

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1999

HOUSE BILL 1767
RATIFIED BILL

AN ACT TO EXPAND MECKLENBURG COUNTY'S AUTHORITY TO SELL
COUNTY-OWNED REAL ESTATE.

The General Assembly of North Carolina enacts:

Section 1. G. S. 160A-266 is amended to add a new subsection to read:

"(d) When the board of commissioners determines that a sale or disposition of property will advance or further any county or municipality-adopted economic development, transportation, urban revitalization, community development, or land-use plan or policy, the county may, in addition to other authorized means sell, exchange, or transfer the fee or any lesser interest in real property, either by public sale or by negotiated private sale. The county may attach to the transfer and to the interest conveyed such covenants, conditions, or restrictions (or a combination of them) the county deems necessary to further such adopted policies or plans. The consideration received by the county, 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 subsection may be conveyed only pursuant to resolution of the board of commissioners 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 board of commissioners' meeting where the proposed transaction will be considered and shall announce the board's intention to authorize the proposed transaction."

Section 2. This act shall apply to Mecklenburg County only and only with respect to the following parcels of land, all of which are owned by Mecklenburg County as of the date of adoption of this act and all of which have frontage on North College Street: Mecklenburg County Tax Parcels (as of January 1, 2000) 080-031-01, 080-032-04, 080-032-05, 080-041-01, and 080-041-02.

Section 3. This act is effective when it becomes law, but expires the earlier of June 30, 2002, or the date on which all property described in Section 2 of this act is sold, exchanged, or transferred.

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