

GENERAL ASSEMBLY OF NORTH CAROLINA
1987 SESSION

CHAPTER 1012
HOUSE BILL 2355

AN ACT TO INCORPORATE THE TOWN OF SANTEETLAH.

The General Assembly of North Carolina enacts:

Section 1. The Charter of the Town of Santeetlah is enacted to read:

"THE CHARTER OF THE TOWN OF SANTEETLAH.

"ARTICLE I.

"INCORPORATION AND CORPORATE POWERS.

"Sec. 1.1. Incorporation and Corporate Powers. The inhabitants of the Town of Santeetlah are a body corporate and politic under the name of the 'Town of Santeetlah'. Under that name they have all the powers, duties, rights, privileges and immunities conferred and imposed on cities by the general law of North Carolina.

"ARTICLE II.

"CORPORATE BOUNDARIES.

"Sec. 2.1. Corporate Boundaries. The corporate boundaries of the Town of Santeetlah shall be as follows until changed in accordance with law:

BEING in Cheoah Township, Graham County, North Carolina, according to a plat of survey, titled Smokey Mountain Resort Inc. dated November 4, 1963, by James T. Harron, RLS, L-907, and being more particularly described as follows:

BEGINNING on a concrete monument on the south side of North Carolina State Road 1147 and running thence;

S 49-14 E, 241.00 feet to a concrete monument.

Thence; S 49-14 E, 43.90 feet to a concrete monument in the 1817 contour of Lake Santeetlah (Tapoco datum) thence with the 1817 contour the following courses and distances;

S 30-03	W 29.73 feet;	S 87-07	W 137.55 feet;
N 69-43	W 157.40 feet;	S 83-37	W 47.00 feet;
S 55-42	W 54.48 feet;	S 44-49	E 134.95 feet;
S 42-48	E 40.94 feet;	S 20-08	E 66.13 feet;
S 15-58	E 66.13 feet;	S 15-58	E 85.95 feet;
S 1-37	W 148.55 feet;	S 61-54	W 54.92 feet;
S 72-37	W 107.10 feet;	S 77-55	W 101.70 feet;
S 56-52	W 45.30 feet;	S 27-50	W 36.17 feet;
S 53-40	W 61.15 feet;	N 29-50	W 58.64 feet;
N 50-17	W 61.40 feet;	N 83-08	W 103.20 feet;
N 25-07	W 44.19 feet;	N 57-47	W 49.21 feet;
S 49-34	W 42.10 feet;	S 58-50	W 45.10 feet;

N 73-36	W 69.40 feet;	N 74-16	W 133.10 feet;
S 60-44	W 54.00 feet;	S 18-34	W 61.60 feet;
S 1-20	W 84.45 feet;	S 0-36	W 63.25 feet;
S 22-35	W 85.62 feet;	S 9-33	W 79.58 feet;
S 26-38	W 77.05 feet;	S 63-33	W 62.30 feet;
S 88-18	W 59.02 feet;	S 47-44	W 49.85 feet;
S 9-22	W 35.59 feet;	S 20-42	E 57.43 feet;
S 32-16	E 48.40 feet;	S 7-40	W 150.61 feet;
S 89-29	W 37.85 feet;	N 62-12	W 77.19 feet;
N 24-29	W 98.85 feet;	N 84-41	W 61.95 feet;
S 57-25	W 139.00 feet;	S 46-43	W 56.75 feet;
S 6-29	W 61.40 feet;	S 30-21	W 77.70 feet;
S 9-31	W 64.05 feet;	S 71-01	W 36.50 feet;
N 67-18	W 50.20 feet;	N 28-37	W 63.75 feet;
N 87-58	W 169.95 feet;	S 46-02	W 92.55 feet;
S 24-50	W 73.79 feet;	S 80-15	W 39.53 feet;
N 70-26	W 57.25 feet;	N 47-13	W 80.24 feet;
S 35-22	W 91.27 feet;	S 68-29	W 37.17 feet;
N 51-27	W 63.97 feet;	N 71-47	W 106.26 feet;
N 47-41	W 73.41 feet;	S 86-03	W 68.14 feet;
S 55-13	W 96.80 feet;	S 16-38	W 80.65 feet;
N 65-25	W 111.21 feet;	S 81-39	W 43.36 feet;
S 60-31	W 73.62 feet;	S 68-28	W 114.91 feet;
N 81-49	W 77.76 feet;	S 53-58	W 173.29 feet;
S 87-28	W 77.00 feet;	N 73-58	W 48.02 feet;
S 89-41	W 109.25 feet;	S 42-14	W 112.97 feet;
S 22-32	W 45.88 feet;	S 34-45	W 47.90 feet;
S 64-48	W 76.99 feet;	S 67-20	W 95.84 feet;
S 68-25	W 61.84 feet;	S 82-33	W 96.56 feet;
S 77-37	W 94.62 feet;	S 88-43	W 68.85 feet;
S 72-17	W 64.20 feet;	N 57-03	W 57.50 feet;
N 42-41	W 107.66 feet;	N 70-35	E 42.65 feet;
N 78-26	E 105.44 feet;	N 41-09	E 102.70 feet;
N 16-46	W 79.29 feet;	N 58-32	W 44.02 feet;
N 50-00	W 55.29 feet;	N 29-20	W 54.80 feet;
N 14-13	W 81.65 feet;	N 43-43	W 55.39 feet;
N 21-53	W 40.17 feet;	N 55-04	E 45.31 feet;
N 87-05	E 43.17 feet;	S 81-15	E 100.66 feet;
S 85-21	E 73.00 feet;	N 43-21	E 89.74 feet;
N 55-12	E 68.18 feet;	N 18-26	E 63.62 feet;
N 4-03	W 90.96 feet;	N 46-40	W 42.22 feet;
N 75-44	W 139.88 feet;	N 52-50	W 33.23 feet;
N 26-30	W 46.65 feet;	N 6-20	E 123.60 feet;
N 64-19	W 58.95 feet;	N 40-05	W 36.74 feet;

