

GENERAL ASSEMBLY OF NORTH CAROLINA
1997 SESSION

S.L. 1997-444
SENATE BILL 624

AN ACT TO INCORPORATE THE TOWN OF SEDALIA.

The General Assembly of North Carolina enacts:

Section 1. A Charter for the Town of Sedalia is enacted to read:

"CHARTER OF THE TOWN OF SEDALIA.

"CHAPTER I.

"INCORPORATION AND CORPORATE POWERS.

"Section 1.1. **Incorporation and Corporate Powers.** The inhabitants of the Town of Sedalia are a body corporate and politic under the name 'Town of Sedalia'. Under that name they have all the powers, duties, rights, privileges, and immunities conferred and imposed on cities by the general law of North Carolina.

"CHAPTER II.

"CORPORATE BOUNDARIES.

"Sec. 2.1. **Town Boundaries.** Until modified in accordance with law, the boundaries of the Town of Sedalia are as follows:

BEGINNING at a point, said point being in the south right-of-way line of Bethel Church Road, said point being the northwest corner of Guilford County Tax Map ACL 18-1173, Block 242, Lot 24; thence running along said right-of-way line in an easterly direction a distance of approximately 1,500 feet to the northeast corner of Lot 7 on Guilford County Tax Map ACL 18-1173, Block 242; thence along the eastern line of said Lot 7 a distance of approximately 290 feet to a point, said point being in the northern line of Sedalia Country Park Subdivision; thence in an easterly direction along the northern line of Sedalia Country Park Subdivision and the southern property lines of Guilford County Tax Map ACL 18-1173, Block 242, Lots 4, 15, and 52 and Block 207, Lot 8 a distance of approximately 3340 feet to a point, said point being the northeast corner of Guilford County Tax Map ACL 18-1173, Block 207, Lot 19; thence along the eastern lines of Lots 19 and 11 of said Block in a southerly direction a distance of approximately 1660 feet to a point, said point being the northwest corner of College Heights Subdivision, said point also being the southwest corner of said Block 207, Lot 12; thence in an easterly direction along the northern line of College Heights Subdivision, as recorded in P.B. 34, Page 54 in the Office of Guilford County Register of Deeds, a distance of approximately 1850 feet to a point in the west right-of-way line of Sedalia Road; thence in an easterly direction a distance of approximately 60 feet to a point in the east right-of-way line of Sedalia Road at the southwest corner of Guilford County Tax Map ACL 18-1173, Block 207, Lot 17; thence in an easterly direction along

the southern lines of lots 17 and 2 of said block a distance of approximately 970 feet to a point, said point being the southeast corner of said Lot 2; thence South 84°41' East a distance of 839 feet to a point; thence South 65°46' West a distance of 229 feet to a point; thence South 57°03' West a distance of 298 feet to a point; thence South 38°22' West a distance of 248 feet to a point; thence South 13°19' West a distance of 136 feet to a point; thence South 63°02' West a distance of 585 feet to a point; thence South 28°14' East a distance of 443 feet to a point; thence South 04°47' West a distance of 1,151 feet to a point, said point being a common corner with Stoney Creek Golf Course; thence South 88°16' East along the western golf course line a distance of 154 feet to a point; thence South 03°06' East a distance of 620 feet to a point; thence South 70°34' West a distance of 234 feet to a point; thence South 30°53' East a distance of 544 feet to a point; thence South 06°26' West a distance of 341 feet to a point; thence South 49°11' West a distance of 630 feet to a point; thence South 36°48' East a distance of 207 feet to a point; thence South 23°01' West a distance of 1705 feet to a point, a common corner with Totten Subdivision; thence South 60°01' East with the Totten Subdivision a distance of 339 feet to a point; thence North 32°12' East a distance of 37 feet to a point; thence South 58°21' East a distance of 387 feet to a point; thence South 36°44' West a distance of 382 feet to a point; thence South 50°12' East a distance of 81 feet to a point; thence South 23°28' West a distance of approximately 170 feet to a point on the north right-of-way line of Burlington Road; thence along said right-of-way line in a westerly direction a distance of 124 feet to a point; thence in a southwesterly direction, crossing Burlington Road, a distance of approximately 100 feet to the northeast corner of Guilford County Tax Map ACL 18-1175, Block 209, Lot 42; thence in a southwesterly direction along the eastern lines of Guilford County Tax Map ACL 18-1175, Block 209, Lots 42, 41, and 40 a distance of approximately 580 feet to a point, said point being the southeast corner of said Lot 40; thence in a northwesterly direction along the southern lines of Guilford County Tax Map ACL 18-1175, Block 209, Lots 40, 10, 39, 35, 36, 37, 21 and 56 a distance of approximately 1860 feet to the western line of Lot 15 on said Block 209; thence in a southerly direction of distance of approximately 120 feet along the eastern line of said Lot 15 to the southeast corner of Lot 15; thence in a westerly direction along the southern lines of Lots 15 and 32 of said Block 209 a distance of approximately 690 feet to a point, said point being a common corner of Lots 32 and 63 of said Block 209, thence in a southerly direction along the western lines of Lots 63 and 4 of said Block 209 a distance of approximately 1100 feet to a point; thence in a westerly direction along a portion of the western line of said Lot 4 a distance of approximately 190 feet to a point, said point being the northeast corner of Guilford County Tax Map ACL 18-1175, Block 209, Lot 64; thence in a southerly direction along the eastern line of Lot 64, and a projection of that line crossing Lot 4 of said block, a distance of approximately 460 feet to a point, said point being in the northern line of Guilford County Tax Map ACL 18-1175, Block 209, Lot 51; thence in an easterly direction a distance of approximately 480 feet along the northern line of said Lot 51 to a point, said point being the northeast corner of said Lot 51; thence in a southerly direction along the eastern lines of Lots 51, 48, and 61 of said Block 209 a distance of approximately 330 feet to a point, said point being the southeast corner of

