



# SENATE BILL 201: Town of Bolton/Deannexation.

2019-2020 General Assembly

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<b>Committee:</b>	Senate Rules and Operations of the Senate	<b>Date:</b>	June 20, 2019
<b>Introduced by:</b>	Sen. Britt	<b>Prepared by:</b>	Billy R. Godwin
<b>Analysis of:</b>	Second Edition		Staff Attorney

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**OVERVIEW:** *Senate Bill 201 would correct a typographical error in the legal description of the two parcels of land legislatively annexed into the corporate limits of the Town of Bolton by Section 2 of S.L. 2005-141 and deannex one of these parcels from the corporate limits of the Town of Bolton.*

**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. However, the General Assembly has not enacted any method for municipalities to deannex property. Only the General Assembly may deannex property.

**ANALYSIS:** Senate Bill 201 would correct a typographical error in the plat book reference in the legal descriptions of each of the two parcels of land legislatively annexed into the corporate limits of the Town of Bolton by Section 2 of S.L. 2005-141. The bill would also deannex one of the previously annexed parcels in S.L. 2005-141 identified as "Tract One-East" from the corporate limits of the Town of Bolton.

**EFFECTIVE DATE:** Section 1 of the act would become effective when the bill becomes law. The remainder of the act would become effective June 30, 2019, and property in the territory deannexed by this act as of January 1, 2019 would no longer subject to municipal taxes for taxes imposed for taxable years beginning on or after July 1, 2019.

*Staff Attorney Nicholas Giddings substantially contributed to this bill summary.*

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