N 22-51	E 89.70 feet;	N 0-23	W 66.89 feet;
N 65-25	W 78.79 feet;	N 39-03	W 112.20 feet;
N 2-18	W 76.80 feet;	N 88-17	W 41.85 feet;
N 80-26	W 48.20 feet;	N 59-28	W 141.43 feet;
N 51-33	W 191.60 feet;	N 22-21	W 69.19 feet;
N 47-49	W 71.31 feet;	N 72-27	W 96.08 feet;
N 66-53	W 65.25 feet;	N 56-18	E 50.33 feet;
N 74.47	E 172.41 feet;	S 78-39	E 34.32 feet;
S 65-16	E 85.10 feet;	S 56-48	E 42.83 feet;
S 39-28	E 185.76 feet;	N 77-28	E 49.90 feet;
N 35-58	E 149.75 feet;	N 60-08	E 48.49 feet;
S 69-02	E 36.38 feet;	S 46-04	E 173.15 feet;
S 87-08	E 38.16 feet;	N 22-28	E 77.34 feet;
N 50-58	E 34.43 feet;	S 43-37	E 133.35 feet;
S 82-40	E 34.92 feet;	N 20-35	E 85-87 feet;
N 29-46	E 53.61 feet;	N 84-28	E 24.69 feet;
S 53-53	E 38.09 feet;	S 16-08	E 62.24 feet;
S 22-31	E 98.00 feet;	S 53-22	E 60.44 feet;
N 67-31	E 39.66 feet;	N 41-00	E 147.29 feet;
N 45-06	E 33.21 feet;	N 68-28	E 16.75 feet;
S 24-23	E 66.14 feet;	S 43-47	E 55.60 feet;
N 78-38	E 53.74 feet;	N 53-32	E 92.45 feet;
N 53-37	E 98.01 feet;	S 46-07	E 51.30 feet;
S 37-26	E 145.45 feet;	S 84-06	E 51.49 feet;
N 31-48	E 94.04 feet;	N 34-08	E 77.62 feet;
N 61-38	E 57.60 feet;	N 83-58	E 40.13 feet;
S 52-30	E 30.16 feet;	S 40-13	E 106.10 feet;
S 57-14	E 30.13 feet;	N 67-46	E 51.00 feet;
N 31-04	E 50.85 feet;	N 10-46	E 97.22 feet;
N 25-25	E 36.59 feet;	N 53-24	E 35.42 feet;
N 72-08	E 48.00 feet;	S 85-37	E 48-01 feet;
S 85-37	E 48.01 feet;	S 50-40	E 21.48 feet;
S 23-35	E 34.38 feet;	S 28-25	E 66.66 feet;
S 83-07	E 40.27 feet;	N 66-04	E 72.28 feet;
S 84-07	E 29.02 feet;	S 70-42	E 59.60 feet;
N 56-48	E 140.20 feet;	N 72-51	E 58.20 feet;
S 83-56	E 73.79 feet;	S 72-45	E 52.76 feet;
N 89-55	E 48.61 feet;	N 68-22	E 80.88 feet;
N 86-57	E 55.62 feet;	N 82-18	E 93.53 feet;
N 73-47	E 112.60 feet;	N 8-42	E 59.82 feet;
N 41-49	W 133.94 feet;	N 27-14	W 87.45 feet;
N 39-34	W 113.40 feet;	N 63-09	W 112.00 feet;
N 50-24	W 74.34 feet;	N 81-24	W 137.68 feet;
S 89-39	W 85.65 feet;	N 68-16	W 58.74 feet;

N 62-56 W 119.89 feet; N 42-04 W 56.78 feet;
N 74-42 W 52.42 feet; S 80-06 W 62.78 feet;
N 87-28 W 56.20 feet; S 73-02 W 50.87 feet;

to a point in the 1817 contour thence leaving the 1817 contour N 15-30 W 39.29 feet to a point, on the south margin of NCSR 1147, thence with the south margin of NCSR 1147 N 75-38 E 159.96 feet;

