

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

H

1

HOUSE BILL 198*

Short Title: Raleigh/Conveyance of Real Property. (Local)

Sponsors: Representatives D. Hall, Holley, Jackson, and Gill (Primary Sponsors).
For a complete list of Sponsors, refer to the North Carolina General Assembly Web Site.

Referred to: Local Government.

March 11, 2015

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE CHARTER OF THE CITY OF RALEIGH TO AUTHORIZE
3 THE CITY TO SELL, EXCHANGE, OR OTHERWISE TRANSFER REAL PROPERTY
4 SUBJECT TO RESTRICTIONS.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Section 22 of the Charter of the City of Raleigh, being Chapter 1184
7 of the 1949 Session Laws, as amended, is amended by adding the following new subsection:

8 "(88). Conveyance of Real Property with Restrictions. When the City Council determines
9 that a sale or disposition of real property will advance or further any Council adopted economic
10 development, transportation, urban revitalization, community development, or other City
11 policy, the City may, in addition to other authorized means, sell, exchange, or transfer the fee
12 or any lesser interest in real property, either by public sale or by negotiated private sale. The
13 City may attach to the transfer and to the interest conveyed any covenants, conditions, or
14 restrictions, or a combination of them, the City deems necessary to further the adopted policies
15 or plans. The consideration received by the City, if any, for the conveyance may reflect the
16 restricted use of the property resulting from the covenants, conditions, or restrictions. Any
17 conveyance under this section may be made only pursuant to a resolution of the City Council
18 authorizing the conveyance. Notice of the proposed transaction shall be given at least 10 days
19 prior to adoption of the resolution by generally authorized legal advertising methods, and the
20 notice shall generally describe: (i) the property involved; (ii) the nature of the interest to be
21 conveyed; and (iii) all of the material terms of the proposed transaction, including any
22 covenants, conditions, or restrictions which may be applicable. The notice shall give the time
23 and place of the City Council meeting where the proposed transaction will be considered and
24 shall announce the Council's intention to authorize the proposed transaction."

25 **SECTION 2.** This act is effective when it becomes law.

