

GENERAL ASSEMBLY OF NORTH CAROLINA
1987 SESSION

CHAPTER 942
SENATE BILL 1602

AN ACT TO INCORPORATE THE VILLAGE OF ST. HELENA IN PENDER
COUNTY.

The General Assembly of North Carolina enacts:

Section 1. A Charter for The Village of St. Helena is enacted as follows:

"CHARTER OF THE VILLAGE OF ST. HELENA

"CHAPTER I

"Incorporation and Corporate Powers

"Section 1.1. **Incorporation and Corporate Powers.** The inhabitants of the Village of St. Helena are a body corporate and politic under the name 'Village of St. Helena.' 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.

"CHAPTER II

"Corporate Boundaries

"Sec. 2.1. **Village Boundaries.** Until modified in accordance with law, the boundaries of the Village of St. Helena are located in Burgaw Township, Pender County, North Carolina, lying on both sides of the S.C.L. Railroad, Wilmington-to-Rocky Mount Branch (now abandoned), and more fully described as:

BEGINNING at a point in the centerline of the S.C.L. Railroad located along the centerline at a point that is South 13°00' East 2,640.00 feet from a point in the centerline that is South 77°00' West from Mile Post W-22; running thence from the BEGINNING North 77°00' East 6,800.00 feet; thence South 01°19'37" West 14,346.16 feet to a point in or near the northern branch of Pike Creek; thence South 77°00' West 3,250.00 feet to the centerline of the S.C.L. Railroad; thence continuing South 77°00' West 6,300.00 feet; thence parallel with the S.C.L. Railroad North 13°00' West 13,900.00 feet; thence North 77°00' East 6,300.00 feet to the BEGINNING, containing 5.65 square miles, more or less, as surveyed in March, 1981.

"CHAPTER III

"Governing Body

"Sec. 3.1. **Structure of Governing Body; Number of Members.** The governing body of the Village of St. Helena is the Village Council, which has four members, and the Mayor.

"Sec. 3.2. **Interim Officers.** Until the regular municipal election to be held in November 1989, Robert M. Barnhill, Thomas J. Bradshaw, Willie Knowles and William G. Paluck shall serve as Council Members and George Spisak shall serve as

Mayor. In their respective capacities they shall possess and may exercise the powers granted to the Council and Mayor until their successors are elected and qualify.

"Sec. 3.3. **Manner of Electing Council.** The qualified voters of the entire Village elect the members of the Council.

"Sec. 3.4. **Term of Office of Council Members.** Those two candidates receiving the highest number of votes in the first election shall be elected for a four-year term. Those two candidates receiving the next highest number of votes shall be elected for a two-year term. Thereafter the successor members of the Council shall be elected to four-year terms.

"Sec. 3.5. **Election of Mayor; Term of Office.** The qualified voters of the entire Village elect the Mayor. He is elected to a two-year term of office.

"CHAPTER IV

"Elections

"Sec. 4.1. **Conduct of Village Elections.** Village officers shall be elected on a nonpartisan basis and the results determined by a plurality as provided by G.S. 163-292.

"CHAPTER V

"Administration

"Sec. 5.1. **Village to Operate under Mayor-Council Plan.** The Village of St. Helena operates under the mayor-council plan as provided in Chapter 160A, Article 7, Part 3, of the General Statutes."

Sec. 2. The Village Council may adopt a budget ordinance for the 1988-89 fiscal year, following their qualification for office, without having to comply with the budget preparation and adoption timetable set out in the Local Government Budget and Fiscal Control Act. The Village Council may, not later than September 15, 1988, adopt an ad valorem tax on real and personal property for the 1988-89 fiscal year, and such taxes may be paid at par or face amount within the period of time from adoption, through January 6, 1989, and thereafter in accordance with the schedule in G.S. 105-360 as if such taxes had been due on September 1, 1988. For that purpose the Village may obtain from Pender County a record of property in the area herein incorporated which was listed for taxes as of January 1, 1988, and the businesses in the Village shall be liable for privilege license tax from the effective date of the privilege license tax ordinance.

Sec. 3. This act shall become effective July 1, 1988.

In the General Assembly read three times and ratified this the 24th day of June, 1988.