

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2013

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HOUSE BILL 531  
Committee Substitute Favorable 4/15/13  
Committee Substitute #2 Favorable 4/25/13  
Fourth Edition Engrossed 4/30/13  
Senate State and Local Government Committee Substitute Adopted 7/16/13  
PROPOSED SENATE COMMITTEE SUBSTITUTE H531-PCS20187-STx-102

Short Title: Weaverville, Buncombe & Henderson.

(Local)

Sponsors:

Referred to:

April 4, 2013

1 A BILL TO BE ENTITLED  
2 AN ACT TO AMEND THE EXTRATERRITORIAL JURISDICTION AUTHORITY OF THE  
3 TOWN OF WEAVERVILLE, TO MAKE A SIMILAR TECHNICAL CORRECTION AS  
4 TO THE CITY OF ASHEVILLE, TO ALLOW THE COUNTY OF BUNCOMBE TO  
5 ZONE CERTAIN DONUT HOLES, TO REPEAL THE BUNCOMBE COUNTY  
6 CULTURE AND RECREATION AUTHORITY, AND TO ALLOW THE BOARD OF  
7 COMMISSIONERS OF HENDERSON COUNTY TO STANDARDIZE THE CEILING  
8 ON FIRE DISTRICT TAXES IN HENDERSON COUNTY.

9 The General Assembly of North Carolina enacts:

10 **SECTION 1.(a)** G.S. 160A-360 is amended by adding a new subsection to read:

11 "(n) The Town of Weaverville shall have no authority to exercise any power under this  
12 section outside its corporate limits."

13 **SECTION 1.(b)** Upon relinquishment of the jurisdiction over an area that the  
14 Town of Weaverville is regulating under Article 19 of Chapter 160A of the General Statutes,  
15 the city regulations and powers of enforcement shall remain in effect until (i) Buncombe  
16 County has adopted the regulation or (ii) a period of 120 days has elapsed following the  
17 effective date of this section, whichever is sooner. During this period, Buncombe County may  
18 hold hearings and take other measures that may be required in order to adopt county regulations  
19 for the area.

20 **SECTION 1.(c)** This section applies to the Town of Weaverville only.

21 **SECTION 2.** G.S. 160A-360(m), as it applies to the City of Asheville under S.L.  
22 2013-30, reads as rewritten:

23 "(m) The City of Asheville shall have no authority to exercise any power under this  
24 section-section outside its corporate limits."

25 **SECTION 3.(a)** G.S. 153A-342(d) reads as rewritten:

26 "(d) A county may determine that the public interest does not require that the entire  
27 territorial jurisdiction of the county be zoned and may designate one or more portions of that  
28 jurisdiction as a zoning area or areas. A zoning area must originally contain at least 640 acres  
29 and at least 10 separate tracts of land in separate ownership and may thereafter be expanded by  
30 the addition of any amount of territory. A zoning area may be regulated in the same manner as  
31 if the entire county were zoned, and the remainder of the county need not be regulated."

32 **SECTION 3.(b)** This section applies to the County of Buncombe only.



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