

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 335
Committee Substitute Favorable 3/25/97

Short Title: Grantsboro Incorporated.

(Local)

Sponsors:

Referred to:

February 26, 1997

1 A BILL TO BE ENTITLED
2 AN ACT TO INCORPORATE THE TOWN OF GRANTSBORO.

3 The General Assembly of North Carolina enacts:

4 Section 1. A Charter of the Town of Grantsboro is enacted as follows:

5 **"THE CHARTER OF THE TOWN OF GRANTSBORO.**

6 **"CHAPTER I.**

7 **"INCORPORATION AND CORPORATE POWERS.**

8 "Section 1-1. **Incorporation.** The inhabitants of the Town of Grantsboro are a body
9 corporate and politic under the name 'Town of Grantsboro'. Under that name they have
10 all the powers, duties, rights, privileges, and immunities conferred and imposed on cities
11 by the general law of North Carolina.

12 **"CHAPTER II.**

13 **"CORPORATE BOUNDARIES.**

14 "Section 2-1. **Town Boundaries.** Until modified in accordance with the law, the
15 boundaries of the Town of Grantsboro are as follows:

16 Beginning at the intersection of the centerline of the right-of-way of NC 55 and the
17 western boundary of the corporate limits of the City of Alliance, and running thence in a
18 southerly direction, contiguous with the corporate limits of Alliance, to a point on the
19 South Prong of Bay River, south of Bay River Road (NCSR 1347);

1 Thence in a southwest direction along the South Prong of Bay River to the western
2 boundary of Tax Parcel 14, Property of Jeffrey and Billy H. Holton as recorded on Tax
3 Map F05 in DB 304, page 202;
4 Thence north along the western boundary of Tax Parcel 14 for 300 feet, more or less, to
5 the northeast corner of Tax Parcel 34, Property of Rhoda Scott Dixon on Tax Map F051
6 in DB 170, page 181;
7 Thence westwardly along the northern boundary of Tax Parcel 34 to a point 1,000 feet
8 east of the centerline of NC 306;
9 Thence in a southerly direction along a line parallel to and 1,000 feet east of the
10 centerline of NC 306 to the southern boundary of Tax Parcel 52, Property of Geneva
11 Parsons' Heirs on Tax Map F052, in DB 99, page 264;
12 Thence west along the southern boundary of Tax Parcel 52 to the centerline of NC 306;
13 Thence south 150 feet, more or less, along the centerline of NC 306 to the intersection of
14 the centerlines of NC 306 and Scott's Store Road (NCSR 1108);
15 Thence west along the centerline of Scott's Store Road to Deep Run Branch;
16 Thence along the center of Deep Run Branch 1,250 feet, more or less, in a northwesterly
17 direction to the northwest corner of Tax Parcel 19, Property of M.T. Whitford on Tax
18 Map E05 in DB 124, page 271;
19 Thence in an easterly direction along the northern boundary of Tax Parcels 19, 15, 14, all
20 on Tax Map E05, and Tax Parcels 33 and 37, both on Tax Map F052, to a point 1,000
21 feet west of NC 306;
22 Thence north along a line parallel to and 1,000 feet west of NC 306 to the southern edge
23 of the Tideland EMC right-of-way which follows the old Bay River Road roadbed west
24 of NC 306 to Keys Town Road (NCSR 1106);
25 Thence along the southern boundary of the Tideland EMC right-of-way to Keys Town
26 Road;
27 Thence, 1,200 feet south, more or less, to a forest access road and the northwest corner of
28 Tax Parcel 92, Property of Nora M. Lawson and Angelo B. Murrell on Tax Map E05 in
29 DB 215, page 149;
30 Thence eastwardly along the northern boundary of Tax Parcels 92 and 93, both on Tax
31 Map E05, to the northeast corner of 93;
32 Thence south along the eastern boundary of Tax Parcels 93, 89, 78, and 74, all on Tax
33 Map E05, to the southeast corner of 74;
34 Thence westwardly along the southern boundary of Tax Parcels 74, 72 and 102, all on
35 Tax Map E05, to Goose Creek;
36 Thence north along the center of Goose Creek to the centerline of NC 55;
37 Thence eastwardly 2,100 feet, more or less, along the centerline of NC 55 to the
38 intersection of Tax Parcel 12, Property of Booker T. and Loretta Jones on Tax Map E05,
39 DB 235, page 774 and the right-of-way of NC 55;
40 Thence in a northeast direction along the common boundary of Tax Parcels 12 and 14,
41 both on Tax Map E04, and 65 on Tax Map E05 to Tax Parcel 13 on Tax Map E04;

