

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2013**

**HOUSE BILL 1155  
RATIFIED BILL**

AN ACT ADDING CERTAIN DESCRIBED PROPERTY TO THE CORPORATE LIMITS OF THE VILLAGE OF PINEHURST AND AUTHORIZING THE VILLAGE TO LEVY SPECIAL ASSESSMENTS TO MEET THE COST OF CONSTRUCTION OF A STORMWATER MANAGEMENT SYSTEM TO SERVE THE PROPERTY ADDED.

The General Assembly of North Carolina enacts:

**SECTION 1.** The following described property is added to the corporate limits of the Village of Pinehurst:

A certain tract or parcel of land situated in Mineral Springs Township, Moore County, N.C. west of the Village of Pinehurst about 500 yards west of the intersection of Chicken Plant Road and Linden Road, fronting and lying on the north side of Linden Road bounded on the west and north by Carolyn B. Smith, on the east by Stephen J. DiMaggio and others, and being further described as follows:

BEGINNING at an existing concrete monument within the north 60 foot right of way line of Linden Road situated about 600 yards southwest of the intersection of Chicken Plant Road and Linden Road, said monument being the southeast corner of Carolyn B. Smith's tract described in Deed Book 92E, Page 319 in the Moore County Registry of Deeds; running thence from said beginning corner N 55 degrees 49 minutes 33 seconds W for a distance of 571.51 feet to an existing concrete monument, another corner of said Smith tract; thence N 55 degrees 49 minutes 46 seconds W for a distance of 409.25 feet to an existing concrete monument, another corner of said Smith tract; thence N 34 degrees 10 minutes 00 seconds E for a distance of 1067.16 feet to an existing concrete monument, another corner of said Smith tract situated in the southwest line of Florence Cox's tract described in Deed Book 241, Page 565 in the Moore County Registry of Deeds; thence S 55 degrees 46 minutes 15 seconds E for a distance of 408.89 feet to an existing concrete monument, said monument being the south corner of Roger L. Craven's tract described in Deed Book 503, Page 673 in the Moore County Registry of Deeds, the same being the west corner of James Talbert Jr. tract described in Deed Book 434, Page 504 in the Moore County Registry of Deeds, the same also being the northwest corner of Stephen J. DiMaggio tract described in Deed Book 3212, Page 150 in the Moore County Registry of Deeds; thence with the west line of said DiMaggio tract, S 04 degrees 30 minutes 31 seconds W for a distance of 374.94 feet to an existing iron pipe, the west corner of said DiMaggio tract; thence with the southwest line of said DiMaggio tract, S 69 degrees 28 minutes 23 seconds E for a distance of 397.12 feet to an existing concrete monument within the north 60 foot right of way line of Linden Road; thence as and within the north 60 foot right of way line of Linden Road S 34 degrees 08 minutes 14 seconds W for a distance of 834.65 feet, to the BEGINNING, containing 20.85 acres, more or less.

**SECTION 2.(a)** Upon the annexation of the property described in Section 1 of this act and the dedication of the existing roads in the property, which are currently owned by the Cotswold Homeowners Association and Planet Development, to the Village of Pinehurst, the Village Council of the Village of Pinehurst may levy special assessments upon the property owners of the property described in Section 1 of this act to meet the cost of a stormwater management system constructed by the Village of Pinehurst. The assessment roll shall become effective on a date set by the Village Council that is at least 30 days following the formal advertising for bids for the proposed work. The Village Council shall levy the special assessments in accord with a schedule that it develops and that is at an equal rate per lot for the 51 existing residences and 14 vacant lots and building sites located in the property described in Section 1 of this act. The amount levied by special assessment against the property owners shall



not exceed sixty-six percent (66%) of the full cost of constructing the stormwater management system. Notwithstanding any provision of G.S. 160A-224 to the contrary, the Village Council may cause notice of the amount of assessment for each parcel of land assessed to be sent by mail to the owner thereof as shown on the tax records of the Village of Pinehurst prior to confirmation of the assessment roll.

**SECTION 2.(b)** The Village Council may give owners of assessed property the option of paying the assessment either in cash or in installments, provided, however, that the period over which the installments are paid does not exceed five years from the date the assessment roll is confirmed. All installment payments shall be interest free.

**SECTION 2.(c)** In levying the special assessments, the Village Council shall follow, insofar as practicable, the procedures set forth in Article 10 of Chapter 160A of the General Statutes.

**SECTION 3.** This act becomes effective July 31, 2014.

In the General Assembly read three times and ratified this the 25<sup>th</sup> day of July, 2014.

s/ Tom Apodaca  
Presiding Officer of the Senate

s/ Thom Tillis  
Speaker of the House of Representatives