

**GENERAL ASSEMBLY OF NORTH CAROLINA**

**SESSION 1989**

**H**

**1**

**HOUSE BILL 770**

Short Title: Granville Comm'rs. Elections.

(Local)

---

Sponsors: Representatives Watkins, Church, and J. Crawford.

---

Referred to: Government.

---

March 21, 1989

A BILL TO BE ENTITLED

1 AN ACT CODIFYING THE NEW METHOD OF ELECTION FOR THE  
2 GRANVILLE COUNTY BOARD OF COMMISSIONERS ORDERED BY THE  
3 UNITED STATES DISTRICT COURT.  
4

5 The General Assembly of North Carolina enacts:

6 Section 1. Following the 1989 special election ordered by the United States  
7 District Court for the Eastern District of North Carolina, the Granville County Board of  
8 Commissioners shall be enlarged from five to seven members. One commissioner shall  
9 be elected from each of the seven districts described in Section 6, according to the  
10 schedule in Sections 3, 4 and 5. Only voters residing in a district may vote in the  
11 primaries and elections for that district, and only persons residing in a district may be  
12 candidates for or serve as commissioner for that district. Except as provided below, all  
13 commissioners shall serve four-year terms. Primaries and elections for the Board of  
14 Commissioners shall be conducted according to general State law.

15 Sec. 2. The commissioners elected in 1984 and 1986 are entitled to serve the  
16 remainder of the terms for which they were elected. Because the regularly scheduled  
17 1988 election was enjoined, the commissioners elected in 1984 shall continue to hold  
18 over until the new commissioners elected in the 1989 special election take office.  
19 Those commissioners are J. David Brooks, L. Sam Daniel, and Samuel W. Daniel. The  
20 two commissioners elected in 1986, W. E. Averette and R. Wayne Newton, shall serve  
21 until their terms expire in 1990 and the new commissioners elected in that year take  
22 office. Following the 1989 special election, W. E. Averette shall be designated as the  
23 commissioner representing the Brassfield/Dutchville East of I-85 District and R. Wayne

1 Newton as the commissioner representing the Sassafras Fork/Salem/East Oxford  
2 District.

3           Sec. 3. In the 1989 special election one commissioner each will be elected  
4 from the following districts:

5           South Oxford/Fishing Creek

6           Oxford/North Oxford

7           Oak Hill/Walnut Grove/Tally Ho/Sassafras Fork

8           Tally Ho/Brassfield/Fishing Creek.

9 The commissioners elected from these districts in 1989 will serve terms to expire in  
10 1992. Their successors shall be elected in 1992 and every four years thereafter at the  
11 time set by general State law.

12           Sec. 4. In the 1989 special election one commissioner also will be elected  
13 from the Dutchville West of I-85 District. The commissioner elected from that district  
14 will serve a term to expire in 1990. The successor to that seat shall be elected in 1990  
15 and every four years thereafter at the time set by general State law.

16           Sec. 5. In 1990 and every four years thereafter, in addition to the election for  
17 the Dutchville West of I-85 District, one commissioner each shall be elected from the  
18 following districts:

19           Sassafras Fork/Salem/East Oxford

20           Brassfield/Dutchville East of I-85.

21           Sec. 6. The seven election districts are:

22           (1) **Oak Hill/Walnut Grove/Tally Ho/Sassafras Fork District.** – All of  
23 Oak Hill Township, all of Walnut Grove Township, the portion of  
24 Tally Ho Township lying north of State Road 1139, and the portion of  
25 Sassafras Fork Township lying south of State Road 1430 and west of  
26 Highway 15 outside Stovall (1980 Census Enumeration District  
27 376U).

28           (2) **Sassafras Fork/Salem/East Oxford District.** – Those portions of  
29 Salem Township, Sassafras Fork Township and Oxford Township  
30 lying within the area beginning at the intersection of the northwest  
31 corner of Sassafras Fork Township and the North Carolina State  
32 boundary, and moving in a clockwise direction east along the North  
33 Carolina State boundary to the northeast corner of Sassafras Fork  
34 Township, then southwest and south along the Vance County  
35 boundary to the intersection of the southeast corner of Oxford  
36 Township and the northeast corner of Fishing Creek Township, then  
37 west along the Oxford Township boundary to the boundary of the City  
38 of Oxford, then south along the boundary of the City of Oxford to  
39 Henderson Street (State Road 1602), then west along Henderson Street  
40 to Front Street, then southwest along Front Street to Hancock Street,  
41 then south along Hancock Street to a point where Mimosa Street  
42 would intersect with Hancock Street if extended, then southwest to and  
43 along Mimosa Street to its intersection with Linden Avenue, then  
44 northwest along Linden Avenue to Hillsboro Street, then northeast

1 along Hillsboro Street to College Street, then north along College  
2 Street to Forest Avenue, then east along Forest Avenue to Lanier  
3 Street, then south along Lanier Street to Williamsboro Street, then east  
4 and southeast along Williamsboro Street (Highway 158) to the  
5 boundary between Oxford Township and Salem Township, then  
6 northwest and north along the Oxford Township boundary to Highway  
7 15, then north along Highway 15 to the boundary of the Town of  
8 Stovall, then northwest along the boundary of the Town of Stovall to  
9 State Road 1430, and then west along State Road 1430 to the western  
10 boundary of Sassafras Fork Township, then north along the western  
11 boundary of Sassafras Fork Township to the North Carolina State  
12 boundary.

