

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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SENATE BILL 1031

Short Title: Woodlake Village Incorporation.

(Local)

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Sponsors: Senators Lee; and Walker.

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Referred to: Local Government and Regional Affairs.

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May 28, 1992

1 A BILL TO BE ENTITLED  
2 AN ACT TO INCORPORATE WOODLAKE VILLAGE IN MOORE COUNTY,  
3 SUBJECT TO A REFERENDUM.

4 The General Assembly of North Carolina enacts:

5 Section 1. A Charter for Woodlake Village is enacted to read:

6 "CHARTER OF WOODLAKE VILLAGE.

7 "CHAPTER I.

8 "INCORPORATION AND CORPORATE POWERS.

9 "Section 1.1. **Incorporation.** The citizens of the area described in Chapter II shall  
10 be and constitute a body politic and corporate under the name of 'Woodlake Village'  
11 and shall have all the powers, authority, rights, privileges, and immunities conferred  
12 upon municipal corporations by the Constitution and general laws of North Carolina.

13 "Sec. 1.2. **Powers.** The Village shall have all the powers, duties, rights, privileges  
14 and immunities now vested in the Village and now or hereafter granted to municipal  
15 corporations by the laws of the State of North Carolina and by this Charter. The Village  
16 shall exercise and enjoy all other powers, functions, rights, privileges and immunities  
17 necessary or desirable to promote or protect the safety, health, peace, security, good  
18 order, comfort, convenience, and general welfare of the Village and of its citizens,  
19 unless otherwise prohibited in this Charter.

20  
21 "CHAPTER II.

22 "CORPORATE BOUNDARIES.

23 "Sec. 2.1. **Corporate Boundaries.** Until changed in accordance with law, the  
24 boundaries of Woodlake Village are:

1 A CERTAIN AREA OF LAND IN LITTLE RIVER TOWNSHIP, MOORE COUNTY,  
2 NORTH CAROLINA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

3 BEGINNING AT THE INTERSECTION OF THE EAST RIGHT OF WAY LINE  
4 OF STATE ROAD NO. 2014 (30 FEET FROM THE CENTERLINE OF THE  
5 PAVEMENT) WITH THE NORTHEAST RIGHT OF WAY LINE OF STATE ROAD  
6 NO. 1001 (30 FEET FROM THE CENTERLINE OF THE PAVEMENT), SAID  
7 BEGINING CORNER BEING THE BEGINNING CORNER OF A 81.95 ACRE  
8 TRACT OF LAND DEEDED FROM MRS A. D. MCLAUGHLIN TO LAKE SURF,  
9 INC.; RUNNING THENCE FROM THE BEGINNING AS THE EAST LINE OF  
10 STATE ROAD NO. 2014, THE FOLLOWING CHORDS, N 26-10'E 994.62 TO A  
11 CORNER IN THE RIGHT OF WAY OF THE ROAD; THENCE N 17-30'E 330.29 TO  
12 A CORNER IN THE RIGHT OF WAY OF THE ROAD; THENCE N 1-30'E 293.69  
13 TO A CORNER IN THE RIGHT OF WAY OF THE ROAD; THENCE N 0-26'W  
14 906.04 TO A CORNER IN THE RIGHT OF WAY OF THE ROAD; THENCE N 1-  
15 20'E 448.63 TO A CORNER IN THE RIGHT OF WAY OF THE ROAD; THENCE N  
16 12-14'E 241.10 TO A CORNER IN THE RIGHT OF WAY OF THE ROAD; THENCE  
17 N 23-17'E 309.92 TO A CORNER IN THE RIGHT OF WAY OF THE ROAD;  
18 THENCE N 30-05'E 642.43 FEET TO A CORNER IN THE LINE OF A 200.63 ACRE  
19 TRACT OF LAND DEEDED BY MRS. A. D. MCLAUGHLIN TO LAKE SURF,  
20 INC.; THENCE WITH THE LINE OF THE 200.63 ACRE TRACT N 63-21'W 30.05  
21 FEET TO A CORNER IN THE CENTER OF THE PAVEMENT OF STATE ROAD  
22 NO.2014; THENCE ALONG THE CENTER OF THE ROAD N 30-11'E 1042.65  
23 FEET TO A CORNER IN THE CENTER OF THE ROAD; THENCE N 38-38'E  
24 389.12 FEET TO A PIN IN THE CENTER OF THE ROAD IN THE SOUTH END OF  
25 THE BRIDGE ACROSS CRANES CREEK, A CORNER OF THE 200.63 ACRE  
26 TRACT AND A CORNER OF THE MURDOCK CAMERON 33.19 ACRE TRACT  
27 AND THE MURDOCK CAMERON 15.74 ACRE TRACT; THENCE ALONG THE  
28 CENTER AOF THE ROAD N 42-53'E 990.61 FEET TO A PIN IN THE CENTER OF  
29 THE ROAD, A CORNER OF THE MURDOCK CAMERON 33.19 ACRE TRACT;  
30 THENCE WITH THE NORTH LINE OF THE 33.19 ACRE TRACT N 87-43'E 542.07  
31 FEET TO AN IRON STAKE, A CORNER OF THE MURDOCK CAMERON 4.89  
32 ACRE TRACT. THENCE WITH THE LINE OF THE 4.89 ACRE TRACT N 62-22'E  
33 1070.0 FEET TO AN IRON STAKE; THENCE N 40-01'E 687.72 FEET TO A  
34 CORNER IN THE CENTER OF STATE ROAD NO. 2015; THENCE ALONG THE  
35 ROAD THE FOLLOWING LINES; S 71-41'E 274.5 FEET FEET TO A CORNER IN  
36 THE CENTER OF THE ROAD; THENCE S 78-00'E 341.66 FEET TO A CORNER IN  
37 THE CENTER OF THE ROAD; THENCE S 86-13'E 410.0 FEET TO A CORNER IN  
38 THE CENTER OF THE ROAD; THENCE N 72-50'E 263.16 FEET TO A CORNER  
39 IN THE CENTER OF THE ROAD; THENCE N 59-54'E 302.65 FEET TO A  
40 CORNER IN THE CENTER OF THE ROAD; THENCE N 53-48'E 1074.12 FEET TO  
41 A CORNER IN THE CENTERLINE INTERSECTION OF STATE ROAD NO. 2015  
42 WITH STATE ROAD NO. 1825 (COUNTY LINE ROAD); THENCE AS THE  
43 CENTER OF THE ROAD, THE FOLLOWING CALLS, S 42-36'E 332.78 FEET TO A  
44 CORNER IN THE CENTER OF THE ROAD; THENCE S 52-03'E 301.62 FEET TO A

