

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 309

Short Title: Winston-Salem Lis Pendens.

(Local)

Sponsors: Senator McDaniel.

Referred to: Judiciary II/Election Laws

March 7, 1995

A BILL TO BE ENTITLED

AN ACT RELATING TO NOTICES OF LIS PENDENS BY THE CITY OF WINSTON-SALEM.

The General Assembly of North Carolina enacts:

Section 1. The Board of Aldermen of the City of Winston-Salem may, by ordinance under Part 5 or Part 6 of Article 19 of Chapter 160A of the General Statutes, provide that upon the issuance of a complaint and notice of hearing or order pursuant thereto, a notice of lis pendens, with a copy of the complaint and notice of hearing or order attached thereto, may be filed in the office of the Clerk of Superior Court of Forsyth County and shall be indexed and cross-indexed in accordance with the indexing procedures of G.S. 1-117. From the date and time of indexing, the complaint and notice of hearing or order shall be binding upon the successors and assigns of the owners of and parties in interest in the building or dwelling. A copy of the notice of lis pendens shall be served upon the owners and parties in interest in the building or dwelling at the time of filing in accordance with G.S. 160A-428 or G.S. 160A-445 as applicable. The notice of lis pendens shall remain in full force and effect until cancelled. The ordinance may authorize the cancellation of the notice of lis pendens under certain circumstances. Upon receipt of notice from the city, the Clerk of Superior Court of Forsyth County shall cancel the notice of lis pendens.

Sec. 2. This act applies to the City of Winston-Salem only.

1 Sec. 3. This act is effective upon ratification.