

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003**

**SESSION LAW 2003-74
HOUSE BILL 755**

AN ACT AUTHORIZING THE TOWNS OF CARY AND GARNER TO ACQUIRE
PROPERTY FOR THE PRESENT OR FUTURE LOCATION OR RELOCATION
OF TELEPHONE, TELEGRAPH, ELECTRIC, OR OTHER LINES TO BE
OPERATED BY PUBLIC UTILITIES.

The General Assembly of North Carolina enacts:

SECTION 1. When acquiring rights-of-way for the construction or improvement of streets, the Town may also locate and acquire such additional rights-of-way as may be necessary for the present or future location or relocation, above or below ground, of telephone, telegraph, electric, and other lines, as well as gas, water, sewerage, oil, and other pipelines to be operated by public utilities defined and regulated under Chapter 62 of the General Statutes. In acquiring real property by eminent domain for these purposes, the Town may use the procedures of either Chapter 40A or Chapter 136 of the General Statutes.

SECTION 2. This act applies to the Towns of Cary and Garner.

SECTION 3. This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 21st day of May, 2003.

s/ Beverly E. Perdue
President of the Senate

s/ Richard T. Morgan
Speaker of the House of Representatives