13 (3) **Oxford/North Oxford District.** – Those portions of Oxford Township  
14 and Fishing Creek Township lying within the area beginning in the  
15 City of Oxford at the intersection of Hillsboro Street and Linden  
16 Avenue, and moving in a counterclockwise direction northeast along  
17 Hillsboro Street to College Street, then north along College Street to  
18 Forest Avenue, then east along Forest Avenue to Lanier Street, then  
19 south along Lanier Street to Williamsboro Street, then east and  
20 southeast along Williamsboro Street (Highway 158) to the boundary  
21 between Oxford Township and Salem Township, then northwest and  
22 north along the Oxford Township boundary to Highway 15, then north  
23 along Highway 15 to the northeast corner of Oxford Township, then  
24 west along the Oxford Township boundary to the northwest corner of  
25 Oxford Township, then south along the Oxford Township boundary to  
26 the southwest corner of Oxford Township, then east along the Oxford  
27 Township boundary to the City of Oxford, then south along the  
28 boundary of the City of Oxford to Hillsboro Street, then northeast  
29 along Hillsboro Street to the intersection of Hillsboro Street and  
30 Linden Avenue.

31 (4) **South Oxford/Fishing Creek District.** – Those portions of Oxford  
32 Township and Fishing Creek Township lying within the area  
33 beginning at the intersection of Hillsboro Street and the western  
34 boundary of the City of Oxford, and moving in a clockwise direction  
35 northeast along Hillsboro Street to Linden Avenue, then south along  
36 Linden Avenue to Mimosa Street, then east along Mimosa Street and  
37 along a line following the same direction as Mimosa Street to Hancock  
38 Street, then north along Hancock Street to Front Street, then east along  
39 Front Street to Henderson Street, then east along Henderson Street  
40 (State Road 1602) to the Fishing Creek Township boundary, then  
41 north and east along the Fishing Creek Township boundary to the  
42 Vance County boundary, then south along the Vance County boundary  
43 to State Road 1620, then west along State Road 1620 to State Road  
44 1619, then northwest along State Road 1619 to State Road 1622, then

1 north along State Road 1622 to State Road 1643, then west along State  
2 Road 1643 to Highway 96, then north along Highway 96 to the  
3 southern boundary of the City of Oxford, then northwest along the  
4 boundary of the City of Oxford to Hillsboro Street.

5 (5) **Tally Ho/Brassfield/Fishing Creek District.** – Those portions of  
6 Tally Ho Township, Fishing Creek Township and Brassfield Township  
7 lying within the area beginning at the intersection of State Road 1139  
8 and the Person County boundary, and moving in a clockwise direction  
9 northeast along State Road 1139 to the northwest corner of Fishing  
10 Creek Township and the southwest corner of Oxford Township, then  
11 east along the Fishing Creek Township boundary to the western  
12 boundary of the City of Oxford, then east and southeast along the  
13 boundary of the City of Oxford to the intersection of Highway 96 and  
14 Interstate Highway 85, then south along Highway 96 to State Road  
15 1643, then east along State Road 1643 to State Road 1622, then south  
16 along State Road 1622 to State Road 1619, then southeast along State  
17 Road 1619 to State Road 1620, then east along State Road 1620 to the  
18 Vance County boundary, then south along the Vance County boundary  
19 to Highway 56, then west along Highway 56 to State Road 1636, then  
20 north along State Road 1636 to State Road 1129, then west along State  
21 Road 1129 to the Dutchville Township boundary, then north and west  
22 along the Dutchville Township boundary to the Durham County  
23 boundary, then north along the Durham and Person County boundary  
24 to State Road 1139.

25 (6) **Brassfield/Dutchville East on I-85 District.** – All of Dutchville  
26 Township lying east of Interstate Highway 85, and the portion of  
27 Brassfield Township lying south of the line beginning at the  
28 intersection of State Road 1129 and the Dutchville/Brassfield  
29 Township boundary, then east along State Road 1129 to State Road  
30 1636, then south along State Road 1636 to Highway 56, then east  
31 along Highway 56 to the Franklin County boundary.

32 (7) **Dutchville West of I-85 District.** – All of Dutchville Township lying  
33 west of Interstate 85.

34 Sec. 7. Following the 1990 census and any subsequent federal census, the  
35 election districts described above may be altered as necessary to comply with the  
36 requirements of equal representation. Any such changes shall also comply with the  
37 Voting Rights Act of 1965.

38 Sec. 8. The following local acts concerning the election of the Granville  
39 County Board of Commissioners are repealed: Chapter 341, Public-Local Laws of  
40 1939; Section 1 of Chapter 158, Session Laws of 1955; and Chapter 1022, Session Laws  
41 of 1967.

42 Sec. 9. This act is intended to codify without change the new election method  
43 ordered for the Granville County Board of Commissioners by the United States District  
44 Court for the Eastern District of North Carolina in **McGhee, et al., v. Granville**

1 **County, et al.**, No. 87-29-CIV-5 (October 31, 1988, and January 13, 1989). In  
2 compliance with the court's order in that case, the first primary for the 1989 special  
3 election is being held on April 11, 1989; the second primary, if needed, on May 2, 1989;  
4 the general election on May 23, 1989; and the new commissioners will take office as  
5 soon as possible after the results are certified but no later than June 6, 1989.

6           Sec. 10. This act is effective upon ratification.