

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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HOUSE BILL 1802

Short Title: Salisbury Property Sales.

(Local)

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Sponsors: Representative Gardner.

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Referred to: Local Government I.

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May 25, 2000

1 A BILL TO BE ENTITLED  
2 AN ACT TO AMEND THE CHARTER OF THE CITY OF SALISBURY TO ALLOW  
3 THE SALE OF PROPERTY LOCATED WITHIN A DESIGNATED COMMUNITY  
4 AND ECONOMIC DEVELOPMENT PROJECT AREA.

5 The General Assembly of North Carolina enacts:

6 Section 1. The existing "SUBCHAPTER A. SALE OF PROPERTY" of  
7 Chapter IX of the Charter of the City of Salisbury found in Section 1 of Chapter 205 of  
8 the 1987 Session Laws reads as rewritten:

9 **"SUBCHAPTER A. SALE OF PROPERTY**

10 ~~"Sec. 9.1. Public or private sale of property. The City Council may publicly or~~  
11 ~~privately sell, lease, rent, exchange or otherwise convey, or cause to be publicly or~~  
12 ~~privately sold, leased, rented, exchanged or otherwise conveyed, any property, real or~~  
13 ~~personal or any interest in such property, belonging to the City.~~

14 **"SUBCHAPTER A. SALE OF PROPERTY LOCATED WITHIN A**  
15 **DESIGNATED**

16 **COMMUNITY AND ECONOMIC DEVELOPMENT PROJECT AREA.**

17 **"Sec. 9.1. Public or Private Sale of Property Located Within a Designated**  
18 **Community and Economic Development Project Area.** The City may, when it deems  
19 it necessary for the health, safety, and welfare of the City, designate an area as a  
20 **'Community and Economic Development Project Area.'** When the City Council

1 determines that a sale or disposition of City-owned property located within a designated  
2 Community and Economic Development Project Area is necessary, the City may, in  
3 addition to other means, sell, exchange, or transfer the fee or any lesser interest in real  
4 property, either by public sale or by negotiated private sale. The City may attach to the  
5 transfer and to the interest conveyed any covenants, conditions, or restrictions (or any  
6 combination of these) as the City deems necessary to further any adopted policies or  
7 plans. The consideration received by the City, if any, for the conveyance may reflect the  
8 restricted use of the property resulting from the covenants, conditions, or restrictions. An  
9 interest in property, pursuant to this section, may be conveyed only pursuant to a  
10 resolution of the City Council authorizing the conveyance.

11 Notice of the proposed transaction shall be given at least 10 days prior to adoption of  
12 the resolution by publication in a newspaper of general circulation, generally describing  
13 all of the following:

- 14 (1) The project area designated by the City Council as a Designated  
15 Community and Economic Development Project Area.  
16 (2) The specific property involved.  
17 (3) The nature of the interest to be conveyed.  
18 (4) All of the material terms of the proposed transaction, including any  
19 covenants, conditions, or restrictions which may be applicable.

20 The notice shall give the time and the place of the Council meeting where the  
21 proposed transaction will be considered and shall announce the Council's intention to  
22 authorize the proposed transaction."

23 Section 2. This act is effective when it becomes law.