

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2021**

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**SENATE BILL 907  
State and Local Government Committee Substitute Adopted 6/14/22  
State and Local Government Committee Substitute Adopted 6/22/22  
Fourth Edition Engrossed 6/28/22**

Short Title: Economic Growth Act.

(Local)

Sponsors:

Referred to:

June 1, 2022

A BILL TO BE ENTITLED

1 AN ACT TO REQUIRE MUNICIPALITIES LOCATED WHOLLY OR PARTLY IN  
2 DAVIDSON COUNTY TO INFORM THE DAVIDSON COUNTY BOARD OF  
3 COMMISSIONERS PRIOR TO ANNEXING CONTIGUOUS PROPERTY AND TO  
4 REQUIRE MUNICIPALITIES LOCATED WHOLLY OR PARTLY IN DAVIDSON  
5 COUNTY TO OBTAIN THE APPROVAL OF THE DAVIDSON COUNTY BOARD OF  
6 COMMISSIONERS PRIOR TO CONDUCTING A SATELLITE ANNEXATION OF  
7 CERTAIN PROPERTY AND PRIOR TO REZONING CERTAIN PROPERTY  
8 ACQUIRED BY SATELLITE ANNEXATION.  
9

10 The General Assembly of North Carolina enacts:

11 **SECTION 1.** When conducting an annexation under Part 1 of Article 4A of Chapter  
12 160A of the General Statutes, in addition to the provisions of that Part, the governing body of a  
13 municipality shall, not less than 10 days prior to the adoption of an annexation ordinance, notify  
14 the Davidson County Board of Commissioners (Board) that the governing body intends to adopt  
15 the annexation ordinance.

16 **SECTION 2.(a)** When conducting an annexation under Part 4 of Article 4A of  
17 Chapter 160A of the General Statutes, in addition to the provisions of that Part, the following  
18 additional requirements shall apply:

- 19 (1) The governing body of a municipality shall, prior to the adoption of an  
20 annexation ordinance, notify the Board that the governing body intends to  
21 adopt the annexation ordinance.
- 22 (2) Upon receipt of the notice under subdivision (1) of this section, the Board  
23 shall fix a date for a public hearing on the annexation ordinance. The public  
24 hearing shall be held no more than 45 days after receipt of the notice. The  
25 Board shall cause notice of the hearing to be published once at least 10 days  
26 before the date of hearing. At the hearing, any person residing in or owning  
27 property in the area proposed for annexation and any resident of the  
28 municipality seeking the annexation may appear and be heard on the question  
29 of annexation.
- 30 (3) If the Board finds, after the public hearing, that the interests of the inhabitants  
31 of the county and the area proposed for annexation will be best served by the  
32 annexation, the Board shall adopt a resolution approving the annexation and  
33 the governing body of the municipality may proceed with the adoption of the  
34 annexation ordinance.



1 (4) If the Board finds, after the public hearing, that the interests of the inhabitants  
2 of the county and the area proposed for annexation will not be best served by  
3 the annexation, the Board shall adopt a resolution disapproving the  
4 annexation. The governing body of the municipality may not proceed with the  
5 adoption of the annexation ordinance or begin a separate annexation process  
6 with respect to that area proposed for annexation, or any part thereof, for at  
7 least 36 months from the date of the Board's adoption of the resolution  
8 disapproving annexation.

9 **SECTION 2.(b)** If the Board adopts a resolution approving the annexation and the  
10 governing body of the municipality adopts the annexation ordinance under this section, no  
11 rezoning under Chapter 160D of the General Statutes of any area that includes the annexed  
12 property, or any part thereof, may occur without the approval of both the governing body of the  
13 municipality and the Board.

14 **SECTION 3.** This act applies only to Davidson County and any municipality located  
15 wholly or partly in Davidson County seeking to annex an area located wholly within Davidson  
16 County.

17 **SECTION 4.** This act does not apply to annexation of any property to be used for  
18 single-family residential or multi-family residential purposes.

19 **SECTION 5.** This act does not alter or amend the provisions of S.L. 2012-54.

20 **SECTION 6.** This act becomes effective July 1, 2022, and applies to annexations  
21 initiated on or after that date.