

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 323

Short Title: Incorporate Carolina Shores.

(Local)

Sponsors: Representative Redwine.

Referred to: Government.

February 22, 1989

A BILL TO BE ENTITLED
AN ACT TO INCORPORATE CAROLINA SHORES VILLAGE, SUBJECT TO A
REFERENDUM.

The General Assembly of North Carolina enacts:

Section 1. A Charter for Carolina Shores Village is enacted to read:

**"CHARTER
CAROLINA SHORES VILLAGE**

**"CHAPTER 1.
INCORPORATION**

Sec. 1.1. Incorporation and corporate powers. The inhabitants of Carolina Shores Village are a body corporate and politic under the name Carolina Shores Village. Under that name they shall have all the powers, duties, rights, privileges and immunities conferred and imposed upon cities by the general law of North Carolina.

By such name they may purchase and hold, for the purpose of its governmental welfare and improvement, all such estate, real and personal, as may be deemed necessary therefore; or may from time to time sell, dispose of and invest the same, as may be deemed advisable by the village as provided by law.

**CHAPTER II
BOUNDARIES**

1 Sec. 2.1. Boundaries. Until modified in accordance with law, the boundaries
2 of Carolina Shores Village are the following area of Brunswick County:
3 BEGINNING at a point said point being located in the northern right-of-way line of
4 N.C. 179 (formerly S.R. 1163) a 60' RW and also being located where the northern
5 right-of-way line of N.C. 179 is intersected by the eastern right-of-way line of S.R. 1168
6 (60' RW). Thence running with and along the northern right-of-way line of N.C. 179,
7 South 77 degrees 13 minutes 47 seconds West, 331.67 feet; thence with a curve to the
8 right (values Delta 20 degrees 33 minutes 39 seconds, R=1732.95') South 87 degrees 30
9 minutes 37 seconds West, a chord of 618.54 feet: Thence north 82 degrees 12 minutes
10 34 seconds West, 1022.14 feet; thence with a curve to the left (values Delta 13 degrees
11 28 minutes 52 seconds, R=1667.02) North 88 degrees 44 minutes 26 seconds west, a
12 chord of 391.32 feet. Thence South 84 degrees 18 minutes 34 seconds west, 21.93 feet
13 to the South Carolina State Line. Thence running with the N. C. and S. C. State line
14 North 44 degrees 43 minutes 03 seconds West 2088.59 feet: thence leaving state line
15 and running north 25 degrees 56 minutes 40 seconds East 655.02 feet; thence North 64
16 degrees 13 minutes 18 seconds West, 103.78 feet to a point in the eastern right-of-way
17 line of U. S. 17; thence running with eastern line of U. S. 17 North 25 degrees 57
18 minutes 42 seconds, 4027.30 feet to an iron pipe. (This line crossing S.R. 1168).
19 Thence North 60 degrees 20 minutes 57 seconds East, 108.09 feet: Thence South 30
20 degrees 37 inutes 22 seconds East, 367.29 feet; thence North 60 degrees 22 minutes 31
21 seconds East, 1191.43 feet; thence North 30 degrees 50 minutes 31 seconds West,
22 365.67 feet; thence North 60 degrees 12 minutes 51 seconds East, 1349.56 feet to an
23 iron pipe; thence South 87 degrees 47 minutes 50 seconds West, 463.98 feet; thence the
24 following courses and distances.
25 North 11 degrees 31 minutes 38 seconds West 1134.70 feet
26 North 27 degrees 00 minutes 33 seconds East, 98.85 feet
27 North 18 degrees 04 minutes 38 seconds West, 84.06 feet
28 North 41 degrees 02 minutes 22 seconds East, 45.85 feet
29 North 07 degrees 50 minutes 01 seconds East, 53.86 feet
30 North 37 degrees 32 minutes 34 seconds East, 95.88 feet
31 North 45 degrees 49 minutes 04 seconds East, 49.35 feet
32 North 25 degrees 53 minutes 27 seconds East, 40.45 feet
33 North 00 degrees 07 minutes 41 seconds West, 70.30 feet
34 North 63 degrees 40 minutes 41 seconds East, 90.02 feet
35 North 36 degrees 26 minutes 44 seconds East, 105.05 feet to the western right-of-way
36 line of S.R. 1167, 60' RW; thence North 54 degrees 45 minutes 07 seconds East 30.00
37 feet to the centerline of S.R. 1167; thence running with centerline of S.R. 1167 South 35
38 degrees 14 minutes 53 seconds East, 1335.78 feet; thence with a curve to the right
39 (values Delta 17 degrees 08 minutes 42 seconds, R=954.93 feet) South 26 degrees 40
40 minutes 32 seconds East, a chord of 284.68 feet; thence continuing with said centerline
41 and running South 18 degrees 06 minutes 12 seconds East, 1374.96 feet; thence leaving
42 said centerline and running South 62 degrees 58 minutes 47 seconds West, 678.48 feet.
43 Thence South 60 degrees 09 minutes 04 seconds West, 720.74 feet; thence South 30
44 degrees 33 minutes 19 seconds East, 2954.21 feet; thence South 60 degrees 36 minutes

