

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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HOUSE BILL 1794*

Short Title: Sandyfield Incorporated.

(Local)

Sponsors: Representative Wright.

Referred to: Local and Regional Government I.

May 30, 1994

1 A BILL TO BE ENTITLED
2 AN ACT TO INCORPORATE THE TOWN OF SANDYFIELD IN COLUMBUS
3 COUNTY.

4 The General Assembly of North Carolina enacts:

5 Section 1. A Charter for the Town of Sandyfield is enacted to read:

6 "CHARTER OF THE TOWN OF SANDYFIELD.

7 "CHAPTER I.

8 "INCORPORATION AND CORPORATE POWERS.

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

13 "Sec. 1.2. **Map.** An official map of the Town, showing the current boundaries, is
14 maintained permanently in the office of the Town Clerk and is available for public
15 inspection. A true copy of such shall be filed in the office of the Columbus County
16 Register of Deeds.

17 "CHAPTER II.

18 "CORPORATE BOUNDARIES.

19 "Sec. 2.1. **Town Boundaries.** Until modified in accordance with law the
20 boundaries of the Town of Sandyfield are as follows:

21 Beginning at the point where the Bladen-Columbus County line intersects the center
22 line of North Carolina Highway 11, thence proceeding along the Bladen-Columbus
23 County line in a generally southwesterly direction across the Seaboard Coast Line
24 Railroad tracks to the CP&L Powerline, thence following that powerline in a generally

1 southeasterly direction to a point 1,525 feet past the point where the powerline crosses
2 Coppersmith Branch, thence in a due line to the point where Waymans Creek intersects
3 the Seaboard Coast Line Railroad Track, thence along the meanders of Waymans Creek
4 generally to the east to the point where Waymans Creek intersects North Carolina
5 Highway 11, thence proceeding along the center line of North Carolina Highway 11 to
6 the point and place of beginning.

7 **"CHAPTER III.**
8 **"GOVERNING BODY.**

9 "Sec. 3.1. **Structure of Governing Body; Number of Members.** The governing
10 body of the Town of Sandyfield is the Town Council, which has five members, and the
11 Mayor.

12 "Sec. 3.2. **Manner of Electing Council.** The qualified voters of the entire Town
13 elect the members of the Council. To be eligible for election, a person must reside in
14 the Town.

15 "Sec. 3.3. **Term of Office of Council Members.** Members of the Council are
16 elected to four-year terms except that of those elected at the initial election in 1995, the
17 three highest vote getters who are elected shall serve for four-year terms and the next
18 two highest vote getters shall serve for two-year terms. In 1997 and quadrennially
19 thereafter, two members of the Council shall be elected for four-year terms. In 1999
20 and quadrennially thereafter, three members of the Council shall be elected for four-
21 year terms.

22 "Sec. 3.4. **Election of Mayor; Term of Office.** The qualified voters of the entire
23 Town of Sandyfield shall elect the Mayor in 1995 and biennially thereafter for a two-
24 year term. In the event of a vacancy, the Council shall appoint a qualified person to fill
25 such vacancy for the remainder of the unexpired term, but if the vote is tied, the Clerk
26 of Superior Court of Columbus County shall break the tie.

27 **"CHAPTER IV.**
28 **"ELECTIONS.**

29 "Sec. 4.1. **Conduct of Town Elections.** Town elections shall be elected on a
30 nonpartisan basis, and the results determined by plurality as provided in G.S. 163-292.
31 Elections shall be conducted by the Columbus County Board of Elections.

32 **"CHAPTER V.**
33 **"ADMINISTRATION.**

34 "Sec. 5.1. The Town of Sandyfield shall operate under the Mayor-Council plan as
35 provided in Part 3 of Article 7 of Chapter 160A of the General Statutes."

36 Sec. 2. Until the organizational meeting of the Town Council of Sandyfield
37 following the 1995 municipal election, Alfonza Brown, Foster Brown, Zannie Hall,
38 Genoble King, and Annette Williams shall serve as members of the Town Council and
39 Perry Dixon shall serve as Mayor. In the event of a vacancy on the Council or as
40 Mayor, the Council shall appoint a qualified person to fill such vacancy until the
41 organizational meeting, but if the vote is tied, the Clerk of Superior Court of Columbus
42 County shall break the tie. The initial meeting of the Town Council shall be called by
43 the Mayor.

1 Sec. 3. (a) From and after the effective date of this act, the citizens and property in
2 the Town of Sandyfield shall be subject to municipal taxes levied for the year beginning
3 July 1, 1994, and for that purpose the Town shall obtain from Columbus County a
4 record of property in the area herein incorporated which was listed for taxes as of
5 January 1, 1994; and the businesses in the Town shall be liable for privilege license tax
6 from the effective date of the privilege license tax ordinance.

7 (b) If the effective date of this act is before July 1, 1994, the Town may adopt
8 a budget ordinance for fiscal year 1993-94 without following the timetable in the Local
9 Government Budget and Fiscal Control Act, but shall follow the sequence of actions in
10 the spirit of the act insofar as is practical, and no ad valorem taxes may be levied for the
11 1993-94 fiscal year. The Town may adopt a budget ordinance for fiscal year 1994-95
12 without following the timetable in the Local Government Budget and Fiscal Control
13 Act, but shall follow the sequence of actions in the spirit of the act insofar as is
14 practical. For fiscal year 1994-95, ad valorem taxes may be paid at par or face amount
15 within 90 days of adoption of the budget ordinance, and thereafter in accordance with
16 the schedule in G.S. 105-360 as if the taxes had been due and payable on September 1,
17 1994.

18 (c) If the effective date of this act is after June 30, 1994, the Town of
19 Sandyfield is eligible to receive distributions of State funds as provided by law during
20 fiscal year 1994-95 as if it had been in existence on July 1, 1994.

21 Sec. 4. This act is effective upon ratification.