1 CORNER IN THE CENTER OF THE ROAD; THENCE S 57-57'E 1883.53 FEET TO  
2 A CORNER IN THE CENTER OF THE ROAD; THENCE S 60-52'E 188.25 FEET TO  
3 A CORNER IN THE CENTER OF THE ROAD; THENCE S 71-48'E 179.0 FEET TO  
4 A CORNER IN THE CENTER OF THE ROAD; THENCE S 88-11'E 251.6 FEET TO  
5 A CORNER IN THE CENTER OF THE ROAD; THENCE N 83-54'E 448.95 FEET  
6 TO A CORNER IN THE CENTER OF THE ROAD IN THE WEST LINE OF THE C.  
7 H. BLUE 88.82 ACRE TRACT; THENCE ALONG THE CENTERLINE OF THE  
8 ROAD ABOUT N 85-16'E ABOUT 946.42 FEET TO A CORNER IN THE EAST  
9 LINE OF THE BLUE LANDS IN THE CENTER OF THE ROAD; THENCE  
10 LEAVING STATE ROAD NO. 1825 S 13-35.7'W ABOUT 630 FEET TO A CORNER  
11 OF THE BLUE TRACT; THENCE S 76-28.4'E 749.83 FEET TO AN IRON STAKE;  
12 THENCE N 13-31.6'E 730.5 FEET TO A CORNER OF THE BLUE TRACT ON THE  
13 NORTH EDGE OF STATE ROAD NO. 1825; THENCE S,50-00.9'E 949.09 FEET TO  
14 A CORNER IN THE NORTH EDGE OF THE PAVEMENT, A CORNER OF THE  
15 BLUE TRACT; THENCE CROSSING THE ROAD IN 83-18.3'W 413.67 FEET TO A  
16 CORNER OF BLUE; THENCE S 5-01.8'W 467.07 FEET TO A CORNER OF BLUE;  
17 THENCE S 1-14'E 459.46 FEET TO A CORNER OF BLUE; THENCE S 10-52'W  
18 1773.76 FEET TO A CORNER OF THE C. H. BLUE TRACT; THENCE S 89-03'E  
19 254.57 FEET TO A CORNER; THENCE N 8-32'E 85.3 FEET TO A CORNER;  
20 THENCE N 89-20'E 528.0 FEET TO A CORNER; THENCE S 10-16'W 288.6 FEET  
21 TO A CORNER WITH BEAL IN THE MUSE TRACT; THENCE N 89-41'E 903.11  
22 FEET TO A CORNER IN THE CENTER OF STATE ROAD NO. 2017; THENCE AS  
23 THE CENTER OF S. R. NO. 2017,. THE FOLLOWING CALLS S 1842'W 237.61  
24 FEET TO A CORNER IN THE CENTER OF THE ROAD; THENCE S 23-00.3'W  
25 860.11 FEET TO A CORNER IN THE CENTER OF THE ROAD; THENCE S 22-  
26 57'W 387.01 FEET TO A CORNER IN THE CENTER OF THE ROAD; THENCE S  
27 22-59.3'W 604.72 FEET TO A CORNER IN THE CENTER OF THE ROAD;  
28 THENCE S 19-58.3'W 494.09 FEET TO A CORNER IN THE CENTER OF THE  
29 ROAD; THENCE S 6-36'W 867.53 FEET TO A CORNER IN THE CENTER OF THE  
30 ROAD; THENCE S 5-52.2'W 590.9 FEET TO A CORNER IN THE CENTER OF THE  
31 ROAD; THENCE S 3-25.4'W 323.90 FEET TO A CORNER IN THE CENTER OF  
32 THE ROAD; THENCE LEAVING THE ROAD AS A LINE OF WOODROW  
33 HARDY N 84-23.4'W 1317.65 FEET TO A CORNER; THENCE S 6-46'W 1827 FEET  
34 TO A CORNER; THENCE S 4-18'W 1074.7 FEET TO A CORNER; THENCE S 8-  
35 16'W 134.6 FEET TO A CORNER OF SAWYER AND DEHART; THENCE S 70-  
36 01'W 558.0 FEET TO A CORNER; THENCE S 84-51'W 1207.6 FEET TO A  
37 CORNER ON THE WEST BANK OF CRANES CREEK; THENCE S 71-59'W 52.0  
38 FEET TO AN IRON STAKE ON THE SOUTHWEST BANK OF CRANES CREEK;  
39 THENCE S 4-51.4'W 792.0 FEET TO A CORNER; THENCE S 48-43.1'W 1400.00  
40 FEET TO A CORNER IN THE CENTER OF STATE ROAD NO. 1001, A CORNER  
41 OF THE SMITH TRACT; THENCE AS THE CENTER OF THE ROAD, THE  
42 FOLLOWING CALLS S 80-23.9'W 255.30 FEET TO A CORNER IN THE CENTER  
43 OF THE ROAD; THENCE S 88-49.4W 160.22 FEET TO A CORNER IN THE  
44 CENTER OF THE ROAD; THENCE N 80-58.2'W 188.1 FEET TO A CORNER IN

