

NORTH CAROLINA GENERAL ASSEMBLY  
1969 SESSION

CHAPTER 795  
SENATE BILL 631

1 AN ACT TO AMEND ARTICLE 6D OF CHAPTER 136 OF THE GENERAL STATUTES  
2 TO ALLOW THE STATE HIGHWAY COMMISSION TO CONDEMN ACCESS AND  
3 TO ABANDON LOCAL SERVICE ROADS USED IN CONNECTION WITH  
4 CONTROLLED ACCESS FACILITIES.

5  
6 The General Assembly of North Carolina do enact:

7  
8 **Section 1.** Section 89.55 of Chapter 136 of the General Statutes, as the same  
9 appears in the 1964 Replacement Volume 3B, is hereby amended by deleting all of the  
10 language beginning with the word "provided" on line 8 and continuing through the period on  
11 line 14 and by substituting in lieu thereof the following: "provided, however, that after a local  
12 service or frontage road has been established, the same shall not be vacated or abandoned in  
13 such a manner as to reduce access to the facility without the consent of the abutting property  
14 owners or the payment of just compensation, so long as the controlled access facility is  
15 maintained as such facility, and the Commission shall not have any authority to control or  
16 restrict the right of access of abutting property owners from their property to such local service  
17 or frontage roads or streets without the property owners consent or the payment of just  
18 compensation, except such authority as the Commission has with respect to primary and  
19 secondary roads under the police power."

20 **Sec. 2.** All laws and clauses of laws in conflict with this Act are hereby repealed.

21 **Sec. 3.** This Act shall become effective upon its ratification.

22 In the General Assembly read three times and ratified, this the 11th day of June,  
23 1969.