1 40 seconds West, 452.61 feet; thence South 30 degrees 14 minutes 30 seconds East,
 2 1506.91 feet to an iron pipe; thence North 87 degrees 00 minutes 46 seconds west,
 3 779.48 feet to an iron pipe; thence South 82 degrees 04 minutes 15 seconds west,
 4 439.56 feet to an iron pipe; Thence South 85 degrees 32 minutes 33 seconds West,
 5 250.00 feet to an iron pipe; thence South 85 degrees 32 minutes 33 seconds West,
 6 762.30 feet to the Eastern right-of-way line of S.R. 1168 (60' RW) thence with said
 7 right-of-way line South 03 degrees 49 minutes 14 seconds East 323.50 feet to the
 8 beginning point. Said Tract A containing 613 acres more or less.

9 **TRACT B**

10 **ACREAGE ESTATES LAND**

11 BEGINNING at an iron pipe in the Eastern right-of-way line of S.R. 1167 (Persimmon
 12 Road). Said beginning iron also being the Southwestern corner of Section C, Acreage
 13 Estates as recorded in Map Book _____, Page _____, Brunswick
 14 County Register of Deeds Office in Bolivia, North Carolina. Thence running South 78
 15 degrees 12 minutes 01 seconds West 30.01 feet to the centerline of S.R. 1167; thence
 16 with the centerline of S.R. 1167, North 13 degrees 22 minutes 05 seconds West, 795.55
 17 feet; thence north 19 degrees 33 minutes 16 seconds west, 240.35 feet; thence
 18 continuing with centerline of S.R. 1167 north 30 degrees 30 minutes 28 seconds west,
 19 1584.44 feet thence leaving the centerline of S.R. 1167 and running North 49 degrees
 20 50 minutes 55 seconds East, 88.89 feet; thence running these various courses and
 21 distances with an along Little Singletree Swamp:
 22 North 12 degrees 01 minutes 46 seconds East, 310.06 feet
 23 North 07 degrees 53 minutes 49 seconds East, 217.53 feet;
 24 North 06 degrees 44 minutes 59 seconds West, 111.09 feet;
 25 North 21 degrees 06 minutes 56 seconds East, 139.44 feet;
 26 North 76 degrees 19 minutes 57 seconds East, 143.24 feet;
 27 North 53 degrees 37 minutes 54 seconds East, 253.73 feet;
 28 North 12 degrees 53 minutes 37 seconds West, 246.25 feet;
 29 North 05 degrees 58 minutes 10 seconds East, 128.21 feet;
 30 North 47 degrees 11 minutes 43 seconds East, 349.98 feet;
 31 North 42 degrees 21 minutes 42 seconds East, 144.68 feet;
 32 North 13 degrees 02 minutes 50 seconds East, 390.02 feet;
 33 North 29 degrees 45 minutes 27 seconds West, 171.04 feet;
 34 North 33 degrees 45 minutes 43 seconds East, 231.37 feet;
 35 North 15 degrees 00 minutes 04 seconds East, 162.79 feet;
 36 to an iron pipe. Thence running South 26 degrees 07 minutes 00 seconds East, 617.12
 37 feet to an iron pipe, thence South 25 degrees 27 minutes 50 seconds East, 1659.80 feet
 38 to an iron pipe; thence South 25 degrees 34 minutes 50 seconds East, 1627.72 feet to an
 39 iron pipe; thence South 25 degrees 34 minutes 45 seconds East, 1105.79 feet to an iron
 40 pipe; thence South 25 degrees 42 minutes 45 seconds East, 1598.56 feet to an iron pipe;
 41 thence South 25 degrees 36 minutes 55 seconds East, 2522.36 feet to the centerline of
 42 S.R. 1165; thence running with centerline of S.R. 1165, South 42 degrees 44 minutes 55
 43 seconds West, 942.04 feet; thence leaving centerline of S.R. 1165 and running North 25
 44 degrees 16 minutes 15 seconds west, 530.72 feet to an iron pipe; thence North 25

