

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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SENATE DRS35124-LB-127A (2/15)

Short Title: Cabarrus Quick Take.

(Local)

Sponsors: Senator Hartsell.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE CABARRUS COUNTY AND MUNICIPALITIES IN
CABARRUS COUNTY TO USE QUICK TAKE IN CERTAIN
CONDEMNATION PROCEEDINGS.

The General Assembly of North Carolina enacts:

SECTION 1. Notwithstanding the provisions of G.S. 40A-1, in the exercise of its authority of eminent domain for the acquisition of property interests (including, without limitation, fee simple title, rights-of-way, and easements) to be used for (i) waterlines and treatment facilities, (ii) sewer lines and treatment facilities, and (iii) opening, widening, extending, or improving public streets, roads, and sidewalks, a county, city, or town may use the procedure and authority prescribed in Article 9 of Chapter 136 of the General Statutes of North Carolina, as now or hereafter amended; provided further, that whenever therein the words "Secretary" or "Secretary of Transportation" appear, they shall be deemed to include the "Town Manager," or the "County Manager" and whenever therein the word "highway" appears, it is deemed to include the purposes authorized by this section, provided further that nothing herein shall be construed to enlarge the power of the town to condemn property already devoted to public use.

SECTION 2. This act applies only to Cabarrus County and to municipalities located wholly or partly in Cabarrus County and may only be used to take property within that county.

SECTION 3. This act is effective when it becomes law.