

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

S

D

SENATE BILL 951
Second Edition Engrossed 6/20/12
PROPOSED HOUSE COMMITTEE SUBSTITUTE S951-PCS75222-TO-6

Short Title: Cleveland Cty. Prop Transfer/ABC Def.

(Public)

Sponsors:

Referred to:

May 31, 2012

A BILL TO BE ENTITLED

AN ACT TO TRANSFER THE CLEVELAND COUNTY CORRECTIONAL FACILITY TO
CLEVELAND COMMUNITY COLLEGE AND TO AMEND THE DEFINITION OF A
HISTORIC ABC ESTABLISHMENT.

The General Assembly of North Carolina enacts:

SECTION 1. The State of North Carolina shall convey to the Board of Trustees of Cleveland Community College, for consideration of one dollar (\$1.00), all its right, title, and interest in the property used for the former Cleveland County Correctional Facility, more particularly described as that portion of Parcel 22252 Cleveland County, deed reference Book 4F, Page 064, consisting of approximately 13.25 acres currently allocated to the Department of Public Safety, Division of Adult Corrections, SPO File No. 23-008. The conveyance is subject to a reversionary interest reserved by the State. The property shall be conveyed to the Board of Trustees of Cleveland Community College for so long as it is utilized for educational purposes consistent with the mission of the North Carolina Community College System.

SECTION 2. The State of North Carolina shall convey the real property described in Section 1 "as is" "where is" without warranty. The State makes no representations or warranties concerning the title to the property, the boundaries of the property, the uses to which the property may be put, zoning, local ordinances, or any physical, environmental, health, and safety conditions relating to the property. All costs associated with the conveyance of the property shall be borne by Cleveland Community College.

SECTION 3. The conveyance of the State's right, title, and interest in the Cleveland County Correctional Facility shall be exempt from the provisions of Article 7 of Chapter 146 of the General Statutes. The conveyance shall comply with the provisions of Article 16 of Chapter 146 of the General Statutes; provided that the provisions of G.S. 146-74 shall not apply.

SECTION 4. G.S. 18B-101(7b) reads as rewritten:

"(7b) "Historic ABC establishment" means a restaurant or hotel that meets all of the following requirements:

- a. Is on the national register of historic places or located within a State historic ~~district~~-district; is a contributing structure in a National Register Historic District; or is under protective covenants or a historic preservation agreement administered by the Historic Preservation Foundation of North Carolina, Inc.



* S 9 5 1 - P C S 7 5 2 2 2 - T O - 6 *

- 1 b. Is a property designed to attract local, State, national, and
- 2 international tourists located on a State Route (SR) and with a
- 3 property line located within 1.5 miles of the intersection of a
- 4 designated North Carolina scenic byway as defined in
- 5 G.S. 136-18(31).
- 6 c. Is located within 15 miles of a national scenic highway.
- 7 d. Is located in a county in which the on-premises sale of malt
- 8 beverages or unfortified wine is authorized in two or more cities in
- 9 the county."

10 **SECTION 5.** Sections 1 through 3 of this act become effective July 1, 2014. The

11 remainder of this act is effective when it becomes law.