

March 17, 2009

**H 634. ANNEXATION/MEANINGFUL SERVICES.** Filed 3/17/09. *TO REQUIRE MUNICIPALITIES TO PROVIDE MEANINGFUL SERVICES TO NEWLY ANNEXED AREAS.*

Current law requires that the annexation plan report prepared by the municipality exercising the authority to annex territory include plans for extending each major municipal service performed within the municipality at the time of the annexation to the area to be annexed. Amends GS 160A-35 (regarding annexation by cities of less than 5,000 people) and GS 160A-47 (regarding annexation by cities of 5,000 or more people) to require that the annexation plans: (1) include provisions for extending police protection, fire protection, solid waste collection, and street maintenance services to the area to be annexed on the date of the annexation (deletes the provision requiring these services be provided on substantially the same basis and in the same manner as services are provided in the rest of the municipality before annexation) and (2) to provide for the complete and operational extension of water mains and sewer lines into the annexed area and to the property lines of each annexed parcel within two years of the effective date of the annexation (also deletes language concerning contracts when the municipality must extend water or sewer mains before property owners can connect to them and concerning economic feasibility of installing sewers). Provides that if services are not provided as required under amended GS 160A-35 and amended GS 160A-47, any property owner who is subject to the annexation may file an action in superior court to have the annexation declared void.

Effective October 1, 2009.

**Intro. by Brown.**

GS 160A