1 degrees 51 minutes 15 seconds West, 1527.06 feet to an iron pipe; thence North 26
2 degrees 27 minutes 19 seconds West, 332.57 feet to an iron pipe; Thence North 26
3 degrees 44 minutes 14 seconds West, 163.86 feet to an iron pipe; Thence North 26
4 degrees 54 minutes 19 seconds West, 541.04 feet to an iron pipe; thence North 26
5 degrees 01 minutes 19 seconds West, 234.02 feet to an iron pipe; thence North 26
6 degrees 32 minutes 19 seconds West, 1362.51 feet to a concrete monument; thence
7 South 78 degrees 15 minutes 31 seconds West, 423.64 feet to a concrete monument;
8 Thence South 78 degrees 12 minutes 01 seconds West, 774.52 feet to the beginning
9 iron. Said Tract B containing 264 acres more or less.

10 **CHAPTER III**
11 **GOVERNING BODY**

12 Sec. 3.1. Village Council. The governing body of Carolina Shores Village is
13 the Village Council, which has seven members including the Mayor.

14 Sec. 3.2. Election. The qualified voters of the entire Village elect the
15 members of the Council.

16 Sec. 3.3. Terms of office. In 1989, seven members of the Council shall be
17 elected. The four persons receiving the highest numbers of votes shall be elected to
18 four-year terms, and the three persons receiving the next highest numbers of votes shall
19 be elected to two-year terms. In 1991 and quadrennially thereafter, three persons shall
20 be elected to four-year terms. In 1993 and quadrennially thereafter, four persons shall
21 be elected for four-year terms.

22 Sec. 3.4. Mayor. At its organizational meeting after each election, the
23 Council shall elect from its membership a Mayor to serve a two-year term.

24 **CHAPTER IV**
25 **FORM OF ELECTION**

26 Sec. 4.1. The Council shall be elected on the nonpartisan plurality basis
27 provided by G.S. 163-292.

28 **CHAPTER V**
29 **ADMINISTRATION**

30 Sec. 5.1. The Village shall operate under the Council-Manager Plan as
31 provided by Part 2 of Article 7 of Chapter 160A of the General Statutes.

32 **CHAPTER VI**
33 **MISCELLANEOUS**

34 Sec. 6.1. Zoning. Any zoning ordinance adopted by the Village shall have
35 restrictions equal to or greater than those contained in deeds for homesites, acreage
36 estates, and patio homes in Carolina Shores on the date this Charter was ratified by the
37 General Assembly. This Charter does not change the validity of any declarations of
38 restrictions on homesites, acreage estates, and patio home lots."

39 Sec. 2. From the date of approval of this Charter until the organizational
40 meeting after the 1989 municipal election, the Village Council shall consist of the seven
41 persons serving on the Carolina Shores Property Owners Association Board on the date
42 of ratification of this Charter. After taking their oath of office, they shall elect from
43 among themselves a Mayor. Any vacancies on the Council prior to the organizational
44 meeting after the 1989 municipal election shall be filled by the Council.

1 Sec. 3. Interim budget. The Village Council may adopt a budget ordinance
2 for the 1988-89 and 1989-90 fiscal years, following their qualification for office,
3 without having to comply with the budget preparation and adoption timetable set out in
4 the Local Government Budget and Fiscal Control Act, but may not levy property taxes
5 for the 1988-89 fiscal year. For the budget adopted for fiscal year 1989-90, property
6 taxes may be paid at par within 90 days of adoption of the budget ordinance, and
7 thereafter according to the schedule in G.S. 105-360 as if the taxes had been due on
8 September 1, 1989.

9 Sec. 4. (a) The Brunswick County Board of Elections shall conduct an
10 election on May 8, 1989, for the purpose of submission to the qualified voters of the
11 area described in Section 2.1 of the Charter of Carolina Shores Village, the question of
12 whether or not such area shall be incorporated as Carolina Shores Village. Registration
13 for the election shall be conducted in accordance with G.S. 163-288.2.

14 (b) In the election, the question on the ballot shall be:

15 " FOR Incorporation of Carolina Shores Village

16 " AGAINST Incorporation of Carolina Shores Village".

17 Sec. 5. In such election, if a majority of the votes cast are not cast "FOR
18 Incorporation of Carolina Shores Village", then Sections 1 through 3 of this act shall
19 have no force and effect.

20 Sec. 6. In such election, if a majority of the votes cast shall be cast "FOR
21 Incorporation of Carolina Shores Village" then Sections 1 through 3 of this act shall
22 become effective on the date that the Brunswick County Board of Elections determines
23 the result of the election.