

NORTH CAROLINA GENERAL ASSEMBLY
1981 SESSION

CHAPTER 110
SENATE BILL 214

AN ACT TO AUTHORIZE THE CITY OF MOUNT AIRY TO DISPOSE OF
CERTAIN REAL PROPERTY BY PRIVATE NEGOTIATION AND SALE.

The General Assembly of North Carolina enacts:

Section 1. In addition to the powers now or hereafter granted to municipalities by G.S. 160A-266, the governing body of the City of Mount Airy shall have and is hereby expressly granted the power to convey by negotiation and private sale certain real property owned by the City of Mount Airy, said property being described as follows:

BEGINNING at a point on the eastern right-of-way line of U.S. Highway 52, said right-of-way being contiguous to the existing corporate limits, and thence crossing the right-of-way South $78^{\circ} 28'$ West 260 feet to a point in the western right-of-way line of U.S. Highway 52; thence with a chord of the curve of the right-of-way North $13^{\circ} 09'$ West 149.02 feet to a point in the bed of the old railroad right-of-way; thence with the approximate center of the old railroad right-of-way North $51^{\circ} 45'$ West 500 feet to a point; thence North $52^{\circ} 15'$ West 660 feet to an existing granite marker; thence North 42° West 260 feet to an existing granite marker; thence North $34^{\circ} 45'$ West 415 feet to an existing granite marker; thence North $44^{\circ} 30'$ West 209 feet to an existing granite marker; thence leaving the old railroad bed North $46^{\circ} 20'$ East 750.2 feet to a point; thence North $15^{\circ} 34'$ West 165.81 feet to a point; thence South $74^{\circ} 26'$ West 210 feet to a point; thence North $15^{\circ} 34'$ West 235 feet to a point; thence North $74^{\circ} 26'$ East 110 feet to a point; thence North $15^{\circ} 34'$ West 65 feet to a point; thence North $74^{\circ} 26'$ East 100 feet to a point; thence North $15^{\circ} 34'$ West 162 feet to a point; thence North $74^{\circ} 18'$ East 65 feet to an existing granite marker, a corner for the Highway Patrol property; thence with the Highway Patrol property North $15^{\circ} 42'$ West 209.91 feet to a point; thence North $74^{\circ} 18'$ East 309.17 feet to an existing iron pipe in the Highway Patrol line; thence leaving the Highway Patrol line and with the approximate right-of-way line of U.S. Highway 52 North $15^{\circ} 35'$ West 371 feet to a point, the corner of the National Guard Armory property; thence with the National Guard line South $71^{\circ} 55'$ West 534 feet to a point; thence with the National Guard line North $18^{\circ} 20'$ West 30 feet to an existing iron pipe, a corner for the National Guard Armory; thence with the National Guard line North $71^{\circ} 55'$ East 311.2 feet to an existing granite marker; thence leaving the National Guard line, the next five calls running with the St. Andrews church line: North $64^{\circ} 30'$ West 80.7 feet to an existing granite marker; thence North 3° East 137.3 feet to an existing granite marker; thence North 18° West 145.95 feet to an existing steel pin; thence North $47^{\circ} 38'$ West 212.48 feet to a point; thence North $42^{\circ} 22'$ East 175 feet

to an existing granite marker set 30 feet from the existing center line of the pavement of Old U.S. Highway 52; thence with a line 30 feet from the center line of the pavement of Old U.S. Highway 52 North $47^{\circ} 38'$ West 136.8 to a point 7.2 feet West of an existing granite marker; thence West 1870.8 feet to a pine; thence South $6^{\circ} 50'$ West 922 feet to a point in the old railroad right-of-way bed; thence with the old railroad right-of-way bed South $36^{\circ} 45'$ East 745.2 feet to a point in the old railroad right-of-way bed; thence with the railroad right-of-way bed South 49° East 504 feet to a point in the bed; thence with the said bed South $53^{\circ} 45'$ East 1355 feet to a point; thence South $36^{\circ} 15'$ West 15 feet to a point; thence South $53^{\circ} 45'$ East 50 feet to a point; thence South $44^{\circ} 30'$ East 206.5 feet to a point; thence South $34^{\circ} 45'$ East 414.7 feet to a point; thence South 42° East 262.3 feet to a point; thence South $52^{\circ} 15'$ East 660.7 feet to a point; thence South $51^{\circ} 45'$ East 494.2 feet to a point; thence South $12^{\circ} 41'$ East 193.33 feet to a point; thence across the highway right-of-way North $78^{\circ} 28'$ East 275 feet to a point in the eastern right-of-way line of U.S. Highway 52; thence with the chord of the right-of-way North $11^{\circ} 21'$ West 50 feet to the BEGINNING, containing 103.5 acres, more or less.

Sec. 2. The above described real property may be offered for private sale by the City of Mount Airy only with the following restrictions:

- (a) That the purchaser of said property be required to develop the property only for purposes allowable under M-I Industrial Zoning for the City of Mount Airy.
- (b) That the industrial use and construction schedule proposed by the purchaser be approved by a resolution passed by the Mount Airy Board of Commissioners at a regular meeting.
- (c) That said private sale shall be for such consideration as may be agreed upon by the governing body of the City of Mount Airy and the purchaser, which shall not be less than the fair, actual value of the property as determined by the governing body of the municipality based on competent evidence.

Sec. 3. The right to utilize the negotiation and private sale method of disposition is authorized only for the property described in Section 1.

Sec. 4. This act is effective upon ratification.

In the General Assembly read three times and ratified, this the 23rd day of March, 1981.