

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

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HOUSE BILL 181
Senate Finance Committee Substitute Adopted 10/1/19
Proposed Conference Committee Substitute H181-PCCS30528-BDxr-2

Short Title: Yanceyville/Greensboro/McDowell Cty Bd Ed.

(Local)

Sponsors:

Referred to:

February 27, 2019

A BILL TO BE ENTITLED

AN ACT TO REPEAL THE ANNEXATION OF CERTAIN DESCRIBED TERRITORY INTO THE TOWN OF YANCEYVILLE PRIOR TO THE EFFECTIVE DATE OF THAT ANNEXATION, TO REMOVE CERTAIN DESCRIBED PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF GREENSBORO, AND TO REVISE THE MCDOWELL COUNTY BOARD OF EDUCATION DISTRICTS.

The General Assembly of North Carolina enacts:

SECTION 1. Section 2 of S.L. 2019-160 is repealed.

SECTION 2.(a) The following described property is removed from the corporate limits of the City of Greensboro:

Said property being a portion of a certain tract or parcel of land known as 2335 Campground Road situated in Greensboro, Guilford County, North Carolina, and more particularly described below as:

BEGINNING at a point, said point being an iron pipe found in the west line of Realty Income Corporation (the Wet'n Wild Emerald Pointe property), as recorded at Deed Book 5555, Page 131, said point also being the northeast corner of Oliver Enterprises of Greensboro, LLC, as recorded at Deed Book 4865, Page 1571; thence proceeding S 04° 41' 25" W 607.89 feet with said west line to the southeast corner of said LLC, also being the northeast corner of Landreth Properties/Campground, LLC, as recorded at Deed Book 6567, Page 3040 and shown on Plat Book 147, Page 12; thence proceeding with the north line of Landreth Properties/Campground, LLC, N 88° 59' 44" W 365.39 feet to iron pipe set; thence along the centerline of the creek as it meanders the following twenty (20) courses: 1) N 05° 44' 39" E 229.01 feet to an 1/2" iron pipe set; thence 2) N 38° 36' 23" E 34.10 feet to an 1/2" iron pipe set; thence 3) N 24° 16' 34" E 98.84 feet to an 1/2" iron pipe set; thence 4) N 04° 53' 58" E 104.35 feet to an 1/2" iron pipe set; thence 5) N 53° 57' 46" W 61.61 feet to an 1/2" iron pipe set; thence 6) N 64° 42' 24" W 209.62 feet to an 1/2" iron pipe set; thence 7) N 23° 41' 59" W 107.39 feet to an 1/2" iron pipe set; thence 8) N 39° 23' 58" W 52.89 feet to an 1/2" iron pipe set; thence 9) N 02° 02' 40" E 42.64 feet to an 1/2" iron pipe set; thence 10) N 49° 25' 15" W 35.56 feet to an 1/2" iron pipe set; thence 11) S 78° 58' 03" W 32.24 feet to an 1/2" iron pipe set; thence 12) N 65° 17' 58" W 80.27 feet to an 1/2" iron pipe set; thence 13) S 86° 08' 46" W 34.42 feet to an 1/2" iron pipe set; thence 14) N 67° 05' 51" W 74.74 feet to an 1/2" iron pipe set; thence 15) S 89° 03' 53" W 30.71 feet to an 1/2" iron pipe set; thence 16) N 68° 39' 24" W 36.48 feet to an 1/2" iron pipe set; thence 17) S 79° 27' 37" W 108.99 feet to an iron pipe set; thence 18) N 61° 52' 47" W 26.41 feet to an 1/2" iron pipe set; thence 19) N 75° 47' 23" W 28.59 feet to an 1/2" iron pipe set; and thence 20) N 44° 06' 38" W 49.32 feet to an 1/2" iron pipe set in the eastern right-of-way line of Campground Road; thence



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1 along said eastern right-of-way the following three (3) courses; 1) N 60° 41' 07" E 75.77 feet to
2 a rebar found; 2) N 61° 54' 13" E 98.53 feet to an iron pipe found; and 3) N 62° 02' 48" E 109.99
3 feet to a pinch pipe set, said pipe having NC Grid NAD 83(2002) coordinates of, N: 823,027.36,
4 E: 1,750,339.48 and being the westernmost corner of Iris Oliver Fields, Heirs, as recorded at
5 Deed Book 1594, Page 488; thence with the south line of said Fields heirs the following three (3)
6 courses: 1) S 88° 09' 14" E 428.84 feet to a rebar found; 2) S 04° 35' 51" W 378.09 feet to an
7 iron pipe found; and 3) S 86° 50' 22" E 494.46 feet to the point and place of BEGINNING, SAVE
8 AND EXCEPT two special purpose lots of 10,000 square feet each as described below, leaving
9 8.203 acres included in this description.

