

April 2, 2009

H 1043. ANNEXATION—APPEALS TIMEFRAMES. Filed 4/2/09. *TO INCREASE THE TIME IN WHICH TO CHALLENGE AN ANNEXATION AND THE TIME TO SEEK TAX ABATEMENT FOR FAILURE TO PROVIDE POLICE, FIRE, SOLID WASTE, OR STREET MAINTENANCE SERVICES.*

Amends GS 160A-38(a) (related to annexation by cities of less than 5,000) and GS 160A-50(a) (related to annexation by cities of 5,000 or more) to increase the time period in which a property owner in an annexed territory, who believes that the owner will suffer material injury by reason of failure of the municipal governing board to comply with statutory annexation requirements, may file a petition in superior court seeking review of the governing board's action to within 75 days (was, 60 days) following the passage of an annexation ordinance. Amends GS 160A-37(k) (related to annexation by cities of less than 5,000) and GS 160A-49(k) (related to annexation by cities of 5,000 or more) to increase the time period in which a petition may be filed for tax abatement if a city fails to deliver police protection, fire protection, solid waste or street maintenance services within 60 days after the effective date of annexation to not more than 120 days (was, 90 days) after the expiration of that 60-day period. Effective for annexations on or after October 1, 2009.

Intro. by McComas, Justice.

GS 160A