



# HOUSE BILL 1157: Weldon Property Conveyance.

2021-2022 General Assembly

<b>Committee:</b>	House Local Government. If favorable, re- refer to Rules, Calendar, and Operations of the House	<b>Date:</b>	June 14, 2022
<b>Introduced by:</b>	Rep. Wray	<b>Prepared by:</b>	Billy R. Godwin Staff Attorney
<b>Analysis of:</b>	PCS to First Edition H1157-CSBD-37		

**OVERVIEW:** *The proposed committee substitute (PCS) to House Bill 1157 would authorize the Town of Weldon to convey certain real property by private negotiation and sale.*

**CURRENT LAW:** The authority of and procedures for a municipality to sell or dispose of real property is governed by Article 12 of Chapter 160A. Real property owned by a municipality must generally be sold through one of the following **competitive** sale procedures:

- Advertisement for sealed bids – G.S.160A-268.
- Offer and upset bid – G.S. 160A-269.
- Public auction – G.S. 160A-270.

A municipality may only use the **non-competitive** private negotiation sale process to dispose of real property where the property has architectural or historical significance, is sold to a non-profit corporation involved in historic preservation, and is conveyed subject to a preservation agreement (G.S. 160A-266). In limited circumstances, a municipality may, with or without monetary consideration, sell real property through a non-competitive private sale process to volunteer fire departments and rescue squads (G.S.160A-277) and to non-profit entities carrying out a public purpose (G.S. 160A-279).

**BILL ANALYSIS:** The PCS to House Bill 1157 would authorize the Town of Weldon to convey by private negotiation and sale, and upon such terms as the Town deems appropriate, any or all of its right, title, and interest in certain described real property.

**EFFECTIVE DATE:** The act would be effective when the bill becomes law.

Jeffrey Hudson  
Director



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