

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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SENATE BILL 1031

Local Government and Regional Affairs Committee Substitute Adopted 6/4/92

House Committee Substitute Favorable 6/26/92

Short Title: Woodlake Village Incorporation.

(Local)

Sponsors:

Referred to:

May 28, 1992

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

The General Assembly of North Carolina enacts:

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

"CHARTER OF WOODLAKE VILLAGE.

"CHAPTER I.

"INCORPORATION AND CORPORATE POWERS.

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

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

"CHAPTER II.

"CORPORATE BOUNDARIES.

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

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

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

1 CENTER OF THE ROAD, THE FOLLOWING CALLS, S 42-36'E 332.78 FEET TO A
2 CORNER IN THE CENTER OF THE ROAD; THENCE S 52-03'E 301.62 FEET TO A
3 CORNER IN THE CENTER OF THE ROAD; THENCE S 57-57'E 1883.53 FEET TO
4 A CORNER IN THE CENTER OF THE ROAD; THENCE S 60-52'E 188.25 FEET TO
5 A CORNER IN THE CENTER OF THE ROAD; THENCE S 71-48'E 179.0 FEET TO
6 A CORNER IN THE CENTER OF THE ROAD; THENCE S 88-11'E 251.6 FEET TO
7 A CORNER IN THE CENTER OF THE ROAD; THENCE N 83-54'E 448.95 FEET
8 TO A CORNER IN THE CENTER OF THE ROAD IN THE WEST LINE OF THE C.
9 H. BLUE 88.82 ACRE TRACT; THENCE ALONG THE CENTERLINE OF THE
10 ROAD ABOUT N 85-16'E ABOUT 946.42 FEET TO A CORNER IN THE EAST
11 LINE OF THE BLUE LANDS IN THE CENTER OF THE ROAD; THENCE
12 LEAVING STATE ROAD NO. 1825 S 13-35.7'W ABOUT 630 FEET TO A CORNER
13 OF THE BLUE TRACT; THENCE S 76-28.4'E 749.83 FEET TO AN IRON STAKE;
14 THENCE N 13-31.6'E 730.5 FEET TO A CORNER OF THE BLUE TRACT ON THE
15 NORTH EDGE OF STATE ROAD NO. 1825; THENCE S,50-00.9'E 949.09 FEET TO
16 A CORNER IN THE NORTH EDGE OF THE PAVEMENT, A CORNER OF THE
17 BLUE TRACT; THENCE CROSSING THE ROAD IN 83-18.3'W 413.67 FEET TO A
18 CORNER OF BLUE; THENCE S 5-01.8'W 467.07 FEET TO A CORNER OF BLUE;
19 THENCE S 1-14'E 459.46 FEET TO A CORNER OF BLUE; THENCE S 10-52'W
20 1773.76 FEET TO A CORNER OF THE C. H. BLUE TRACT; THENCE S 89-03'E
21 254.57 FEET TO A CORNER; THENCE N 8-32'E 85.3 FEET TO A CORNER;
22 THENCE N 89-20'E 528.0 FEET TO A CORNER; THENCE S 10-16'W 288.6 FEET
23 TO A CORNER WITH BEAL IN THE MUSE TRACT; THENCE N 89-41'E 903.11
24 FEET TO A CORNER IN THE CENTER OF STATE ROAD NO. 2017; THENCE AS
25 THE CENTER OF S. R. NO. 2017, THE FOLLOWING CALLS S 1842'W 237.61
26 FEET TO A CORNER IN THE CENTER OF THE ROAD; THENCE S 23-00.3'W
27 860.11 FEET TO A CORNER IN THE CENTER OF THE ROAD; THENCE S 22-
28 57'W 387.01 FEET TO A CORNER IN THE CENTER OF THE ROAD; THENCE S
29 22-59.3'W 604.72 FEET TO A CORNER IN THE CENTER OF THE ROAD;
30 THENCE S 19-58.3'W 494.09 FEET TO A CORNER IN THE CENTER OF THE
31 ROAD; THENCE S 6-36'W 867.53 FEET TO A CORNER IN THE CENTER OF THE
32 ROAD; THENCE S 5-52.2'W 590.9 FEET TO A CORNER IN THE CENTER OF THE
33 ROAD; THENCE S 3-25.4'W 323.90 FEET TO A CORNER IN THE CENTER OF
34 THE ROAD; THENCE LEAVING THE ROAD AS A LINE OF WOODROW
35 HARDY N 84-23.4'W 1317.65 FEET TO A CORNER; THENCE S 6-46'W 1827 FEET
36 TO A CORNER; THENCE S 4-18'W 1074.7 FEET TO A CORNER; THENCE S 8-
37 16'W 134.6 FEET TO A CORNER OF SAWYER AND DEHART; THENCE S 70-
38 01'W 558.0 FEET TO A CORNER; THENCE S 84-51'W 1207.6 FEET TO A
39 CORNER ON THE WEST BANK OF CRANES CREEK; THENCE S 71-59'W 52.0
40 FEET TO AN IRON STAKE ON THE SOUTHWEST BANK OF CRANES CREEK;
41 THENCE S 4-51.4'W 792.0 FEET TO A CORNER; THENCE S 48-43.1'W 1400.00
42 FEET TO A CORNER IN THE CENTER OF STATE ROAD NO. 1001, A CORNER
43 OF THE SMITH TRACT; THENCE AS THE CENTER OF THE ROAD, THE
44 FOLLOWING CALLS S 80-23.9'W 255.30 FEET TO A CORNER IN THE CENTER

