

NORTH CAROLINA GENERAL ASSEMBLY
1977 SESSION

CHAPTER 224
HOUSE BILL 640

AN ACT TO AMEND CHAPTER 73 OF THE SESSION LAWS OF 1971, BEING
THE CHARTER OF THE TOWN OF MINT HILL IN MECKLENBURG
COUNTY.

The General Assembly of North Carolina enacts:

Section 1. Chapter 73 of the 1971 Session Laws, being the Charter of the Town of Mint Hill, is hereby amended by adding the following:

"ARTICLE X.

"Eminent Domain.

"Sec. 10.1: Powers and Procedures. The Town of Mint Hill shall have the power of eminent domain and may acquire, either by purchase, gift or condemnation, any land, right of access, right-of-way, water right, privilege, easement, or any other interest in or relating to land, water, or improvements, either within or without the town limits, for any lawful public use or purpose. In the exercise of the power of eminent domain, the town is hereby vested with all power and authority now or hereafter granted by the laws of North Carolina applicable to the Town of Mint Hill, and the town shall follow the procedures now or hereafter prescribed by said laws; provided, that in the exercise of its authority of eminent domain for the acquisition of property to be used for streets and highways, water and sewer facilities, and for all other purposes authorized by the provisions of G.S. 160A-241, the Town of Mint Hill is hereby authorized to use the procedure and authority prescribed in Article 9 of Chapter 136 of the General Statutes of North Carolina, as now or hereafter amended; provided, further, that whenever therein the words 'Director' or 'Director of Highways' or 'Director of the Highway Commission' appear, they shall be deemed to include the town administrator, provided further that nothing herein shall be construed to enlarge the power of the Town of Mint Hill to condemn property already devoted to public use."

Sec. 2. All laws and clauses of laws in conflict with this act are hereby repealed.

Sec. 3. This act shall become effective upon ratification.

In the General Assembly read three times and ratified, this the 18th day of April, 1977.