

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

H

1

HOUSE BILL 1993

Short Title: Washington City Annexation.

(Local)

Sponsors: Representative Edwards.

Referred to: Local and Regional Government I.

June 2, 1994

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE CITY OF WASHINGTON TO NEGOTIATE AND
ENTER INTO A LONG-TERM CONTRACT FOR MUNICIPAL SERVICES AND
TO ANNEX CERTAIN PROPERTY INTO THE CITY OF WASHINGTON.

The General Assembly of North Carolina enacts:

Section 1. Notwithstanding any applicable provision of the General Statutes or other public or local law, the City of Washington is granted certain contract powers as follows:

- (1) The City of Washington may negotiate, enter into, and by contract provide on a long-term basis services to National Spinning Company to be provided according to the terms and conditions of such contract.
- (2) The City of Washington may accept from National Spinning Company, as consideration for such contract, the payment of certain fees, the payment of capital expense reimbursements, the granting of pipeline easements, and the annexation of certain property.
- (3) Any contract entered into as provided above is deemed by this act to be proprietary and commercial in nature and is specifically determined to be consistent with the public policy of the State of North Carolina.
- (4) Any contract entered into as provided above is a continuing contract and is binding on and enforceable against the current and future members of the City Council of the City of Washington during the full term of such contract and any extension thereof.

1 (5) The parties to any contract entered into as provided above are
2 authorized by this act to modify, amend, and extend such contract on
3 mutual written consent, without the approval of the General Assembly.

4 Sec. 2. This act legislatively annexes certain property into the City of
5 Washington according to the following:

6 (1) On the date of the full, complete, and properly authorized execution by
7 both parties of the contract authorized in Section 1 of this Act, then,
8 and only then, shall the following described property be annexed into
9 the municipal boundaries of the City of Washington, to be effective on
10 that same date or on such later date as may be specified by the City of
11 Washington at the time of execution of the contract:

12 Beginning at an iron pipe in the present Washington City Limits
13 on the northern edge of Kennedy's Creek said point being also
14 in the dividing line between the land of National Spinning
15 Company and the City of Washington; thence with the said
16 dividing line and the present City Limits, N 39°-52'E - 755.8
17 feet, S 50°-08'E - 270.0 feet and N 39°-52'E - 470.0 feet and the
18 same course continued 60.0 feet to the northern right-of-way
19 line of West Second Street; thence with the edge of said street,
20 N. 50°-59'W - 779.4 feet to the northern boundary line of
21 National Spinning Company; thence with said line N 1°-14'E -
22 548.1 feet to a ditch, Lee Knott's line; thence leaving present
23 City Limits N 81°-08'W - 626.0 feet to an iron pipe, said pipe
24 also being Lee Knott's corner, also being City of Washington's
25 corner; thence leaving said iron pipe and following the eastern
26 most shoreline of the East prong of Kennedy's Creek for a
27 meandering distance of 3035 feet to point of beginning.

28 (2) Except as modified by this act and the contract authorized in Section 1
29 of this act, on the effective date of annexation, any applicable sections
30 of Article 4A of Chapter 160A of the General Statutes shall apply to
31 this annexation.

32 (3) Should the contract authorized in Section 1 of this act not be executed,
33 nothing in this act prevents the City of Washington from exercising the
34 powers granted in it and doing so in accordance with Article 4A of
35 Chapter 160A of the General Statutes with respect to the above-
36 described property and prevents National Spinning Company from
37 exercising the rights and remedies granted it in such statutes on the
38 City's exercise of such powers.

39 (4) Nothing in this act impairs the right of the General Assembly to annex
40 or deannex the above-described property by specific local act.

41 Sec. 3. This act is effective upon ratification.