

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015**

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HOUSE BILL 337*

Senate State and Local Government Committee Substitute Adopted 6/9/15

Short Title: Town of Cary/Release Unneeded Easements.

(Local)

Sponsors:

Referred to:

March 25, 2015

A BILL TO BE ENTITLED

1 AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARY TO AUTHORIZE THE
2 TOWN COUNCIL TO DELEGATE TO THE CITY MANAGER THE AUTHORITY TO
3 DISPOSE OF EASEMENTS THAT ARE NO LONGER NEEDED BY THE TOWN AND
4 TO AUTHORIZE THE RALEIGH CITY COUNCIL TO DELEGATE TO THE CITY
5 MANAGER THE AUTHORITY TO DISPOSE OF EASEMENTS THAT ARE NO
6 LONGER NEEDED BY THE CITY.
7

8 The General Assembly of North Carolina enacts:

9 **SECTION 1.** The Charter of the Town of Cary, being S.L. 2005-117, is amended
10 by adding a new Article to read as follows:

11 "ARTICLE XI. SALE, LEASE, AND DISPOSITION OF PROPERTY.

12 "Section 11.1. Disposition of Certain Property by Town Manager. (a) The Town Council
13 may authorize the City Manager or Deputy City Manager to dispose of all the following
14 property interests without obtaining Town Council approval for each disposition:

15 (1) Water or sewer easements, or similar interests in real property, as part of an
16 exchange for other water and sewer easements or similar interests in
17 property.

18 (2) Water or sewer easements, or similar interests in real property, when the
19 easement or similar interest in real property is no longer needed by the
20 Town.

21 (b) The provisions of Article 12 of Chapter 160A of the General Statutes shall not apply
22 to the disposition of property under this section."

23 **SECTION 1.5.(a)** Notwithstanding the provisions of Article 12 of Chapter 160A of
24 the General Statutes, the City Council may authorize the City Manager or an Assistant City
25 Manager to dispose of all the following property interests without obtaining City Council
26 approval for each disposition:

27 (1) Water or sewer easements, or similar interests in real property, as part of an
28 exchange for other water and sewer easements or similar interests in
29 property.

30 (2) Water or sewer easements, or similar interests in real property, when the
31 easement or similar interest in real property is no longer needed by the City.

32 **SECTION 1.5.(b)** This section applies only to the City of Raleigh.

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