1 Thence in a northwesterly and northeasterly direction around the perimeter of Tax Parcel
2 13 to a point on the southern boundary of Tax Parcel 31, Property of Weyerhaeuser Co.
3 on Tax Map E04, DB 110, page 550;
4 Thence around the perimeter of Tax Parcel 31 in an easterly and northerly direction to
5 Tax Parcel 3, Property of PCS Phosphate on Tax Map E03 in DB 305, page 831 at a point
6 950 feet west, more or less, from NC 306;
7 Thence across Tax Parcel 3 in a northerly direction to the southeast corner of Tax Parcel
8 33, Morris Logging Co. on Tax Map F041;
9 Thence along the common boundary of Tax Parcels 33 and 3 in a westwardly direction to
10 the southwest corner of 33;
11 Thence along the eastern boundary of Tax Parcel 3 in a northerly direction to the
12 northwest corner of Tax Parcel 42, Property of Bay Creek Trucking Inc. on Tax Map
13 E031 in DB 275, page 795;
14 Thence east, 1000 feet, more or less, along the northern boundary of Tax Parcel 42 to the
15 centerline of NC 306;
16 Thence southwardly 700 feet, more or less, along the centerline of NC 306 to a point
17 which is the northern boundary of Tax Parcel 43 on Tax Map E031 extending to said road
18 right-of-way;
19 Thence east along the northern boundary of Tax Parcels 43, 46, 47, 48, 48-1, all on Tax
20 Map E031, to the northeast corner of 48-1;
21 Thence south along the eastern boundary of Tax Parcels 48-1, 49, 54, 57, 58, 61 and 62,
22 all on Tax Map E031, to the southeast corner of 62;
23 Thence westwardly along the southern boundary of Tax Parcel 62 to the northeastern
24 corner of Tax Parcel 68 on Tax Map E031;
25 Thence south along the eastern boundary of Tax Parcels 68, 77, 79, and 86, all on Tax
26 Map E031, to the centerline of Paul's Farm Road (NCSR 1243);
27 Thence east along the centerline of NCSR 1243 to the eastern boundary of CP&L
28 Transmission Lines right-of-way;
29 Thence south, southeast and east along the eastern and northern boundary of the CP&L
30 Transmission Lines right-of-way to the corporate limits of the City of Alliance;
31 Thence south along the western boundary of the corporate limits of the City of Alliance
32 to the centerline of NC 55 and the starting point.
33 All descriptions are based on maps in the Pamlico County Tax Office as of March 6,
34 1997.

35 In the event that any of the territory described above is, on the date this Charter
36 becomes effective, within the corporate limits of another town, or is subject to an
37 annexation ordinance of another town that has been adopted but is not yet effective, this
38 Charter removes that territory from the corporate limits of that other town.

39 "CHAPTER III.

40 "GOVERNING BODY.

41 "Section 3-1. **Structure of the Governing Body; Number of Member's.** The
42 governing body of the Town of Grantsboro is the Town Council which has five members.

1 "Section 3-2. **Manner of Electing Council.** The qualified voters of the entire town
2 nominate and elect the Council.

3 "Section 3-3. **Term of Office of Council Members.** Members of the Council are
4 elected to two-year terms in 1997 and biennially thereafter.

5 "Section 3-4. **Mayor; Term of Office.** The Mayor shall be selected by the qualified
6 voters of the Town in 1997 and biennially thereafter for a two-year term.

