



SENATE BILL 774: Marvin and Asheboro/Deannexation.

2016-2017 General Assembly

Committee:	Senate Finance	Date:	May 20, 2016
Introduced by:	Sen. Tucker	Prepared by:	Nicholas Giddings Committee Co-Counsel
Analysis of:	PCS to First Edition S774-CSTMxr-47		

SUMMARY: *Senate Bill 774 would remove property from the corporate limits of the Village of Marvin.*

The Proposed Committee Substitute would remove property from the corporate limits of the City of Asheboro. This act would become effective June 30, 2016.

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 annexation. The General Assembly has not enacted any method for municipalities to *deannex* property – that power remains with the General Assembly.

BILL ANALYSIS:

Village of Marvin:

Senate Bill 774 would deannex property from the Village of Marvin.

Property taxes and special assessments imposed by the Village of Marvin before the effective date are valid and may be collected as if the property were still in the Village of Marvin.

City of Asheboro:

The Proposed Committee Substitute would deannex property from the City of Asheboro. The property was originally annexed into the City of Asheboro in 1994 to be used for industry/manufacturing operations. Thereafter, the property was sold to a land owner with no connection to the manufacturing operations; thus, removing the need for municipal services for this piece of property. A resolution by the City Council of the City of Asheboro has requested this property be removed from its city limits.

Property taxes and special assessments imposed by the City of Asheboro before the effective date are valid and may be collected as if the property were still in the City of Asheboro.

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

Brad Krehely substantially contributed to this summary.

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