

**GENERAL ASSEMBLY OF NORTH CAROLINA**

**SESSION 1999**

**H**

**2**

HOUSE BILL 1783  
Committee Substitute Favorable 6/20/00

Short Title: Ocean Isle/Kinston Property.

(Local)

---

Sponsors:

---

Referred to:

---

May 25, 2000

A BILL TO BE ENTITLED

1 AN ACT ALLOWING THE DISPOSITION OF CERTAIN PROPERTY OF THE  
2 TOWN OF OCEAN ISLE BEACH, THE CITY OF KINSTON, AND LENOIR  
3 COUNTY BY PRIVATE SALE.  
4

5 The General Assembly of North Carolina enacts:

6 Section 1. When the governing board of the Town of Ocean Isle Beach  
7 determines that a sale or disposition of property will advance or further any adopted  
8 economic development, transportation, urban revitalization, community development, or  
9 land-use plan or policy, the Town may, in addition to other authorized means, sell,  
10 exchange, or transfer the fee or any lesser interest in approximately 20 acres of real  
11 property on Old Georgetown Road, either by public sale or by negotiated private sale.  
12 The Town may attach to the transfer and to the interest conveyed such covenants,  
13 conditions, or restrictions (or a combination of them) the Town deems necessary to  
14 further such adopted policies or plans. The consideration received by the Town, if any,  
15 for such conveyance may reflect the restricted use of the property resulting from such  
16 covenants, conditions, or restrictions. An interest in property pursuant to this section may  
17 be conveyed only pursuant to resolution of the governing board authorizing the  
18 conveyance. Notice of the proposed transaction shall be given at least 10 days prior to

1 adoption of the resolution by publication in a newspaper of general circulation, generally  
2 describing:

- 3 (1) The property involved;
- 4 (2) The nature of the interest to be conveyed; and
- 5 (3) All of the material terms of the proposed transaction, including any  
6 covenants, conditions, or restrictions which may be applicable.

7 The notice shall give the time and place of the meeting where the proposed  
8 transaction will be considered and shall announce the governing board's intention to  
9 authorize the proposed transaction.

10 Section 2. Section 1 of Chapter 1148 of the 1981 Session Laws reads as  
11 rewritten:

12 "Section 1. Lenoir County and the City of Kinston ~~are authorized to~~ may:

- 13 (1) Sell ~~sell~~ or lease the real property known as "Adkin School Property" for  
14 low-income housing development purposes, and in sale or lease of such  
15 real property;
- 16 (2) Acquire real property for the purpose of relocation housing for flood  
17 victims of Hurricanes Fran and Floyd, and in the sale or lease of such  
18 real property for relocation housing purposes

19 are exempt from restrictions and limitations required to effectuate leases or sales of real  
20 property provided for in Article 12 of Chapter 160A of the General Statutes or in the  
21 Charter of City of Kinston, as found in ~~Chapter 92, Session Laws of 1961~~ Chapter 187,  
22 Session Laws of 1987 as amended."

23 Section 3. This act is effective when it becomes law.