

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

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HOUSE BILL 224
Committee Substitute Favorable 3/18/13
Committee Substitute #2 Favorable 4/2/13

Short Title: Asheville ETJ and Annexation.

(Local)

Sponsors:

Referred to:

March 6, 2013

A BILL TO BE ENTITLED

AN ACT TO MAKE VARIOUS AMENDMENTS TO CHAPTER 160A OF THE GENERAL
STATUTES WITH RESPECT TO THE CITY OF ASHEVILLE.

The General Assembly of North Carolina enacts:

SECTION 1.(a) G.S. 160A-360 is amended by adding a new subsection to read:

"(m) The City of Asheville shall have no authority to exercise any power under this section."

SECTION 1.(b) Relinquishment of authority by the City of Asheville shall be effective April 1, 2013. Upon relinquishment of the jurisdiction over an area that Asheville is regulating under Article 19 of Chapter 160A of the General Statutes, the city regulations and powers of enforcement shall remain in effect until (i) Buncombe County has adopted the regulation or (ii) a period of 120 days has elapsed following the effective date of this act, whichever is sooner. During this period, Buncombe County may hold hearings and take other measures that may be required in order to adopt county regulations for the area.

SECTION 2. Notwithstanding Section 1 of this act, Buncombe County shall have the authority to continue to appoint residents of the County who reside within one mile of the municipal limits of the City of Asheville, as if G.S. 160A-362 applied, with two appointees to serve on the planning board of the City of Asheville and two appointees to serve on the board of adjustment of the City of Asheville.

SECTION 3.(a) The City of Asheville shall not complete, initiate, or otherwise begin any annexation proceeding under Part 7 of Article 4A of Chapter 160A of the General Statutes.

SECTION 3.(b) This section is effective when it becomes law and expires on December 31, 2025.

SECTION 4. This act applies only to the City of Asheville.

SECTION 5. Except as otherwise provided, this act is effective when it becomes law.

