

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

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HOUSE BILL 1030

Short Title: Brunswick County Airport Authority.

(Local)

Sponsors: Representative Stiller.

Referred to: Finance.

March 31, 2005

A BILL TO BE ENTITLED

1
2 AN ACT TO AMEND THE ACTS REGULATING THE BRUNSWICK COUNTY
3 AIRPORT COMMISSION AND TO CLARIFY THE POWERS OF THE
4 COMMISSION.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Section 1 of Chapter 411 of the 1961 Session Laws, as
7 amended by Section 2 of Chapter 385 of the 1991 Session Laws, reads as rewritten:

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

1 **SECTION 2.** In addition to all other powers authorized by law, the
2 Brunswick County Airport Commission shall have the following powers:

3 (1) To sell, lease, or otherwise dispose of any property, real or personal,
4 belonging to the Airport Commission, according to the procedures
5 described in Article 12 of Chapter 160A of the General Statutes, but no
6 sale of real property shall be made without the approval of the
7 Brunswick County Board of County Commissioners.

8 (2) To contract with persons, firms, or corporations for terms not to
9 exceed 20 years, for the operation of airline-scheduled passenger and
10 freight flights, nonscheduled flights, and any other airplane activities
11 not inconsistent with the grant agreements under which the airport
12 property is held.

13 (3) To erect and construct buildings, hangars, shops, and other
14 improvements and facilities, not inconsistent with or in violation of the
15 agreements applicable to and the grants under which the real property
16 of the airport is held; to lease these improvements and facilities for a
17 term or terms not to exceed 20 years; to borrow money for use in
18 making and paying for these improvements and facilities, secured by
19 and on the credit only of the lease agreements in respect to these
20 improvements and facilities, and to pledge and assign the leases and
21 lease agreements as security for the authorized loans.

22 **SECTION 3.** The Brunswick County Airport Commission shall be exempt
23 from any beach renourishment fees imposed by the Town of Oak Island.

24 **SECTION 4.** This act is effective when it becomes law.