



SENATE BILL 802: Wesley Chapel/Mineral Springs Deannexations.

2017-2018 General Assembly

Committee:	Senate Finance. If favorable, re-refer to Rules and Operations of the Senate	Date:	June 11, 2018
Introduced by:	Sen. Tucker	Prepared by:	Cindy Avrette Staff Attorney
Analysis of:	PCS to First Edition S802-CSSTx-58		

OVERVIEW: Senate Bill 802 would deannex a little over 80 acres of residential property from the corporate limits of the Village of Wesley Chapel. The proposed committee substitute would deannex a 12.862 acre tract of residential property from the corporate limits of the Town of Mineral Springs.

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. In addition, the General Assembly may annex property by local act. The General Assembly has not enacted any method for municipalities to *deannex* property; that power remains with the General Assembly.

BILL ANALYSIS: Section 1 of the PCS for Senate Bill 802 would deannex a little more than 80 acres from the limits of the Village of Wesley Chapel. The acreage is comprised of the following eight contiguous parcels:

- 42.99 acre tract, classified as farm/residential, located on Newtown Road
- 7.97 acre tract, classified as residential/single family, located on New Town Road
- 5.11 acre tract, classified as residential/single family, located on New Town Road
- 6.49 acre tract, classified as residential/single family, located on New Town Road
- 6.45 acre tract, classified as residential/single family, located on New Town Road
- 5.94 acre tract, classified as residential/single family, located on Myrtle Davis Drive
- 3.11 acre tract, classified as residential/single family, located on New Town Road
- 3.668 acre tract, classified as residential/single family, located on New Town Road

Section 2 of the PCS for Senate Bill 802 would deannex a 12.862 acre tract from the corporate limits of the Town of Mineral Springs.

EFFECTIVE DATE: The bill would become effective June 30, 2018, and apply to tax years beginning July 1, 2018.

Karen Cochrane-Brown
Director



Legislative Analysis
Division
919-733-2578