7 **"CHAPTER IV.**

8 **"ELECTIONS.**

9 "Section 4-1. **Elections.** Council members shall be elected on a plurality basis and
10 the results determined in accordance with G.S. 163-292.

11 "Section 4-2. **Results.** Election results shall be determined by the Pamlico County
12 Board of Elections according to Chapter 163 of the General Statutes.

13 **"CHAPTER V.**

14 **"ADMINISTRATION.**

15 "Section 5-1. **Mayor-Council Plan.** The Town of Grantsboro shall operate under the
16 Mayor-Council Plan as provided in Part 3 of Article 7 of Chapter 160A of the General
17 Statutes.

18 "Section 5-2. **Taxation and Funds.** The Town of Grantsboro is eligible to receive
19 distributions of State funds during the fiscal year 1997-98."

20 Section 2. (a) From and after the effective date of this act, the citizens and
21 property in the Town of Grantsboro shall be subject to municipal taxes levied for the
22 year beginning July 1, 1997, and for that purpose the Town shall obtain from Pamlico
23 County a record of property in the area herein incorporated which was listed for taxes as
24 of January 1, 1997; and the businesses in the Town shall be liable for privilege license tax
25 from the effective date of the privilege license tax ordinance.

26 (b) If the effective date of this act is before July 1, 1997, the Town may
27 adopt a budget ordinance for fiscal year 1996-97 without following the timetable in the
28 Local Government Budget and Fiscal Control Act, but shall follow the sequence of
29 actions in the spirit of the act insofar as is practical. The Town may adopt a budget
30 ordinance for fiscal year 1997-98 without following the timetable in the Local
31 Government Budget and Fiscal Control Act, but shall follow the sequence of actions in
32 the spirit of the act insofar as is practical. For fiscal year 1997-98, ad valorem taxes may
33 be paid at par or face amount within 90 days of adoption of the budget ordinance, and
34 thereafter in accordance with the schedule in G.S. 105-360 as if the taxes had been due
35 and payable on September 1, 1997.

36 Section 3. Notwithstanding Sections 3-3 and 3-4 of the Charter of the Town of
37 Grantsboro as set out in Section 1 of this act, the Pamlico County Board of Elections
38 shall conduct the 1997 general election for Town Council and Mayor of Grantsboro at the
39 same time as the incorporation referendum provided for by Section 4 of this act. In the
40 election, if a majority of the votes are cast "FOR incorporation of the Town of
41 Grantsboro", the persons elected shall serve terms ending at the organizational meeting
42 after the 1999 municipal election. The Pamlico County Board of Elections shall adopt a
43 special filing period for the election. As absentee balloting is allowed by law for the

1 incorporation referendum under G.S. 163-302, it shall also be allowed for election of
2 officers at that election. In the election, if a majority of the votes are not cast "FOR
3 incorporation of the Town of Grantsboro", then the election of Town Council and Mayor
4 is void.

5 Section 4. (a) The Pamlico County Board of Elections shall conduct an election on a
6 date set by the Pamlico County Board of Elections for the purpose of submission to the
7 qualified voters of the area described in Section 2-1 of the Charter of the Town of
8 Grantsboro the question of whether or not such area shall be incorporated as the Town of
9 Grantsboro. The date of the election shall be not less than 60 days nor more than 90 days
10 after the date of this act becomes law. Registration for the election shall be conducted in
11 accordance with G.S. 163-288.2.

12 (b) In the election, the question on the ballot shall be:

13 **"[] FOR [] AGAINST**
14 **INCORPORATION OF THE TOWN OF GRANTSBORO".**

15 Section 5. In the election, if a majority of the votes are cast "FOR
16 incorporation of the Town of Grantsboro", Sections 1 and 2 of this act become effective
17 on the date of the certification of the results of the election. Otherwise, Sections 1 and 2
18 of this act have no force and effect.

19 Section 6. This act is effective when it becomes law.