

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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HOUSE BILL 471
Committee Substitute Favorable 4/26/99

Short Title: Local Zoning.

(Local)

Sponsors:

Referred to:

March 17, 1999

A BILL TO BE ENTITLED

1 AN ACT AMENDING THE CHARTERS OF THE TOWNS OF STOKESDALE,
2 SUMMERFIELD, PLEASANT GARDEN, AND OAK RIDGE TO EXEMPT
3 AGRICULTURAL LAND USES WITHIN THOSE JURISDICTIONS FROM
4 ZONING.
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6 The General Assembly of North Carolina enacts:

7 Section 1. The Charter of the Town of Stokesdale, being Chapter 488 of the
8 1989 Session Laws, as amended by Chapter 956 of the 1989 Session Laws, is amended
9 by adding a new section to read:

10 "Sec. 5.2. Zoning Exemption. Notwithstanding any other provision of law, the Town
11 may not regulate or restrict agricultural land uses under its zoning ordinance. For the
12 purposes of this section, an 'agricultural land use' includes 'agricultural land' as defined
13 in G.S. 105-277.2 and property used for 'bona fide farm purposes' as defined in G.S.
14 153A-340(b)(2). This exemption does not limit regulation under this section with respect
15 to the use of farm property for nonfarm purposes."

16 Section 2. The Charter of the Town of Summerfield, being Chapter 426 of the
17 1995 Session Laws, as amended by Chapter 2 of the 1995 Session Laws, Second Extra
18 Session 1996, and Chapter 249 of the 1997 Session Laws, is amended by adding a new
19 section to read:

1 "Sec. 5.3. **Zoning Exemption.** Notwithstanding any other provision of law, the Town
2 may not regulate or restrict agricultural land uses under its zoning ordinance. For the
3 purposes of this section, an 'agricultural land use' includes 'agricultural land' as defined
4 in G.S. 105-277.2 and property used for 'bona fide farm purposes' as defined in G.S.
5 153A-340(b)(2). This exemption does not limit regulation under this section with respect
6 to the use of farm property for nonfarm purposes."

7 Section 3. The Charter of the Town of Pleasant Garden, being Chapter 344 of
8 the 1997 Session Laws, as amended by Chapter 205 of the 1997 Session Laws, 1998
9 Regular Session, is amended by adding a new section to read:

10 "Sec. 5-4. **Zoning Exemption.** Notwithstanding any other provision of law, the
11 Town may not regulate or restrict agricultural land uses under its zoning ordinance. For the
12 purposes of this section, an 'agricultural land use' includes 'agricultural land' as
13 defined in G.S. 105-277.2 and property used for 'bona fide farm purposes' as defined in
14 G.S. 153A-340(b)(2). This exemption does not limit regulation under this section with
15 respect to the use of farm property for nonfarm purposes."

16 Section 4. The Charter of the Town of Oak Ridge, being Chapter 113 of the
17 1997 Session Laws, 1998 Regular Session, as amended by Chapter 217 of the 1997
18 Session Laws, 1998 Regular Session, is amended by adding a new section to read:

19 "Sec. 5.2. **Zoning Exemption.** Notwithstanding any other provision of law, the Town
20 may not regulate or restrict agricultural land uses under its zoning ordinance. For the
21 purposes of this section, an 'agricultural land use' includes 'agricultural land' as defined
22 in G.S. 105-277.2 and property used for 'bona fide farm purposes' as defined in G.S.
23 153A-340(b)(2). This exemption does not limit regulation under this section with respect
24 to the use of farm property for nonfarm purposes."

25 Section 5. This act is effective when it becomes law.