1 OF THE ROAD; THENCE S 88-49.4W 160.22 FEET TO A CORNER IN THE
2 CENTER OF THE ROAD; THENCE N 80-58.2'W 188.1 FEET TO A CORNER IN
3 THE CENTER OF THE ROAD; THENCE N 71-38.4'W 228.74 FEET TO A CORNER
4 IN THE CENTER OF THE ROAD; THENCE N 68-20.4'W 684.66 FEET TO A
5 CORNER IN THE CENTER OF THE PAVEMENT; THENCE LEAVING THE
6 ROAD AS THE LINES OF THE SMITH TRACT N 15-53.1'E 411.24 FEET TO A
7 CORNER; THENCE N 12-52.1'W 434.05 FEET TO AN IRON STAKE; THENCE S
8 77-02'W 752.53 FEET TO A CORNER; THENCE N 76-00'W 628.9 FEET TO A
9 CORNER; THENCE S 49-16'W 992.0 FEET TO A PIN LOCATED 2 FEET SOUTH
10 OF THE CENTER OF THE PAVEMENT OF STATE ROAD NO. 1001; THENCE S
11 82-37'W 139.03 FEET TO A CORNER IN THE ROAD RIGHT OF WAY, THE
12 SOUTHEAST CORNER OF A 1.06 ACRE TRACT DEEDED TO M. N. BLUE;
13 THENCE LEAVING THE ROAD AS THE EAST LINE OF THE 1.06 ACRE TRACT
14 N 7-40'E 917.23 FEET TO A CORNER; THENCE N 84-15'W 439.02 FEET TO A
15 CORNER OF M. N. BLUE; THENCE N 81-14.5'W 739.84 FEET TO A CORNER IN
16 THE EAST RIGHT OF WAY LINE OF STATE ROAD NO. 1001; THENCE AS THE
17 RIGHT OF WAY N 27-21.4' W 298.82 FEET TO A CORNER IN THE LINE OF THE
18 RIGHT OF WAY; THENCE LEAVING THE ROAD N 76-39.7' E 996.55 FEET TO A
19 CORNER; THENCE N 4-29.3'W 1128.86 FEET TO A CORNER; THENCE N 29-
20 30.3'W 1140.0 FEET TO A CORNER; THENCE N 73-55'W 140.00 FEET TO A
21 CORNER; THENCE N 73-57'W 2190.5 FEET TO A CORNER IN THE CENTER OF
22 STATE ROAD NO. 1001; THENCE N 15-17'W 532.66 FEET TO A CORNER IN
23 THE CENTER OF THE ROAD; THENCE LEAVING THE ROAD N 51-33'E 311.0
24 FEET TO A CORNER; THENCE N 15-17'W 150.0 FEET TO A CORNER; THENCE
25 S 51-33'W 311.0 FEET TO A CORNER IN THE CENTER OF STATE ROAD NO.
26 1001; THENCE N 18-07'W 307.40 FEET TO A CORNER IN THE CENTER OF THE
27 ROAD; THENCE N 24-13'W 192.35 FEET TO A CORNER IN THE CENTER OF
28 THE ROAD; THENCE LEAVING THE ROAD N 24-57'E 36.0 FEET TO A CORNER
29 IN THE NORTHEAST RIGHT OF WAY OF THE ROAD; THENCE AS THE RIGHT
30 OF WAY OF THE ROAD THE FOLLOWING CALLS N 31-49' W 257.18 FEET TO
31 A CORNER; THENCE N 37-26'W 403.32 FEET TO THE BEGINNING.
32 EXCEPTED FROM THE ABOVE AREA IS AN AREA DESCRIBED AS FOLLOWS;
33 BEGINNING AT A COMMON CORNER OF THE MCCRIMMON LANDS
34 WITH WOODLAKE COUNTRY CLUB, SAID BEGINNING CORNER LOCATED
35 AS BEING S 14-25'E 6.74 FEET FROM THE SOUTH COMMON CORNER OF
36 LOTS 934 AND 935, WOODLAKE COUNTRY CLUB, SECTION SEVEN, PAGE
37 TWENTY TWO, RECORDED IN PLAT CABINET 3 AT SLIDE 373 IN THE
38 MOORE COUNTY REGISTRY; RUNNING THENCE FROM THE BEGINNING AS
39 THE COMMON LINE OF THE MCCRIMMON LANDS AND WOODLAKE
40 COUNTRY CLUB N 33-31'E 659.4 FEET TO A COMMON CORNER OF
41 MCCRIMMON, THOMAS AND WOODLAKE COUNTRY CLUB; THENCE AS
42 THE COMMON LINE OF WOODLAKE COUNTRY CLUB AND THOMAS N 54-
43 29'E 90.0 FEET TO A CORNER; THENCE S 88-41'E 1560 FEET TO A CORNER, A
44 CORNER OF THOMAS AND FAULK LANDS; THENCE AS THE FAULK LANDS,

