

February 22, 2005

H 328. LAW ENFORCEMENT USE OF ATVS IN NAGS HEAD. *TO ADD NAGS HEAD TO THE CITIES IN WHICH LAW ENFORCEMENT OFFICERS MAY OPERATE UNREGISTERED ALL-TERRAIN VEHICLES ON HIGHWAYS WITH SPEED LIMITS OF THIRTY-FIVE MILES PER HOUR OR LESS.* As title indicates. Further authorizes officers to operate all terrain vehicles in Hags Head on nonfully controlled access highways with higher speed limits when traveling between adjacent highways where speed limits are 35 miles per hours or less.

Intro. by Culpepper.

Ref. to Loc. Gov. I

DARE

March 2, 2005

H 328. NAGS HEAD/ALBEMARLE USE OF ATVS. Intro. 2/22/05. House committee substitute makes the following changes to 1st edition. Adds Albemarle and deletes Nags Head from section of Session Law authorizing law enforcement officers to operate unregistered all-terrain vehicles on highways with speed limits of 35 mph or less. Adds Nags Head to section of Session Law authorizing both law enforcement officers and municipal employees to do so.

May 31, 2005

H 328. OMNIBUS LOCAL LAWS (NEW). Intro. 2/22/05. House committee substitute makes the following changes to 2nd edition. Amends Section 3 of SL 2004-108 to add Beaufort and Southern Shores to the list of municipalities in which law enforcement officers are authorized to operate unregistered all-terrain vehicles on certain highways and Duck, Kill Devil Hills, and Kitty Hawk to those municipalities in which both law enforcement officers and municipal employees may operate those vehicles on certain highways. Amends Section 7.2 of the St. James Charter to allow Town to exercise planning jurisdiction within its corporate limits in 2005 and extraterritorial planning jurisdiction in 2010. Amends Section 2 of GS Chapter 372 of the 1991 Session Laws, as amended, to exempt Leland from the prohibition against a Brunswick County ABC Store being located within seven miles of another municipality with an ABC store. Effective for offenses occurring on or after October 1, 2005, amends GS 14-401.17 to add Washington County to those counties in which it is unlawful to remove or destroy an electronic dog collar.

June 1, 2005

H 328. OMNIBUS LOCAL LAWS. Intro. 2/22/05. House committee substitute makes the following change to 3rd edition. Authorizes the Town of Matthews to regulate tree removal within the town, after holding public hearings.

August 11, 2005

H 328. OMNIBUS LOCAL LAWS. Intro. 2/22/05. Senate committee substitute makes the following changes to 4th edition. Adds following provisions and makes conforming amendment to title. Validates elections and actions of Pamlico County Board of Election and clarifies terms of office for that board. Changes office of tax collector in Henderson County from elective to appointive office. Reconfirms and validates nonpartisan election of the Elizabeth City-Pasquotank Board of Education and validates that board's actions. Authorizes annual notice of public nuisance ordinance violations in the Town of Bladenboro. Provides that docks, buildings, and land under the control of the State Ports Authority in Southport are subject to municipal development regulations. Provides that Morehead City may order repair rather than vacation of dilapidated housing and may require repair or demolition of dilapidated houses after a period of six months. Makes other technical amendments.

August 11, 2005

H 328. OMNIBUS LOCAL LAWS. Intro. 2/22/05. Senate amendments makes the following changes to 5th edition. Amendment #1 clarifies that the members of the Elizabeth City-Pasquotank Board of Education take office on the first Monday in December. Amendment #2 adds two new sections to S 98 (now S.L. 2005-256, related to an Orange County pilot project for

voting centers). The first new section would provide that, in the event a satellite voting place from 2004 is designated a voting center under the 2005-2007 pilot program, the county board of elections has the option of limiting access to that voting center to people assigned to the 2004 satellite voting place. The second new section extends the pilot program to elections occurring in 2007 if no elections are conducted under the program in 2005.

August 23, 2005

SL 2005-305 (H 328). OMNIBUS LOCAL LAWS. AN ACT TO ADD THE CITY OF ALBEMARLE AND THE TOWNS OF BEAUFORT AND SOUTHERN SHORES TO THE MUNICIPALITIES IN WHICH LAW ENFORCEMENT OFFICERS MAY OPERATE UNREGISTERED ALL-TERRAIN VEHICLES ON HIGHWAYS WITH SPEED LIMITS OF THIRTY-FIVE MILES PER HOUR OR LESS AND THE TOWNS OF DUCK, KILL DEVIL HILLS, KITTY HAWK, AND NAGS HEAD TO THE MUNICIPALITIES IN WHICH LAW ENFORCEMENT OFFICERS AND MUNICIPAL EMPLOYEES MAY OPERATE UNREGISTERED ALL-TERRAIN VEHICLES ON HIGHWAYS WITH SPEED LIMITS OF THIRTY-FIVE MILES PER HOUR OR LESS, TO ALLOW THE TOWN OF ST. JAMES TO EXERCISE PLANNING JURISDICTION WITHIN THE CORPORATE LIMITS IN 2005 AND TO ALLOW EXTRATERRITORIAL PLANNING JURISDICTION IN 2010, TO EXEMPT THE TOWN OF LELAND FROM THE REQUIREMENT THAT AN ABC STORE IN BRUNSWICK COUNTY BE LOCATED NO CLOSER THAN SEVEN MILES FROM A MUNICIPALITY WITH AN EXISTING ABC STORE, TO ADD WASHINGTON COUNTY TO THE COUNTIES IN WHICH IT IS ILLEGAL TO REMOVE OR DESTROY AN ELECTRONIC DOG COLLAR, CLARIFYING THE ORANGE COUNTY VOTING CENTERS ACT, AND TO AUTHORIZE THE TOWN OF MATTHEWS TO ADOPT ORDINANCES REGULATING THE REMOVAL, REPLACEMENT, AND PRESERVATION OF TREES WITHIN THAT TOWN, AND TO VALIDATE ELECTIONS AND ACTIONS OF THE PAMLICO COUNTY BOARD OF EDUCATION, AND TO CHANGE THE OFFICE OF TAX COLLECTOR IN HENDERSON COUNTY FROM ELECTIVE TO APPOINTIVE, AND TO RECONFIRM AND VALIDATE NONPARTISAN ELECTIONS FOR THE ELIZABETH CITY-PASQUOTANK BOARD OF EDUCATION AND VALIDATE ACTIONS OF THAT BOARD, AND TO AUTHORIZE THE TOWN OF BLADENBORO TO GIVE ANNUAL NOTICE TO CHRONIC VIOLATORS OF THE TOWN'S PUBLIC NUISANCE ORDINANCE, AND TO CLARIFY THAT CERTAIN STATE LAND IS SUBJECT TO MUNICIPAL PLANNING JURISDICTION AND THE IMPOSITION OF OVERLAY AND SPECIAL USE DISTRICTS BY THE TOWN OF SOUTHPORT WITHOUT THE APPROVAL OF THE COUNCIL OF STATE, AND TO CLARIFY THAT MOREHEAD CITY MAY ORDER OWNERS OF RESIDENTIAL PROPERTY TO REPAIR RATHER THAN VACATE HOUSING AND TO AUTHORIZE THAT CITY TO ORDER DWELLINGS DETERMINED UNFIT FOR HUMAN HABITATION BE REPAIRED OR DEMOLISHED AFTER A PERIOD OF SIX MONTHS. Summarized in *Daily Bulletin* 2/22/05, 3/2/05, 5/31/05, 6/1/05, and 8/11/05. Enacted August 23, 2005. Section 4 is effective October 1, 2005. The remainder of this act is effective August 23, 2005.