GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

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HOUSE BILL 1113
PROPOSED SENATE COMMITTEE SUBSTITUTE H1113-PCS30789-ST-103

Short Title: Bent Creek Property Sullivan Act Exemption. (Local)

Sponsors:

Referred to:

May 19, 2014

A BILL TO BE ENTITLED

AN ACT TO EXEMPT A TRANSFER OF THE BREVARD ROAD SITE PURSUANT TO AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF ASHEVILLE AND HENDERSON COUNTY FROM ARTICLE 16 OF CHAPTER 160A OF THE GENERAL STATUTES AND FROM THE SULLIVAN ACTS.

The General Assembly of North Carolina enacts:

SECTION 1. Notwithstanding Article 16 of Chapter 160A of the General Statutues, Chapter 399 of the 1933 Public-Local Laws, S.L. 2005-139, S.L. 2005-140, S.L. 2009-114, and S.L. 2013-65, the Henderson County Board of Commissioners and the City Council of Asheville may transfer real property located at Ferry Road, Asheville, Buncombe County, North Carolina, consisting of approximately 137.21 acres more particularly described in Deed Book 2152, Page 4, and in Plat Book 50, Page 107 of the Buncombe County Register of Deeds, commonly known as the "Brevard Road Site" and subject to a Consent Judgment entered in Buncombe County Superior Court in 01 CVS 344, as provided in the interlocal agreement entered into between the two units of government on April 16, 2014, and any subsequent amendments to that agreement, which shall remain in full force and effect.

SECTION 2. If the Brevard Road Site is sold under Section 1 of this act, Henderson County and the City of Asheville shall divide the proceeds from the sale equally. The City of Asheville shall cause its share of said proceeds to be remitted to the Buncombe County Board of Commissioners to be used for public safety purposes. The Henderson County Board of Commissioners shall use its share of said proceeds for the purchase and construction of a local law enforcement training center, the design and scope of which shall be at the discretion of the Henderson County Board of Commissioners and may include a live ammunition weapons training area.

SECTION 3. This act is effective when it becomes law and expires on December 31, 2016.