



HOUSE BILL 266: City of Lenoir/Satellite Annexation

2015-2016 General Assembly

Committee:	House Finance, Subcommittee on Annexation and Deannexation	Date:	June 3, 2015
Introduced by:	Rep. Robinson	Prepared by:	Greg Roney Committee Counsel
Analysis of:	First Edition		

SUMMARY: *House Bill 266 would annex certain described property into the corporate limits of the City of Lenoir.*

CURRENT LAW: Under Section 1 of Article VII of the NC Constitution, the General Assembly is empowered to "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."

Pursuant to this Section, the General Assembly enacted Article 4A of Chapter 160A of the General Statutes, which governs municipal annexations. Annexation is the method by which municipalities expand the boundaries of the municipality, following certain statutorily prescribed steps in order to add an area into its boundaries. The municipality must provide, or contract to provide, basic services to the area. These services include police protection, fire protection, solid waste collection and the extension of water and sewer lines to the area.

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: House Bill 266 annexes Caldwell County Tax Parcel Identification Number 09-164-1-2 into the corporate limits of the City of Lenoir.

BACKGROUND: The City Manager for the City of Lenoir stated the property was owned by the City and the annexation would allow the City to develop recreation facilities and provide City police and fire service.

EFFECTIVE DATE: House Bill 266 would be effective June 30, 2015.

Erika Churchill with the Research Division substantially contributed to this summary.

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