

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

HOUSE BILL 1598
RATIFIED BILL

AN ACT TO PROVIDE PROPER REPRESENTATION FROM THE TOWN OF OAK ISLAND ON THE BRUNSWICK COUNTY AIRPORT COMMISSION, TO EXPAND THE BURLINGTON-ALAMANCE AIRPORT AUTHORITY, AND ALLOWING THE TOWN COUNCIL OF THE TOWN OF OAK ISLAND TO SET HEIGHT LIMITS NORTH OF THE INTRACOASTAL WATERWAY IN ACCORDANCE WITH GENERAL LAW.

The General Assembly of North Carolina enacts:

Section 1. Section 1 of Chapter 411 of the 1961 Session Laws, as rewritten by Chapter 385 of the 1991 Session Laws, reads as rewritten:

"Section 1. There is hereby created a board to be known as the Brunswick County Airport Commission whose membership shall consist of Southport, ~~Yaupon Beach, Long Beach, Oak Island,~~ and Brunswick County and which board is hereby constituted a body politic and corporate. The said board shall be comprised of seven members, four of whom shall be appointed by the Board of County Commissioners of Brunswick County and ~~one of whom shall be appointed by each member town, County, two of whom shall be appointed by Oak Island, and one of whom shall be appointed by Southport,~~ all of whom shall be experienced businessmen with no qualifications as to residence. The membership of said board shall be named as provided for in Chapter 63 of the General Statutes of North Carolina. The members of said board shall receive no compensation per diem or otherwise, but shall be allowed and paid actual expenses incurred in the transaction of business and at the instance of the said Commission. In the event that either the Aldermen of the City of Southport, ~~the Commissioners of the Town of Yaupon Beach, the Commissioners of the Town of Long Beach, the Town Council of the Town of Oak Island,~~ or the Brunswick County Commissioners do not deem it advisable or any one or two of said municipal bodies do not enter into an agreement to set up said Airport Commission as provided for under Chapter 63 of the General Statutes of North Carolina, then in such event the municipality or county desiring to create such a commission may do so having all powers herein conferred with the right and privilege of calling such commission in the name of the particular municipality and/or county government."

Section 1.1. Section 3 of Chapter 1019 of the 1987 Session Laws, as amended by Section 3 of Chapter 456 and Section 6.1 of Chapter 593, Session Laws of 1989, and Chapter 181 of the 1993 Session Laws, reads as rewritten:

"Sec. 3. This act applies to the Towns of Holden Beach, ~~Long Beach, Oak Island,~~ and Sunset Beach only, but as to the Town of Holden Beach, Section 1 of this act applies only to areas within the corporate limits of the Town as of June 26, 1989, as to the corporate limits of the Town of Oak Island located north of the Atlantic Intracoastal Waterway (AIWW) the Town Council shall establish building height limits in accordance with general law rather than this act, and as to Sunset Beach, Section 1 of this act applies only to areas on the island."

Section 2. Section 2 of Chapter 814 of the 1969 Session Laws reads as rewritten:

"Sec. 2. The Airport Authority shall consist of ~~five (5)~~ seven members who shall be appointed to staggered terms of four years. ~~Two (2) Three~~ members shall be appointed by the City Council of Burlington, ~~two (2) three~~ members shall be appointed

by Alamance County Commissioners and one ~~(1)~~—member shall be appointed by the City Council of the City of Burlington and Alamance County Commissioners in a joint meeting. All of the members shall be residents of the County of Alamance but need not be residents of the City of Burlington. The terms of the initial five ~~(5)~~—members of the Authority shall be as follows: the two members to be appointed by the City Council of the City of Burlington and the member to be appointed at the joint meeting of the boards shall be a term of four years, the two members appointed by the County Commissioners shall be a term of two years; thereafter, all terms shall be for four years. The terms of the two additional members shall be for four years, but the appointing authority may set the expiration date for the initial term at a shorter period if it is desired that the term expire at the same time as the terms of any then current members expire. Each of the members and their successors so appointed shall take and subscribe before the Clerk of the Superior Court of Alamance County, an oath of office and file same with the County Commissioners of Alamance County. Upon the occurrence of any vacancy on said Authority, said vacancy shall be filled within ~~sixty (60)~~ 60 days after notice thereof at a regular meeting of the governing body of the governmental unit which has a vacancy within its representation."

Section 3. This act is effective when it becomes law. ♦

In the General Assembly read three times and ratified this the 30th day of June, 2000.

Marc Basnight
President Pro Tempore of the Senate

James B. Black
Speaker of the House of Representatives