

GENERAL ASSEMBLY OF NORTH CAROLINA
1997 SESSION

S.L. 1997-420
HOUSE BILL 437

AN ACT CHANGING THE METHOD FOR APPOINTMENT OF MEMBERS OF THE PILOT MOUNTAIN CIVIC AND RECREATION CENTER AUTHORITY AND AUTHORIZING THE TOWNS OF CORNELIUS, DAVIDSON, HUNTERSVILLE, AND NAGS HEAD TO ADOPT ORDINANCES REGULATING REMOVAL, REPLACEMENT, AND PRESERVATION OF TREES WITHIN THE TOWNS.

The General Assembly of North Carolina enacts:

Section 1. (a) Members of the Pilot Mountain Civic and Recreation Center Authority, heretofore appointed by the Board of Commissioners of the Town of Pilot Mountain after receiving nominations from the Pilot Mountain Foundation, Inc., shall henceforth be appointed solely by the Pilot Mountain Foundation, Inc.

(b) In case of a vacancy by resignation or death, the vacancy shall be filled by appointment of the Pilot Mountain Foundation, Inc. If any vacancy shall exist for more than 60 days after written notification of the vacancy has been given to the Pilot Mountain Foundation, Inc., by the Pilot Mountain Civic and Recreation Authority, the remaining members of the Authority may fill the vacancy for the remainder of the unexpired term.

Section 2. The Authority shall have the power to adopt rules, regulations, and bylaws governing its own operation subject only to approval of the Pilot Mountain Foundation, Inc.

Section 3. The Authority shall forward to the Pilot Mountain Foundation, Inc., copies of the minutes of its meetings, and may, but shall not be required to, forward copies of such minutes to the Town of Pilot Mountain.

Section 4. In order to preserve and enhance one of the most valuable natural resources of the community and to protect the health, safety, and welfare of its citizens, a municipality may adopt ordinances to regulate the planting, removal, and preservation of trees on public and private property within the municipality. Any ordinance adopted pursuant to this section shall exclude property to be developed for single-family or duplex residential uses.

Section 5. Prior to adopting an ordinance authorized by Section 4 of this act, a public hearing shall be held before the municipality's governing board. Notice of the hearing shall be given in accordance with G.S. 160A-364.

Section 6. Sections 4, 5, and 6 of this act shall apply only to the Towns of Cornelius, Davidson, Huntersville, and Nags Head.

Section 7. This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 22nd day of August, 1997.

s/ Dennis A. Wicker
President of the Senate

s/ Harold J. Brubaker
Speaker of the House of Representatives