTITLED

1
2 AN ACT TO AMEND THE CHARTER OF THE CITY OF CHARLOTTE TO
3 ALLOW THAT CITY TO USE QUICK TAKE PROCEDURE FOR
4 ACQUISITION OF PROPERTY TO BE USED FOR STORMWATER AND
5 PUBLIC TRANSPORTATION SYSTEMS.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** Section 7.81(a) of the Charter of the City of Charlotte, being
8 S.L. 2000-26, as amended by S.L. 2000-89, reads as rewritten:

9 "(a) Notwithstanding the provisions of G.S. 40A-1, in the exercise of its authority
10 of eminent domain for the acquisition of property to be used for streets and highways,
11 water supply and distribution systems, sewage collection and disposal systems,
12 economic development purposes authorized by law within the territory described in
13 subsection (c) of this section, structural and natural stormwater and drainage systems of
14 all types, public transportation systems, and airports, the City is hereby authorized to
15 use the procedure and authority prescribed in Article 9 of Chapter 136 of the General
16 Statutes, as now or hereafter amended; provided further, that whenever therein any
17 reference is made to the State of North Carolina or any agency thereof, such reference
18 shall be deemed to include the City, and whenever therein any reference is made to any
19 official of the state of North Carolina, such reference shall be deemed to include the
20 City Manager; provided further that nothing herein shall be construed to enlarge the
21 power of the City to condemn property already devoted to public use."

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