



SENATE BILL 911: Leland Annexation.

2021-2022 General Assembly

Committee:	Senate Finance. If favorable, re-refer to Rules and Operations of the Senate	Date:	June 15, 2022
Introduced by:	Sen. Rabon	Prepared by:	Billy R. Godwin
Analysis of:	Second Edition		Staff Attorney

OVERVIEW: *Senate Bill 911 would modify the requirements and procedure for the Town of Leland to conduct satellite annexations.*

CURRENT LAW: G.S. 160A-58.1 governs the voluntary municipal annexation of noncontiguous property, also known as voluntary satellite annexation. If all property owners in a satellite area petition a municipality for voluntary annexation of the noncontiguous property, the municipality may annex the property, but only if the following five requirements are met:

1. The nearest point on the proposed satellite corporate limits must not be more than three miles from the primary corporate limits of the annexing municipality.
2. No point on the proposed satellite corporate limits may be closer to the primary corporate limits of another municipality than to the primary corporate limits of the annexing municipality.
3. The area must be so situated that the annexing municipality will be able to provide the same services within the proposed satellite corporate limits than it provides within its primary corporate limits.
4. If the area proposed for annexation, or any portion thereof, is a subdivision as defined in G.S. 160D-102(31), the entire subdivision must be included.
5. The area within the proposed satellite corporate limits, when added to the area within all other satellite corporate limits, may not exceed 10% of the area within the primary corporate limits of the annexing city. The Town of Leland was exempted from this provision by S.L. 2004-57.

BILL ANALYSIS: Senate Bill 911 would modify the requirements and procedure for the Town of Leland to annex noncontiguous (satellite) property by:

- Reducing from three miles to one and one-half miles, the maximum distance the proposed satellite corporate limits can be from Leland's primary corporate limits.
- Removing Leland's exemption from the requirement that the proposed satellite corporate limits, when added to the area within all other satellite corporate limits, may not exceed 10% of the area within the primary corporate limits of the annexing city.
- Requiring the annexation petition to contain a statement from the owner that the owner's petition for annexation is not based upon any representation by Leland that a public enterprise service available outside Leland's corporate limits would be withheld from the owner's property without the petition for annexation.

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EFFECTIVE DATE: This act would be effective when the bill becomes law and would apply to petitions for annexation received on or after that date.