10 SAVE AND EXCEPT Special Purpose Lot 1, as recorded at Plat Book 116, Page 150,
11 BEGINNING at the northwest corner of said lot; thence S 88° 22' 37" E 100.00 feet with the
12 north line of said lot to its northeast corner; thence S 01° 37' 23" W 100.00 feet with the east line
13 of said lot to its southeast corner; thence N 88° 22' 37" W 100.00 feet with the south line of said
14 lot to its southwest corner; thence N 01° 37' 23" E 100.00 feet with the west line of said lot to the
15 point and place of BEGINNING and Lot 1, as recorded at Plat Book 120, Page 97, BEGINNING
16 at the northwest corner of said lot; thence S 88° 22' 45" E 100.00 feet with the north line of said
17 lot to its northeast corner; thence S 01° 37' 15" W 100.00 feet with the east line of said lot to its
18 southeast corner; thence N 88° 22' 45" W 100.00 feet with the south line of said lot to its
19 southwest corner; thence N 01° 37' 15" E 100.00 feet with the west line of said lot to the point
20 and place of BEGINNING.

21 All deeds and plats referred to herein are recorded in the Office of the Register of
22 Deeds of Guilford County. Note: the term "right-of-way" in the above description applies to
23 property designated as street right-of-way and to property held in fee simple by the North
24 Carolina Department of Transportation for highway purposes.

25 **SECTION 2.(b)** This section has no effect upon the validity of any liens of the City
26 of Greensboro for ad valorem taxes or special assessments outstanding before the effective date
27 of this section. Such liens may be collected or foreclosed upon after the effective date of this
28 section as though the property were still within the corporate limits of the City of Greensboro.

29 **SECTION 2.(c)** This section becomes effective June 30, 2020. Property in the
30 territory described in this section as of January 1, 2020, is no longer subject to municipal taxes
31 for taxes imposed for taxable years beginning on or after July 1, 2020.

32 **SECTION 3.** Section 3 of Chapter 322 of the 1987 Session Laws reads as rewritten:
33 "Sec. 3. Beginning with members elected in 1988, members of the McDowell County Board
34 of ~~Elections~~ Education shall serve four-year terms, except that in the 1992 election, for the four
35 Marion district seats up for election that year, the three highest vote-getters shall be elected for
36 four-year terms, and the next highest vote-getter shall be elected for a two-year term. In the case
37 persons receive an equal number of votes for third and fourth place, and both are elected, the
38 McDowell County Board of ~~Elections~~ Education shall decide the length of term by lot.
39 Notwithstanding the PLAN FOR MERGER OF MARION CITY BOARD OF EDUCATION
40 AND MCDOWELL COUNTY BOARD OF EDUCATION, members shall be elected from the
41 elementary attendance zones to the McDowell County Board of Education as follows:

42 a. One member from each of the six following elementary attendance zones:

- 43 1. Old Fort Elementary School, beginning in 2020.
- 44 2. Pleasant Gardens Elementary School, beginning in 2022.
- 45 3. North Cove Elementary School, beginning in 2020.
- 46 4. Nebo Elementary School, beginning in 2022.
- 47 5. West Marion Elementary School, beginning in 2020.
- 48 6. Glenwood Elementary School, beginning in 2022.

49 b. Two members elected in 2020 and one member elected in 2022 from either of
50 the following elementary attendance zones:

- 51 1. Eastfield Global Magnet School.

1 2. Marion Elementary School.

2 To be eligible for election to the Board from an attendance zone, a candidate must reside in
3 the attendance zone. Each seat shall appear separately on the ballot, but all the qualified voters
4 of the entire county are eligible to vote on all the seats. A change in the boundaries of attendance
5 zones shall not affect the ability of any person to complete his or her term of office. If a vacancy
6 occurs on the Board, the person appointed as the replacement must reside in the attendance zone
7 which was served by the departing member. In the event the McDowell County Board of
8 Education changes the legal name of an elementary school, the Board shall reflect, in policy, the
9 corresponding attendance zone of the renamed school to the elementary school named in this
10 section."

11 **SECTION 4.** Except as otherwise provided, this act is effective when it becomes

12 law.