

NORTH CAROLINA GENERAL ASSEMBLY
1973 SESSION

CHAPTER 391
SENATE BILL 173

AN ACT TO INCORPORATE THE TOWN OF CALABASH IN BRUNSWICK
COUNTY, NORTH CAROLINA.

The General Assembly of North Carolina enacts:

Section 1. The inhabitants in the area hereinafter described are hereby constituted a body politic and corporate under the name of the "Town of Calabash", and are hereby vested with all the powers, rights, privileges, immunities, and authority granted municipalities by the Constitution and general laws of the State.

Sec. 2. The corporate boundaries of the Town of Calabash shall be:

"Begins at a concrete monument (No. 2847) which is the Southeast corner of the R. B. Bennett 'Seafood Kitchen' lot; runs thence with the Bennett lot and property of others, North 87° -20' West 694.6 feet to Concrete Monument No. 2575; thence North 3° East (crossing Highway No. 1163) 604 feet to Concrete Monument No. 2344; thence South 87° East 429.2 feet to concrete Monument No. 2327; thence North 30° -15' West (with the line of property owned by Mrs. Lella Mae Simmons) 265 feet, more or less, to a point in a line lying 500 feet from the Northern edge of the 60 feet wide right-of-way of Highway No. 1163 (as measured perpendicular); thence with said line, in an Easterly direction 529 feet, more or less to the line of the William Carter estate lands; thence with said line, South 30° -15' East 265 feet, more or less, to a pipe at the Northwest corner of a lot owned by Ronald Scheid; thence with his line and the line of the William Carter estate, North 87° -08' East 210.1 feet to a pipe; thence with the Royland Thomas and William Carter estate line, North 86° -55' East 222.4 feet to a pipe at the corner of the Thomas Cemetery; thence across the end of a road North 3° -55' West 30 feet; thence with a 30 ft. road and Wm. Carter estate lands, North 86° -05' East 308 feet to a corner thence South 3° -55' East 160 feet to the Kathleen Moore corner; thence with her line and the Wm. Carter line, South 7° -50' East 160.6 feet to the Northern edge of the Highway 1165; thence with Highway 1165, North 40° -48' East 710 feet, more or less, to the junction of Highway 1167; thence with Highway 1167, North 27° 42' West 525 feet, more or less, to a corner; thence with a line 500 feet North of Highway 1165 (as measured perpendicular) North 40° -48' East 1200 feet, more or less, to a corner; thence South 22° -07' East a line that follows the entrance road from Hwy. 1163 to the Wilson Cemetery and continues to a point in the center of the run of the Calabash River a distance of 3,500 feet; thence down the run of the main channel of the said river 4,250 feet, more or less, to the property line between Carolina Caribbean Corporation and Mrs. Lella Mae Simmons, extended to the approximate center of the main channel of

the Calabash River; thence with said line, North 12° -00' West, 2,800 feet, more or less, to Concrete Monument No. 2847, the beginning."

Sec. 3. The initial Board of Commissioners shall consist of five members as herein appointed, whose shall serve until the regular municipal election in November 1975, and until their successors are elected and qualified. The following named persons are hereby appointed as the initial Board of Commissioners for the Town of Calabash: J. E. Bryan, Bobby Sommersett, Royland Thomas, Vester Beck, Tommy Lewis.

Sec. 4. Ronald R. Scheid is hereby appointed as the initial Mayor for the Town of Calabash and shall serve until the regular municipal election to be held in November, 1975.

Sec. 5. A regular municipal election shall be held on Tuesday after the first Monday in November, 1975, and every two years thereafter for the election of the Board of Commissioners and a Mayor. The election shall be non-partisan and decided by simple plurality. No primary election shall be held. The Commissioners and Mayor shall be elected for a term of two years and serve until their successors are elected and qualified.

The elections in the Town of Calabash shall be conducted by the Brunswick County Board of Elections, and except as otherwise provided herein, shall be held and conducted in accordance with Article 23 and 24 of Chapter 163 of the General Statutes.

Sec. 6. Vacancies occurring for any reason in the office of Mayor or Board of Commissioners shall be filled by appointment by the remaining members of the Board of Commissioners for the unexpired term.

Sec. 7. If the effective date of this act falls between January 1 and June 30, the municipality shall, for the purpose of levying taxes for the fiscal year beginning July 1, obtain from the County a record of property in the area which was listed for taxes as of January 1, and the businesses in the area shall be liable for privilege license tax from the effective date of the privilege license tax ordinance.

Sec. 8. This act is effective on ratification.

In the General Assembly read three times and ratified, this the 9th day of May, 1973.