

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE BILL 313

Short Title: No ETJ W/County Zoning Regulations. (Public)

Sponsors: Representatives Brown, Tillis (Primary Sponsors); Allred, Cleveland, Folwell, Howard, Langdon, McGee, Moore, Randleman, Starnes, and Steen.

Referred to: Rules, Calendar, and Operations of the House, if favorable, Judiciary I.

February 26, 2009

A BILL TO BE ENTITLED

AN ACT PROHIBITING A CITY FROM EXERCISING EXTRATERRITORIAL
JURISDICTION IN AN AREA IF THE COUNTY HAS ADOPTED AND IS
ENFORCING A ZONING ORDINANCE.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 160A-360(e) reads as rewritten:

"(e) Notwithstanding the provisions of any other general or local law, No no city may hereafter extend its extraterritorial powers under this Article into any area for which the county at that time has adopted and is enforcing a zoning ordinance and subdivision regulations and within which it is enforcing the State Building Code. However, the city may do so where the county is not exercising all three of these powers, or when the city and the county have agreed upon the area within which each will exercise the powers conferred by this Article. ordinance."

SECTION 2. This act becomes effective July 1, 2009.

