GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2011

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HOUSE DRH30114-MA-164 (02/24)

Short Title:	Acquiring by Right-Condemnation of Property.	(Local)
Sponsors:	Representative McGee.	
Referred to:		

A BILL TO BE ENTITLED

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2	AN ACT TO PROVIDE THE CITY OF WINSTON-SALEM THE RIGHT TO ACQUIRE	
3	POSSESSION AND TITLE OF LAND CONDEMNED FOR PUBLIC	
4	TRANSPORTATION PROJECTS.	
5 The General Assembly of North Carolina enacts:		
6	SECTION 1. G.S. $40A-42(a)(1)$ reads as rewritten:	
7	"(a) (1) Standard Provision. – When a local public condemnor is acquiring property	
8	by condemnation for a purpose set out in G.S. 40A-3(b)(1), (4) or (7), or	
9	when a city is acquiring property for a purpose set out in G.S. 160A-311(1),	
10	(2), (3), (4), (5) , (6), or (7), or when a county is acquiring property for a	
11	purpose set out in G.S. 153A-274(1), (2) or (3), or when a local board of	
12	education or any combination of local boards of education is acquiring	
13	property for any purpose set forth in G.S. 115C-517, or when a condemnor is	
14	acquiring property by condemnation as authorized by G.S. 40A-3(c)(1), (8),	
15	(9), (10), (12), or (13) title to the property and the right to immediate	
16	possession shall vest pursuant to this subsection. Unless an action for	
17	injunctive relief has been initiated, title to the property specified in the	
18	complaint, together with the right to immediate possession thereof, shall vest	
19	in the condemnor upon the filing of the complaint and the making of the	
20	deposit in accordance with G.S. 40A-41."	
21	SECTION 2. This act applies to the City of Winston-Salem only.	
22	SECTION 3. This act is effective when it becomes law.	



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