1 THE FOLLOWING CALLS, S 57-30'E 912.71 FEET TO A CORNER; THENCE S 53-
2 52'W 1075.68 FEET TO A CORNER; THENCE N 58-32'W 432.27 FEET TO A
3 CORNER; THENCE N 61-01'W 381.90 FEET TO A CORNER OF FAULK,
4 THOMAS AND WOODLAKE COUNTRY CLUB; THENCE S 44-52'W 260.97 FEET
5 TO A CORNER; THENCE N 35-43' W 53.10 FEET TO A CORNER OF THE
6 MCCRIMMON LANDS AND WOODLAKE COUNTRY CLUB; THENCE AS THE
7 LINE OF THE MCCRIMMON LANDS THE FOLLOWING CALLS N 83-36'W
8 889.40 FEET TO A CORNER; THENCE N 15-24'E 130.0 FEET TO A CORNER;
9 THENCE N 72-14'W 644.38 FEET TO A CORNER; THENCE N 24-57'E 180.8 FEET
10 TO A CORNER; THENCE S 62-11' E 494.9 FEET TO THE BEGINNING,
11 CONTAINING THE LANDS OF B. B. FAULK, SHELDON FAULK, J. M.
12 THOMAS, ALTON MCCRIMMON AND OTHERS.

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

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"CHAPTER III. "GOVERNING BODY.

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

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

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

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

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

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"CHAPTER IV. "ELECTIONS.

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

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

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"CHAPTER V.

"ADMINISTRATION.

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

"Sec. 5.2. **Interim Budget.** The Village Council may adopt a budget ordinance for the 1992-93 fiscal year, following their qualifications for office, without having to comply with the budget preparation and adoption timetable set out in the Local Government Budget and Fiscal Control Act. If the initial budget is adopted after July 1, 1992, then taxes may be paid at par or face amount within 90 days of adoption of the budget, and thereafter according to the schedule in G.S. 105-360 as if the taxes had been due on September 1, 1992.

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

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

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

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

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

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

FOR incorporation of Woodlake Village

AGAINST incorporation of Woodlake Village".

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

Sec. 4. On September 15, 1992, the Moore County Board of Elections shall also conduct an election for Village Council of Woodlake Village, provided that unless

1 a majority of votes cast in the election under Section 2 of this act are "FOR
2 incorporation of Woodlake Village", the election for the Village Council is void.
3 Candidates shall file notice of candidacy no earlier than 12:00 noon on the second
4 Monday in July and no later than 12:00 noon on the first Monday in August.

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