GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021

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SENATE BILL 907
PROPOSED COMMITTEE SUBSTITUTE S907-PCS15448-BDf-36

Short Title: Economic Growth Act. (Local)

Sponsors:

Referred to:

June 1, 2022

A BILL TO BE ENTITLED

AN ACT REQUIRING MUNICIPALITIES LOCATED WHOLLY OR PARTLY IN DAVIDSON COUNTY TO OBTAIN THE APPROVAL OF THE DAVIDSON COUNTY BOARD OF COMMISSIONERS PRIOR TO ANNEXING AN AREA OVER WHICH THE DAVIDSON COUNTY BOARD OF COMMISSIONERS HAS JURISDICTION.

The General Assembly of North Carolina enacts:

SECTION 1. In addition to the provisions of Parts 1, 4, and 7 of Article 4A of Chapter 160A of the General Statutes, the following shall apply to annexations under those Parts:

(1) The governing body of a municipality shall, prior to the adoption of an annexation ordinance or the adoption of a resolution of intent, notify the Davidson County Board of Commissioners (board) that the governing body intends to adopt an annexation ordinance or resolution of intent.

(2) Upon receipt of the notice under subdivision (1) of this section, the board shall fix a date for a public hearing on the annexation ordinance or resolution of intent. The public hearing shall be held no more than 45 days after receipt of the notice. The board shall cause notice of the hearing to be published once at least 10 days before the date of hearing. At the hearing, any person residing in or owning property in the area proposed for annexation and any resident of the municipality seeking the annexation may appear and be heard on the question of annexation.

(3) If the board finds, after the public hearing, that the interests of the inhabitants of the county and the area proposed for annexation will be best served by the annexation, the board shall adopt a resolution approving the annexation and the governing body of the municipality may proceed with the adoption of the annexation ordinance or the resolution of intent.

(4) If the board finds, after the public hearing, that the interests of the inhabitants of the county and the area proposed for annexation will not be best served by the annexation, the board shall adopt a resolution disapproving the annexation and the governing body of the municipality may not proceed with the adoption of the annexation ordinance or the resolution of intent or begin a separate annexation process with respect to that area proposed for annexation, or any part thereof, for at least 36 months from the date of the board's adoption of the resolution disapproving annexation.

SECTION 2. This act applies only to Davidson County and any municipality located wholly or in part in Davidson County seeking to annex an area located wholly within Davidson County.

SECTION 3. This act does not apply to annexation of any property being used for single-family residential or multi-family residential purposes at the time the annexation is initiated.

SECTION 4. This act becomes effective July 1, 2022, and applies to annexations initiated on or after that date.