1 THE CENTER OF THE ROAD; THENCE N 71-38.4'W 228.74 FEET TO A CORNER  
2 IN THE CENTER OF THE ROAD; THENCE N 68-20.4'W 684.66 FEET TO A  
3 CORNER IN THE CENTER OF THE PAVEMENT; THENCE LEAVING THE  
4 ROAD AS THE LINES OF THE SMITH TRACT N 15-53.1'E 411.24 FEET TO A  
5 CORNER; THENCE N 12-52.1'W 434.05 FEET TO AN IRON STAKE; THENCE S  
6 77-02'W 752.53 FEET TO A CORNER; THENCE N 76-00'W 628.9 FEET TO A  
7 CORNER; THENCE S 49-16'W 992.0 FEET.

8 "Sec. 2.2. **Extraterritorial Jurisdiction.** The Village may not exercise any  
9 extraterritorial jurisdiction or extraterritorial powers under Article 19 of Chapter 160A  
10 of the General Statutes.

11  
12 **"CHAPTER III.**  
13 **"GOVERNING BODY.**

14 "Sec. 3.1. **Number of Members.** The governing body shall be a Village Council  
15 consisting of five members.

16 "Sec. 3.2. **Manner of Election of Council.** The qualified voters of the entire  
17 Woodlake Village shall elect the Village Council.

18 "Sec. 3.3. **Term of Office of Council.** The three members of the Village Council  
19 who received the highest number of votes in the initial election in September of 1992  
20 shall serve three-year terms, and their successors shall be elected in 1995 and  
21 quadrennially thereafter for four-year terms. The two members of the Village Council  
22 who received the next number of votes in the initial election in September of 1992 shall  
23 serve one-year terms, and their successors shall be elected in 1993 and quadrennially  
24 thereafter for four-year terms.

