

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

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HOUSE BILL 807

Short Title: Davidson Annexation Moratorium. (Local)

Sponsors: Representatives Holliman; Brown and Dockham.

Referred to: Judiciary II, if favorable, Finance.

March 26, 2009

A BILL TO BE ENTITLED

1 AN ACT TO ADOPT A MORATORIUM ON INVOLUNTARY ANNEXATIONS BY
2 MUNICIPALITIES IN DAVIDSON COUNTY.

3 The General Assembly of North Carolina enacts:

4 **SECTION 1.** No resolution of consideration, resolution of intent, or annexation
5 ordinance may be adopted under Part 2 or 3 of Article 4A of Chapter 160A of the General
6 Statutes from the date this act becomes law until June 30, 2010. If any annexation proceeding
7 has been initiated under those Parts prior to the date this act becomes effective but the
8 annexation ordinance has not yet been adopted, any provision of law requiring any action or
9 notice by the municipality or any person within a certain period of time is tolled during the
10 suspension of authority provided by this section.

11 **SECTION 2.** An annexation ordinance adopted under Part 2 or 3 of Article 4A of
12 Chapter 160A of the General Statutes that has an effective date on or after the day this act
13 becomes law shall not become effective until after June 30, 2010, unless the municipality by
14 ordinance adopts a new effective date later than June 30, 2010, for the annexation ordinance.
15 An annexation ordinance that was adopted under Part 2 or 3 of Article 4A of Chapter 160A of
16 the General Statutes prior to the effective date of this act and is the subject of litigation in any
17 court on the effective date of this act shall not become effective until after June 30, 2010,
18 unless the municipality by ordinance adopts a new effective date later than June 30, 2010, for
19 the annexation ordinance.

20 **SECTION 3.** If any municipality has adopted its budget ordinance for the
21 2009-2010 fiscal year prior to the date this act becomes effective and the total amount of
22 assessed valuation estimated in that budget ordinance has been reduced because of this act, the
23 municipality may amend the budget ordinance to account for this act, including establishment
24 of a different tax rate.

25 **SECTION 4.** This act applies only to municipalities located wholly or partly in
26 Davidson County.

27 **SECTION 5.** This act is effective when it becomes law.
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