

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

HOUSE BILL 1783
RATIFIED BILL

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

The General Assembly of North Carolina enacts:

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

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

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

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

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

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

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

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

In the General Assembly read three times and ratified this the 30th day of June, 2000.

Marc Basnight
President Pro Tempore of the Senate

James B. Black
Speaker of the House of Representatives