

GENERAL ASSEMBLY OF NORTH CAROLINA
1985 SESSION

CHAPTER 375
HOUSE BILL 607

AN ACT TO PROVIDE THAT WHEN THE GENERAL ASSEMBLY PROVIDES FOR THE INCORPORATION OF A MUNICIPALITY AND THE SIMULTANEOUS DISSOLUTION OF A SANITARY DISTRICT CONTAINED WITHIN ITS BORDERS, NO REFERENDUM NEED BE HELD.

The General Assembly of North Carolina enacts:

Section 1. G.S. 130A-81 is amended by adding a new subdivision to read:

"(1a) As an alternate to subdivision (1) of this section, the incorporation act shall define the boundaries of the proposed municipality; shall provide that the incorporation is not subject to referendum; shall set a proposed effective date for the incorporation of the municipality and the dissolution of the sanitary district; shall establish the form of government for the proposed municipality and the composition of its governing board, and provide for transitional arrangements for the sanitary district to the municipality, and may include any other matter appropriate to a municipal charter. If this subdivision is followed instead of subdivision (1), then the municipality shall be incorporated and the sanitary district simultaneously dissolved at 12 noon on the date set for incorporation in the incorporation act, and the provisions of paragraphs a. through g. of subdivision (5) of this section shall apply."

Sec. 2. This act is effective upon ratification.

In the General Assembly read three times and ratified, this the 11th day of June, 1985.