



- 1 (3) A specific finding that on the effective date of annexation the  
2 municipality will have funds appropriated in sufficient amount to  
3 finance construction of any water and sewer lines found necessary in  
4 the report required by G.S. 160A-35 to extend the basic water and/or  
5 sewer system of the municipality into the area to be annexed, or that  
6 on the effective date of annexation the municipality will have authority  
7 to issue bonds in an amount sufficient to finance such construction. If  
8 authority to issue such bonds must be secured from the electorate of  
9 the municipality prior to the effective date of annexation, then the  
10 effective date of annexation shall be no earlier than the day following  
11 the statement of the successful result of the bond election.
- 12 (4) Fix the effective date for annexation. The effective date of annexation  
13 may be fixed for any date not less than 40 days nor more than 400 days  
14 from the date of passage of the ordinance."

15 **SECTION 2.** G.S. 160A-49(e) reads as rewritten:

16 "(e) Passage of the Annexation Ordinance. – The municipal governing board shall  
17 take into consideration facts presented at the public hearing and shall have authority to  
18 amend the report required by G.S. 160A-47 to make changes in the plans for serving the  
19 area proposed to be annexed so long as such changes meet the requirements of G.S.  
20 160A-47, provided that if the annexation report is amended to show additional  
21 subsections of G.S. 160A-48(c) or (d) under which the annexation qualifies that were  
22 not listed in the original report, the city must hold an additional public hearing on the  
23 annexation not less than 30 nor more than 90 days after the date the report is amended,  
24 and notice of such new hearing shall be given at the first public hearing. At any regular  
25 or special meeting held no sooner than the tenth day following the public hearing and  
26 not later than 90 days following such public hearing, the governing board shall have  
27 authority to adopt an ordinance extending the corporate limits of the municipality to  
28 include all, or such part, of the area described in the notice of public hearing which  
29 meets the requirements of G.S. 160A-48 and which the governing board has concluded  
30 should be ~~annexed.~~ annexed, but only if the board of commissioners of the county  
31 where the property is located has adopted a resolution approving the annexation. If the  
32 property is located in more than one county, the approval of the boards of  
33 commissioners of all the counties where the property is located is required. The  
34 ordinance shall:

- 35 (1) Contain specific findings showing that the area to be annexed meets  
36 the requirements of G.S. 160A-48. The external boundaries of the area  
37 to be annexed shall be described by metes and bounds. In showing the  
38 application of G.S. 160A-48(c) and (d) to the area, the governing  
39 board may refer to boundaries set forth on a map of the area and  
40 incorporate same by reference as a part of the ordinance.
- 41 (2) A statement of the intent of the municipality to provide services to the  
42 area being annexed as set forth in the report required by G.S. 160A-47.
- 43 (3) A specific finding that on the effective date of annexation the  
44 municipality will have funds appropriated in sufficient amount to

1 finance construction of any major trunk water mains and sewer outfalls  
2 and such water and sewer lines as required in G.S. 160A-47(3)b found  
3 necessary in the report required by G.S. 160A-47 to extend the basic  
4 water and/or sewer system of the municipality into the area to be  
5 annexed, or that on the effective date of annexation the municipality  
6 will have authority to issue bonds in an amount sufficient to finance  
7 such construction. If authority to issue such bonds must be secured  
8 from the electorate of the municipality prior to the effective date of  
9 annexation, then the effective date of annexation shall be no earlier  
10 than the day following the statement of the successful result of the  
11 bond election.

- 12 (4) Fix the effective date for annexation. The effective date of annexation  
13 may be fixed for any date not less than 70 days nor more than 400 days  
14 from the date of passage of the ordinance."

15 **SECTION 3.** This act becomes effective with respect to annexation  
16 ordinances adopted on or after October 1, 2003.