25 "Sec. 3.4. **Mayor.** A mayor will be selected from the Village Council by the  
26 Village Council whose duties will be those provided by law. The term of the Mayor  
27 shall extend until the next organizational meeting of the Village Council.

28 "Sec. 3.5. **Pay for Council.** The members of the Village Council shall receive no  
29 pay.

30  
31 **"CHAPTER IV.**  
32 **"ELECTIONS.**

33 "Sec. 4.1. **Conduct of Village Elections.** The Village officers shall be elected on a  
34 nonpartisan basis, and the results determined by plurality as provided in G.S. 163-292.  
35 Elections shall be conducted by the Moore County Board of Elections.

36 "Sec. 4.2. **Vacancies.** The provisions of G.S. 160A-63 shall not apply to Woodlake  
37 Village until after the first election for the Village Council.

38  
39 **"CHAPTER V.**  
40 **"ADMINISTRATION.**

41 "Sec. 5.1. The Woodlake Village shall operate under the mayor-council plan as  
42 provided in Part 3 of Article 7 of Chapter 160A of the General Statutes.

43 "Sec. 5.2. **Interim Budget.** The Village Council may adopt a budget ordinance for  
44 the 1992-93 fiscal year, following their qualifications for office, without having to

1 comply with the budget preparation and adoption timetable set out in the Local  
2 Government Budget and Fiscal Control Act. If the initial budget is adopted after July 1,  
3 1992, then taxes may be paid at par or face amount within 90 days of adoption of the  
4 budget, and thereafter according to the schedule in G.S. 105-360 as if the taxes had been  
5 due on September 1, 1992.

6 "Sec. 5.3. **Boards and Commissions.** The Village Council shall appoint a Village  
7 Advisory Council which shall consist of not less than five nor more than nine members  
8 who shall be owners of real property within the corporate limits, but who shall not  
9 necessarily be qualified voters or residents of Woodlake Village. Such Advisory  
10 Commission shall advise the Village Council on all matters involving village services,  
11 police and fire protection, utility services, and other matters.

12 In addition the Village Council may appoint such other commissions and  
13 committees as may be deemed necessary or advisable in providing local governmental  
14 services to the Village.

15 "Sec. 5.4. **Streets.** The Village Council may acquire and maintain a system of  
16 public streets and roads and may also acquire, maintain, and provide for public streets  
17 and roads to which access is limited to Village property owners and their guests  
18 (hereinafter 'private streets and roads') for the purpose of assuring adequate police,  
19 security, and other public services to its residents. In maintaining private streets and  
20 roads, the Council may limit public access to private streets and roads by utilizing  
21 traffic control signals, signs, security gates, and other appropriate means.

22 In providing for its private streets and roads system, the Village may not apply for  
23 and is not eligible to receive Powell Bill funds administered by the State of North  
24 Carolina under G.S. 136-41.1. The Village may apply for Powell Bill funds for  
25 opening, maintaining, and providing for public streets and roads."

26 Sec. 2. (a) The Moore County Board of Elections shall conduct an election  
27 on September 15, 1992, for the purpose of submission to the qualified voters of the area  
28 described in Section 2.1 of the Charter of Woodlake Village, the question of whether or  
29 not such area shall be incorporated as Woodlake Village. Registration for the election  
30 shall be conducted in accordance with G.S. 163-288.2.

31 (b) In the election, the questions on the ballot shall be:

32 "[ ] FOR incorporation of Woodlake Village

33 [ ] AGAINST incorporation of Woodlake Village".

34 Sec. 3. In such election, if a majority of the votes are cast "FOR  
35 incorporation of Woodlake Village," this Charter shall become effective on the date that  
36 the Moore County Board of Elections determines the result of the election. Otherwise,  
37 Section 1 of this act shall have no force and effect.

38 Sec. 4. On September 15, 1992, the Moore County Board of Elections shall  
39 also conduct an election for Village Council of Woodlake Village, provided that unless  
40 a majority of votes cast in the election under Section 2 of this act are "FOR  
41 incorporation of Woodlake Village", the election for the Village Council is void.  
42 Candidates shall file notice of candidacy no earlier than 12:00 noon on the second  
43 Monday in July and no later than 12:00 noon on the first Monday in August.

44 Sec. 5. This act is effective upon ratification.