



HOUSE BILL 1128: Cornelius Limits.

2016-2017 General Assembly

Committee:	House Local Government. If favorable, re- refer to Finance	Date:	June 14, 2016
Introduced by:	Rep. Bradford	Prepared by:	Augustus D. Willis Committee Counsel
Analysis of:	PCS to First Edition H1128-CSTYxr-19		

SUMMARY: *House Bill 1128 would add certain described property referenced by Mecklenburg County Tax Office Parcel Identification Number (PIN) to the corporate limits of the Town of Cornelius.*

The Proposed Committee Substitute (PCS) removes Section 2 of the bill, which would have authorized police officers of the Towns of Cornelius, Davidson, Huntersville, Matthews, Mint Hill, and Pineville to exercise the same jurisdiction, authority, powers and rights throughout the unincorporated areas of Mecklenburg County as they do within the corporate boundaries of their own municipality. The PCS also makes a technical change to the effective date to clarify that the property being annexed would be subject to municipal taxes for taxes imposed for taxable years beginning on or after July 1, 2016.

[As introduced, this bill was identical to S879, as introduced by Sen. Tarte, which is currently in Senate State and Local Government.]

CURRENT LAW: Article VII, Section 1 of the North Carolina Constitution states the General Assembly "shall provide for the organization and government and the fixing of boundaries of counties, cities and towns, and other governmental subdivisions, and, except as otherwise prohibited by this Constitution, may give such powers and duties to counties, cities and towns, and other governmental subdivisions as it may deem advisable."

Article 4A of Chapter 160A of the General Statutes governs municipal annexations. North Carolina law sets forth four basic ways in which a municipality may annex an area.

- Voluntary Annexation. – The owners of all real property in an area contiguous to the municipality desiring to be annexed sign a petition requesting annexation.
- Voluntary Satellite Annexation. – The owners of all real property in the area desiring to be annexed sign a petition requesting annexation, if it otherwise meets the statutory requirements.
- Municipal Initiated Annexation subject to a referendum. – The municipality initiates annexation proceeding, pursuant to statutory requirements.
- Legislative Act. – The General Assembly has the authority to extend the boundaries of any municipality.

BILL ANALYSIS: The PCS to House Bill 1128 would add certain described property referenced by Mecklenburg County Tax Office Parcel Identification Number (PIN) to the corporate limits of the Town of Cornelius.

EFFECTIVE DATE: This act would be effective June 30, 2016.

Karen Cochrane-Brown
Director



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Legislative Analysis
Division
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