

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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SENATE BILL 703

Short Title: Hampstead Incorporation.

(Local)

Sponsors: Senator Ballantine.

Referred to: Rules and Operations of the Senate.

April 1, 1999

1 A BILL TO BE ENTITLED
2 AN ACT TO INCORPORATE THE TOWN OF HAMPSTEAD SUBJECT TO A
3 REFERENDUM.

4 The General Assembly of North Carolina enacts:

5 Section 1. A Charter for the Town of Hampstead is enacted to read:

6 **"THE CHARTER OF THE TOWN OF HAMPSTEAD.**

7 **"CHAPTER I.**

8 **"INCORPORATION AND CORPORATE POWERS.**

9 "Section 1.1. **Incorporation and Corporate Powers.** The inhabitants of the Town
10 of Hampstead are a body corporate and politic under the name of the 'Town of
11 Hampstead'. Under that name they shall have all the powers, duties, rights, privileges,
12 and immunities conferred and imposed upon cities by the general law of North Carolina.

13 **"CHAPTER II.**

14 **"CORPORATE BOUNDARIES.**

15 "Section 2.1. **Corporate Boundaries.** Until modified in accordance with the law, the
16 corporate boundaries of the Town of Hampstead are as follows:

17 BEGINNING in Pender County at a point located in the eastern right-of-way
18 line of US 17, said point being the intersection of the southern right-of-way line of
19 Washington Acres Road (SR 1582) and the eastern right-of-way line of US 17; thence
20 running in a westerly direction approximately 100 feet to the western right-of-way line of

1 US 17 to a point; said point being the joint property corner of Eugenia K. Dail and Terry
2 Lyle Finley and Bertha E.; thence running in a westerly direction along the boundary line
3 between said properties for a distance of 500 feet to a point, said point being the
4 intersection of the Southern and Western lines of the proposed city limits; thence turning
5 and running parallel to and 500 feet west of the western right-of-way line of US 17 for a
6 distance of approximately 5.5 miles to a point, said point being the intersection of the
7 Western and Northern lines of the proposed city limits; thence turning and running South
8 41 Degrees 41 minutes 50 seconds East 500 feet to the western right-of-way line of US
9 17; thence running on the same bearing approximately 100 feet to a point in the eastern
10 right-of-way line of US 17, said point being the intersecting line of the eastern right-of-
11 way of US 17 and the northern right-of-way line of Sloop Point Loop Road (SR 1563);
12 thence running along the northern right-of-way line of Sloop Point Loop Road (SR 1563)
13 for approximately 1.6 miles to a point; said point being 90 degrees from the intersection
14 of the northern right-of-way line of Sloop Point Loop Road (SR 1563) and the northern
15 right-of-way line of Hickory Point Road (SR 1607); thence running in an eastern
16 direction along the northern right-of-way line of Hickory Point Road approximately 0.4
17 miles to the end of said road, thence continuing on the same bearing of Hickory Point
18 Road approximately 300 feet to the western boundary of the Intracoastal Waterway, said
19 point being the intersection of the Northern and Eastern lines of the proposed city limits;
20 thence turning and running in a southerly direction along the ICW for approximately 5.6
21 miles to a point located at the intersection of the ICW and a line extended on the same
22 bearing from the southern right-of-way line of Washington Acres Road (SR 1582), said
23 point being the intersection of the Eastern and Southern lines of the proposed city limits;
24 thence turning and running in a northwesterly direction, at the same bearing as the
25 southern right-of-way line of Washington Acres Road (SR 1582), for approximately 450
26 feet to the most eastern end of said road; thence continuing along the southern right-of-
27 way line of Washington Acres Road (SR 1582) approximately 1.8 miles to the point of
28 beginning.

29 "CHAPTER III.

30 "GOVERNING BODY.

31 "Section 3.1. **Structure of the Governing Body; Number of Members.** The
32 governing body of the Town of Hampstead shall be the Town Council, which shall have
33 five members.

34 "Section 3.2. **Manner of Election of the Council.** Except for the temporary officers
35 provided for in Section 3.3 of this Charter, the members of the Town Council shall be
36 elected to two-year terms and shall be elected at large by all the qualified voters of the
37 Town.

38 "Section 3.3. **Temporary Officers.** Until the regular municipal election in
39 November, 1999, Roland Howard, Sr., Billie Oliver, Rose Schenker, Charles Jones, and
40 Charles Watson shall serve on the Town Council for the Town of Hampstead and they
41 shall possess and may exercise the powers granted to the Town Council until their
42 successors are elected and qualified.

1 "Section 3.4. **Election of Mayor.** The majority of the Town Council shall, from
2 among the membership of the Town Council, elect a Mayor who shall serve at the
3 pleasure of the Town Council, but who shall not serve for a term longer than that for
4 which he or she was elected. The Mayor's duties and responsibilities shall be as
5 determined by the Town Council and as provided by general law.

6 **"CHAPTER IV.**

7 **"ELECTIONS.**

8 "Section 4.1. **Conduct of the Town Elections.** Regular municipal elections shall be
9 held in each odd-numbered year in accordance with the municipal election laws of North
10 Carolina. Town officers shall be elected on a nonpartisan basis and the results determined
11 using the nonpartisan plurality method as provided in G.S. 163-292.

12 **"CHAPTER V.**

13 **"ADMINISTRATION.**

14 "Section 5.1. **Form of Government.** The Town of Hampstead shall operate under
15 the Council-Manager form of government as provided in Part 2 of Article 7 of Chapter
16 160A of the General Statutes."

17 Section 2. The Pender County Board of Elections shall conduct an election on
18 a date set by the Board, to be not less than 60 nor more than 120 days after this act
19 becomes law, for the purpose of submission to the qualified voters of the area described
20 in Section 2.1 of the Charter of the Town of Hampstead the question of whether or not
21 the area shall be incorporated as the Town of Hampstead. Registration for the election
22 shall be conducted in accordance with G.S. 163-288.2.

23 Section 3. In the election, the question on the ballot shall be:

24 **"[]FOR []AGAINST**

25 **INCORPORATION OF THE TOWN OF HAMPSTEAD."**

26 Section 4. In the election, if a majority of the votes are cast "For incorporation
27 of the Town of Hampstead", Section 1 of this act shall become effective on the date that
28 the Pender County Board of Elections certifies the results of the election. Otherwise, that
29 section shall have no force and effect.

30 Section 5. This act is effective when it becomes law.