

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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SENATE BILL 685

Short Title: Annexation of Streets.

(Public)

Sponsors: Senators Odom; Blackmon and Richardson.

Referred to: Local Government and Regional Affairs.

April 5, 1993

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THAT STREETS BETWEEN DEVELOPED LOTS OR WITHIN NEIGHBORHOODS MAY NOT BE EXCLUDED FROM ANNEXATION DENSITY CALCULATIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 160A-48(c) reads as rewritten:

"(c) Part or all of the area to be annexed must be developed for urban purposes.

An area developed for urban purposes is defined as any area which meets any one of the following standards:

- (1) Has a total resident population equal to at least two persons for each acre of land included within its boundaries; or
- (2) Has a total resident population equal to at least one person for each acre of land included within its boundaries, and is subdivided into lots and tracts such that at least sixty percent (60%) of the total acreage consists of lots and tracts five acres or less in size and such that at least sixty-five percent (65%) of the total number of lots and tracts are one acre or less in size; or
- (3) Is so developed that at least sixty percent (60%) of the total number of lots and tracts in the area at the time of annexation are used for residential, commercial, industrial, institutional or governmental purposes, and is subdivided into lots and tracts such that at least sixty percent (60%) of the total acreage, not counting the acreage used at the time of annexation for commercial, industrial, governmental or

1 institutional purposes, consists of lots and tracts five acres or less in
2 size.

3 In determining the amount of acreage included within the boundaries of the area to
4 be annexed under this subsection, acreage to be annexed which consists of streets
5 between developed lots or within neighborhoods, when:

6 (1) The developed lots or the neighborhood are being annexed; and
7 (2) The streets are not already within the corporate limits of a
8 municipality, may not be excluded from the calculations."

9 Sec. 2. This act applies to any annexation ordinances which become effective
10 on or after the date of ratification of this act, including ordinances subject to pending
11 litigation.