said Lot 61; thence in a westerly direction a distance of approximately 260 feet to a point, said point being the northeast corner of Lot 55 of said Block 209; thence in a southwesterly direction a distance of approximately 260 feet along the eastern line of said Lot 55 to a point; thence in a westerly direction along the southern line of said Lot 55 and crossing Palmer Road, a distance of approximately 240 feet to a point in the west right-of-way line of Palmer Road; thence in a northerly direction along said right-of-way line a distance of approximately 1900 feet to a point, said point being the southeast corner of Guilford County Tax Map ACL 18-1175, Block 240, Lot 24; thence in a westerly direction along the southern line of said Lot 24 a distance of approximately 1100 feet to a point in the eastern line of Lot 8 of said Block 240, thence along the common line of said Lots 8 and 24 in a northerly direction a distance of approximately 460 feet to the northeast corner of said Lot 8; thence in a westerly direction along the northern line of said Lot 8 a distance of approximately 1200 feet to a point, said point being the southwest corner of Lot 22 of said Block 240; thence in a northerly direction along the common line of Lots 22 and 8 of said block a distance of approximately 1060 feet to a point, said point being in the south right-of-way line of Burlington Road; thence along said right-of-way line in a northwesterly direction a distance of approximately 560 feet to a point in the west right-of-way line of Bloomfield Road; thence in a southerly direction along said west right-of-way line a distance of approximately 220 feet to a point; said point being the northeast corner of Guilford County Tax Map ACL 18-1175, Block 240, Lot 21; thence in a westerly direction along the northern line of said Lot 21 a distance of approximately 580 feet to the northwest corner of said Lot 21; thence in a northerly direction along the western line of Block 241, Lot 41 a distance of approximately 430 feet to the northwest corner of said Lot 41; thence in an easterly direction along the northern line of said Lot 41 a distance of approximately 300 feet to a point in the south right-of-way line of Burlington Road; thence along said right-of-way line in a northwesterly direction a distance of approximately 420 feet to a point on the southern line of Guilford County Tax Map ACL 18-1175, Block 241, Lot 28; thence in a westerly direction along the southern lines of Lots 28 and 10 of said Block 241 a distance of approximately 970 feet to the southwest corner of said Lot 10; thence in a northerly direction along the western lines of Lots 10 and 25 of said Block 241 a distance of approximately 450 feet to a point; thence in a northwesterly direction along the southwestern line of Lot 24 of said Block 241 a distance of approximately 90 feet to a point; thence in a northeasterly direction along the northwestern line of said Lot 24 a distance of approximately 380 feet to a point, said point being in the south right-of-way line of Burlington Road; thence in a southeasterly direction along said right-of-way line a distance of approximately 230 feet to a point, said point being on a common property line of Lots 25 and 24 of said block; thence in a northeasterly direction, crossing Burlington Road, a distance of approximately 60 feet to the westernmost corner of Lot 26 of said Block 241; thence following the northern line of said Lot 26 a distance of approximately 680 feet in a northeasterly direction to a point, said point being the southwest corner of Imperial Estates Subdivision; thence in a northerly direction along the western line of Imperial Estates Subdivision a distance of approximately 990 feet to a point; thence along the

