

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE BILL 1206
PROPOSED COMMITTEE SUBSTITUTE H1206-PCS30638-SVx-52

Short Title: Butner Boundary Clarification.

(Local)

Sponsors:

Referred to:

May 31, 2012

1 A BILL TO BE ENTITLED
2 AN ACT TO MORE ACCURATELY DESCRIBE THE CORPORATE LIMITS OF THE
3 TOWN OF BUTNER.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** Article II of the Charter of the Town of Butner, being Section 1.1 of
6 S.L. 2007-269, reads as rewritten:

7 "ARTICLE II. CORPORATE BOUNDARIES.

8 "Section 2.1. **Town Boundaries.** Until modified in accordance with law, the boundaries of
9 the Town of Butner are as shown ~~on a map produced June 12, 2007, by the Granville County~~
10 ~~Tax Department and kept on file in the Butner City Hall, the Granville County Planning~~
11 ~~Department, and in the office of the Granville County Board of Elections. on the plat recorded~~
12 ~~at Plat Book 40, Page 168, Sheets 1-33, in the office of the Granville County Register of Deeds~~
13 ~~entitled "Corporate Limits Survey for the Town of Butner" and shall also include that certain~~
14 ~~tract of land consisting of 47.3523 acres and that certain tract of land consisting of 12.0022~~
15 ~~acres as shown on that certain plat recorded at Plat Book 34, Page 144, in the office of the~~
16 ~~Granville County Register of Deeds entitled "Survey For: Public Acquisition/South Granville~~
17 ~~Water and Sewer Authority/Dutchville Township-Granville County/Butner, North Carolina."~~
18 The area within said boundaries shall be in the Town of Butner and in no other municipality.

19 "Section 2.2. **Extraterritorial Jurisdiction.** Until modified in accordance with law, the
20 extraterritorial jurisdiction of the Town of Butner under G.S. 160A-360 shall be as shown on a
21 ~~map produced June 12, 2007, by the Granville County Tax Department and kept on file in the~~
22 ~~Butner Town Hall, the Granville County Planning Department, and in the office of the~~
23 ~~Granville County Board of Elections. maps recorded in Plat Book 40, Page 169, Sheets 1-13, in~~
24 ~~the office of the Granville County Register of Deeds entitled "Mapping of Extraterritorial~~
25 ~~Jurisdiction for the Town of Butner."~~

26 "Section 2.3. **Restrictions on Annexation as to Creedmoor.**

27 (a) The Town of Butner may not annex under Article 4A of Chapter 160A of the
28 General Statutes any territory not shown in its corporate limits on the plats recorded at Plat
29 Book 40, Page 168, Sheets 1-33, in the office of the Granville County Register of Deeds
30 entitled "Corporate Limits Survey for the Town of Butner" or in its extraterritorial jurisdiction
31 on the map produced June 12, 2007, by the Granville County Tax Department and kept on file
32 in the Butner Town Hall, the Granville County Planning Department, and the Granville County
33 Board of Elections. maps recorded in Plat Book 40, Page 169, Sheets 1-13, in the office of the
34 Granville County Register of Deeds entitled "Mapping of Extraterritorial Jurisdiction for the



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1 Town of Butner" located east of the centerline of Cash Road and south of Interstate 85 without
2 first receiving approval of the City of Creedmoor Board of Commissioners.

3 (b) For a period of five years following the effective date of the incorporation of the
4 Town of Butner, the Town of Butner may not involuntarily annex under Part 2 or 3 of Article
5 4A of Chapter 160A of the General Statutes any territory not shown in its corporate limits or
6 extraterritorial jurisdiction ~~on the map produced June 12, 2007, by the Granville County Tax~~
7 ~~Department and kept on file in the Butner Town Hall, the Granville County Planning~~
8 ~~Department, and the Granville County Board of Elections on the plats recorded at Plat Book~~
9 ~~40, Page 168, Sheets 1-33, in the office of the Granville County Register of Deeds entitled~~
10 ~~"Corporate Limits Survey for the Town of Butner" or in its extraterritorial jurisdiction on the~~
11 ~~maps recorded in Plat Book 40, Page 169, Sheets 1-13, in the office of the Granville County~~
12 ~~Register of Deeds entitled "Mapping of Extraterritorial Jurisdiction for the Town of Butner"~~
13 located west of the centerline of Cash Road and South of Interstate 85 without first receiving
14 approval of the City of Creedmoor Board of Commissioners.

15 "Section 2.4. **Restrictions on Annexation and Extraterritorial Jurisdiction as to the**
16 **City of Durham.**

17 (a) Notwithstanding the provisions of G.S. 160A-58.1(b)(2) and provided the remainder
18 of the requirements of Part 4 of Article 4A of Chapter 160A of the General Statutes are met, the
19 City of Durham may annex by satellite annexation pursuant to G.S. 160A-58.1, or any
20 successor statute, any territory in Durham County that is closer to the primary corporate limits
21 of the Town of Butner than to the primary corporate limits of the City of Durham. This
22 subsection shall also be considered as part of the Charter of the City of Durham.

23 (b) In addition to any other requirements of law, the Town of Butner may not annex
24 under Article 4A of Chapter 160A of the General Statutes any territory in Durham County, or
25 exercise extraterritorial authority under Article 19 of Chapter 160A of the General Statutes in
26 Durham County, without first receiving approval of the City of Durham, as evidenced by a
27 resolution or ordinance adopted by the City Council.

28 (e) The Town of Butner shall not request any changes in this section of the Charter
29 without first receiving approval of the City of Durham, as evidenced by a resolution or
30 ordinance adopted by the City Council."

31 **SECTION 2.** This act is effective when it becomes law.