

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003**

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SENATE BILL 495

Short Title: Cary Condemnations.

(Local)

Sponsors: Senator Reeves.

Referred to: Finance.

March 20, 2003

A BILL TO BE ENTITLED

1 AN ACT AMENDING THE CHARTER OF THE TOWN OF CARY TO ALLOW
2 THE TOWN TO ACQUIRE PROPERTY FOR THE PRESENT OR FUTURE
3 LOCATION OR RELOCATION OF TELEPHONE, TELEGRAPH, ELECTRIC,
4 OR OTHER LINES TO BE OPERATED BY PUBLIC UTILITIES.
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6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** Article IX of the Charter of the Town of Cary, being Chapter
8 868 of the 1971 Session Laws, as amended, is amended by adding the following new
9 section:

10 "Section 9.4. Condemnation of Property. When acquiring rights-of-way for the
11 construction or improvement of streets, the Town may also locate and acquire such
12 additional rights-of-way as may be necessary for the present or future location or
13 relocation, above or below ground, of telephone, telegraph, electric, and other lines, as
14 well as gas, water, sewerage, oil, and other pipelines to be operated by public utilities
15 defined and regulated under Chapter 62 of the General Statutes. In acquiring real
16 property by eminent domain, the Town may use the procedures of either Chapter 40A or
17 Chapter 136 of the General Statutes."

18 **SECTION 2.** This act is effective when it becomes law.