northwestern line of said subdivision a distance of approximately 1,040 feet in a northeasterly direction to the northwest corner of said subdivision; thence in a westerly direction along the southern line of Guilford County Tax Map ACL 18-1173, Block 242, Lot 46 a distance of approximately 50 feet to a point; thence along the southwestern lines of Lots 46, 14 and 13 of said Block 242 in a northwesterly direction a distance of approximately 600 feet to a point; thence along the southern line of said Lot 13 in a westerly direction a distance of approximately 390 feet to a point, said point being the southwest corner of Lot 13; thence in a northerly direction along the western lines of Guilford County Tax Map ACL Map 18-1173, Block 242, Lots 13, 12, 11, 10, 35 and 30 a distance of approximately 1700 feet to a point, said point being the southeast corner of Lot 23 of said Block 242; thence in a southwesterly direction along the south line of said Lot 23 a distance of approximately 430 feet to the southwest corner of said Lot 23; thence in a northerly direction along the western lines of Lots 23, 28 and 24 of said Block 242 a distance of approximately 1140 to a point; thence in a westerly direction a distance of approximately 100 feet along said Lot 24 to a point; thence in a northerly direction a distance of approximately 140 feet along the western line of said Lot 24 to a point in the south right-of-way line of Bethel Church Road, said point being the POINT OF BEGINNING.

"Sec. 2.2. **Annexations.** (a) Article 4A of Chapter 160A of the General Statutes does not apply to the Town of Sedalia until July 1, 2017.

(b) G.S. 160A-58.1(b)(2) shall not apply to the City of Greensboro as it relates to the Town of Sedalia.

"CHAPTER III.

"GOVERNING BODY.

"Sec. 3.1. **Structure of Governing Body; Number of Members.** The governing body of the Town of Sedalia is the Town Council, which has five members.

"Sec. 3.2. **Manner of Electing Council.** The qualified voters of the entire Town elect the members of the Council.

"Sec. 3.3. **Term of Office of Council Members.** Members of the Council are elected to four-year terms. In 1997 and quadrennially thereafter, three members of the Council shall be elected for four-year terms. In 1999 and quadrennially thereafter, two members of the Council shall be elected for four-year terms.

"Sec. 3.4. **Election of Mayor; Term of Office.** At the organizational meeting of the Council following each election, the Council shall elect one of its members to serve as Mayor. The Mayor serves as such at the pleasure of the Council.

"CHAPTER IV.

"ELECTIONS.

"Sec. 4.1. **Conduct of Town Elections.** Town officers shall be elected on a nonpartisan basis. Elections shall be conducted in accordance with Chapter 163 of the General Statutes.

"Sec. 4.2. **Determination of Election Results.** The results of election of officers shall be determined by a plurality as provided in G.S. 163-292.

"CHAPTER V.

"ADMINISTRATION.

"Sec. 5.1. **Town to Operate Under Mayor-Council Plan.** The Town of Sedalia operates under the Mayor-Council plan as provided in Part 3 of Article 7 of Chapter 160A of the General Statutes."

Section 2. (a) Until the organizational meeting of the Town Council of Sedalia following the 1997 municipal election, Ruth Smith, Skip Corley, Myra Lynn, Henry Blackmon, and Duane Bryant shall serve as members of the Town Council. Ruth Smith, Henry Blackmon, and Duane Bryant serve until the organizational meeting after the 1997 election. Skip Corley and Myra Lynn serve until the organizational meeting after the 1999 election.

(b) Ruth Smith shall serve as Mayor until the organizational meeting of the Town Council after the 1997 election, except that she shall serve at the pleasure of the Town Council as if she had been chosen by them under Section 3.4 of the Charter.

(c) The initial meeting of the Town Council shall be called by the clerk to the Guilford County Board of Commissioners.

Section 3. From and after the effective date of this act, the citizens and property in the Town of Sedalia shall be subject to municipal taxes levied for the year beginning July 1, 1997, and for that purpose the Village shall obtain from Guilford County a record of property in the area herein incorporated which was listed for taxes as of January 1, 1997; and the businesses in the town shall be liable for privilege license tax from the effective date of the privilege license tax ordinance. The Town may adopt a budget ordinance for fiscal year 1997-98 without following the timetable in the Local Government Budget and Fiscal Control Act, but shall follow the sequence of actions in the spirit of the act insofar as is practical. For fiscal year 1997-98, ad valorem taxes may be paid at par or face amount within 90 days of adoption of the budget ordinance, and thereafter in accordance with the schedule in G.S. 105-360 as if the taxes had been due and payable on September 1, 1997. The Town of Sedalia is eligible to receive distributions of State funds during fiscal year 1997-98.

Section 4. (a) The Guilford County Board of Elections shall establish a special candidate filing period for the Town of Sedalia for the 1997 municipal election.

(b) The Guilford County Board of Elections may establish a special election date for the 1997 municipal election for the Town of Sedalia.

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

In the General Assembly read three times and ratified this the 28th day of August, 1997.

s/ Marc Basnight
President Pro Tempore of the Senate

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