S 80-12 E 111.00 feet; S 64-55 E 120.30 feet;
S 78-12 E 93.92 feet; N 80-31 E 186.87 feet;
S 87-45 E 81.11 feet; S 64-07 E 495.19 feet;
S 58-17 E 128.85 feet; S 35-43 E 85.80 feet;
S 0-55 W 74.60 feet; S 14-16 W 176.27 feet;
S 0-09 W 120.08 feet; S 37-5 E 88.80 feet;
S 57-18 E 84.39 feet; S 86-27 E 375.99 feet;
N 61-08 E 122.88 feet; N 29-07 E 92.73 feet;
N 9-52 E 280.50 feet; N 42-14 E 61.79 feet;
N 76-37 E 70.28 feet; S 88-24 E 238.66 feet;

to a point in the south margin of NCSR 1147 thence S 49-14 E 27.83 feet; to the beginning.

BEING in Cheoah Township, Graham County, North Carolina, according to a plat of survey, titled Thunder Island, dated April 19, 1982, by James T. Herron, R.L.S., L-907, and being more particularly described as follows:

BEGINNING on an iron pin in the center line of Thunder Drive and runs thence; N 34-38-20 W, 39.86 feet; N 51-42-00 W, 56.49 feet;

N 58-33-00 W, 62.16 feet; N 72-02-50 W, 82.61 feet;
S 42-24-15 W, 72.11 feet; S 78-47-55 W, 40.26 feet;
N 69-46-25 W, 69.70 feet; N 77-17-08 W, 43.31 feet;
S 48-46-45 W, 40.00 feet; S 25-37-45 W, 41.11 feet;
S 69-36-50 W, 47.55 feet; N 87-56-20 W, 41.61 feet;
N 75-25-30 W, 40.18 feet; S 70-16-25 W, 48.68 feet;
S 40-46-15 W, 66.15 feet; S 27-20-15 E, 38.32 feet;
S 55-10-55 E, 26.18 feet; S 83-39-25 E, 39.02 feet;
N 79-10-25 E, 61.43 feet; S 89-57-35 E, 49.07 feet;
N 75-47-25 E, 90.85 feet; S 55-47-55 E, 68.25 feet;
S 64-58-55 E, 54.76 feet; N 82-10-35 E, 70.95 feet;
N 89-14-55 E, 61.73 feet; N 40-15-55 E, 71.19 feet;
N 52-04-05 E, 36.81 feet; N 65-58-20 E, 74.27 feet;

to the beginning.

The above described property is located Southwest of Smokey Mountain Resort, now Thunderbird Resort, and is connected to Smokey Mountain Resort by access drive, which drive is also in the corporate limits.

"ARTICLE III.

"GOVERNING BODY.

"Sec. 3.1. Name of Governing Body; Number of Members. The governing body of the Town of Santeetlah is the Town Council, which consists of five members.

"Sec. 3.2. Manner of Election of Town Council. The qualified voters of the Town of Santeetlah voting at large shall elect the members of the Town Council.

"Sec. 3.3. Terms of Office. Members of the Town Council are elected to two-year terms which shall run concurrently.

"Sec. 3.4. Mayor; Term of Office. The Mayor shall be the councilman receiving the largest number of votes in the municipal election and shall serve a term of two years. In the event of a tie or the councilman receiving the largest number of votes declines to serve as Mayor, the Mayor shall be elected by majority vote of the council from its membership.

"ARTICLE IV.

"ELECTIONS.

"Sec. 4.1. Conduct of Town Elections. The Town Council shall be elected according to the nonpartisan plurality method and the results determined as provided in G.S. 163-292.

"Sec. 4.2. Administration of Elections. Elections shall be administered as provided in G.S. 163-285.

"ARTICLE V.

"ADMINISTRATION.

"Sec. 5.1. Manager Form of Government. The Town of Santeetlah shall operate under the council-manager form of government provided by Part 2 of Article 7 of Chapter 160A of the General Statutes.

"ARTICLE VI.

"TAXATION FOR FISCAL YEAR 1988-89.

"Sec. 6.1. Budget for Fiscal Year 1988-89. The newly incorporated Town of Santeetlah is authorized to adopt a budget and levy property taxes for the 1988-89 fiscal year. In adopting the budget and levying taxes late in the fiscal year 1988-89, the town's governing body need not follow the schedule of action set forth in the Local Government Budget and Fiscal Control Act but shall observe the sequence of actions in the spirit of the act insofar as is practical.

"ARTICLE VII.

"INTERIM TOWN COUNCIL.

"Sec. 7.1. For the period from ratification of this charter until the date of the organizational meeting after the 1989 municipal election provided by G.S. 160A-68, the following persons shall serve as the interim council:

Sherry Collins, Mayor and Councilmember

Paul Wilson, Councilmember

Shirley Stage, Councilmember

Al Larson, Councilmember

William McNamara, Councilmember."

Sec. 2. This act is effective upon ratification.

In the General Assembly read three times and ratified this the 28th day of June, 1988.