

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

H

1

HOUSE BILL 657\*

Short Title: Incorporate Whitsett.

(Local)

Sponsors: Representative Decker.

Referred to: Local and Regional Government I.

April 10, 1991

1 A BILL TO BE ENTITLED  
2 AN ACT TO INCORPORATE THE TOWN OF WHITSETT IN GUILFORD  
3 COUNTY.

4 The General Assembly of North Carolina enacts:

5 Section 1. A charter for the Town of Whitsett is enacted to read:

6 "CHARTER OF THE TOWN OF WHITSETT.

7 "CHAPTER I.

8 "INCORPORATION AND CORPORATE POWERS.

9 "Section 1-1. **Incorporation and Corporate Powers.** The inhabitants of the Town  
10 of Whitsett are a body corporate and politic under the name 'Town of Whitsett.' Under  
11 that name they have all the powers, duties, rights, privileges, and immunities conferred  
12 and imposed on cities by the general law of North Carolina.

13 "CHAPTER II.

14 "CORPORATE BOUNDARIES.

15 "Sec. 2-1. **Town Boundaries.** Until modified in accordance with the law, the  
16 boundaries of the Town of Whitsett are as follows:

17 BEGINNING at a point in the center of the intersection of S.R. 3064 (Whitsett Park  
18 Road) and and S.R. 3066, said point being identified as Point "1" on the map showing  
19 the proposed boundary of the Town of Whitsett; thence along Whitsett Park Road South  
20 75 deg. 30 min. East 408 feet to a point (Point "2"); thence along Whitsett Park Road  
21 South 56 deg. 29 min. East 446 feet to a point (Point "3"); thence along Whitsett Park  
22 Road South 54 deg. 49 min. East 335 feet to a point (Point "4"); thence along Whitsett  
23 Park Road South 69 deg. 09 min. East 944 feet to a point (Point "5") in the center of the  
24 intersection of Whitsett Park Road and S.R. 3211 (Brittney Lane); thence along Brittney

1 Lane South 06 deg. 19 min. West 1279 feet to a point (Point "6") on the Northern Right-  
2 of-Way of Interstate 85; thence along the Northern Right-of-Way of Interstate 85 South  
3 83 deg. 39 min. West 313 feet to a point (Point "7"); thence along the Northern Right-  
4 of-Way of Interstate 85 South 86 deg. 33 min. West 1674 feet to a point (Point "8"),  
5 said point being on the Northern Right-of-Way of Interstate 85 at the centerline  
6 intersection of S.R. 3066 North 05 deg. 00 min. East 680 feet to a point (Point "9");  
7 thence North 83 deg. 31 min. West 881 feet to a point (Point "10"); thence North 07  
8 deg. 35 min. East 251 feet to a point (Point "11") in the centerline of S.R. 3065  
9 (Greeson Road); thence along Greeson Road North 79 deg. 01 min. West 1129 feet to a  
10 point (Point "12"); thence along Greeson Road North 83 deg. 13 min. West 1572 feet to  
11 a point (Point "13") at the intersection of Greeson Road and N.C. 61; thence along N.C.  
12 61 South 19 deg. 19 min. West 488 feet to a point (Point "14"); thence along N.C. 61  
13 South 41 deg. 26 min. West 330 feet to a point (Point "15"); thence North 82 deg. 59  
14 min. West 1250 feet to a point (Point "16"); thence North 80 deg. 57 min. West 543 feet  
15 to a point (Point "17"); thence North 80 deg. 00 min. West 504 feet to a point (Point  
16 "18"); thence South 21 deg. 57 min. West 101 feet to a point (Point "19"); thence North  
17 83 deg. 11 min. West 239 feet to a point (Point "20"); thence North 07 deg. 28 min. East  
18 373 feet to a point (Point "21"); thence North 05 deg. 09 min. East 513 feet to a point  
19 (Point "22"); thence North 87 deg. 38 min. West 1808 feet to a point (Point "23") on the  
20 East Right-of-Way of S.R. 3060 (Penn-Lo Drive); thence North 87 deg. 38 min. West  
21 61 feet to a point (Point "24") on the West Right-of-Way of Penn-Lo Drive; thence  
22 North 87 deg. 38 min. West 300 feet to a point (Point "25"); thence North 87 deg. 38  
23 min. West 1117 feet to a point (Point "26"); thence North 06 deg. 32 min. East 216 feet  
24 to a point (Point "27"); thence North 02 deg. 54 min. East 134 feet to a point (Point  
25 "28"); thence North 02 deg. 54 min. East 241 feet to a point (Point "29"); thence North  
26 00 deg. 59 min. East 1009 to a point (Point "30") in the centerline of U.S. Highway 70-  
27 A (Burlington Road); thence along Burlington Road North 68 deg. 19 min. East 3610  
28 feet to a point (Point "31"); thence along Burlington Road North 57 deg. 28 min. East  
29 1466 feet to a point (Point "32"); thence along Burlington Road North 81 deg. 11 min.  
30 East 2050 feet to a point (Point "33"); thence along Burlington Road North 73 deg. 42  
31 min. East 1364 feet to a point (Point "34"); thence along Burlington Road South 87 deg.  
32 51 min. East 2145 feet to a point (Point "35"); thence South 05 deg. 57 min. West 2374  
33 feet to a point (Point "36"); thence South 03 deg. 47 min. West 1037 feet to a point  
34 (Point "37"); thence South 04 deg. 09 min. West 653 feet to a point (Point "1"), said  
35 point being the POINT AND PLACE OF BEGINNING and containing 1002 Acres,  
36 more or less.

### 37 "CHAPTER III.

### 38 "GOVERNING BODY.

39 "Sec. 3-1. **Structure of governing body; number of members.** The governing  
40 body of the Town of Whitsett is the Town Council, which has five members.

41 "Sec. 3-2. **Manner of electing Council.** The qualified voters of the entire Town  
42 elect the members of the Council.

43 "Sec. 3-3. **Term of office of Council members.** Members of the Council are  
44 elected to four-year terms except that at the initial election in 1991, when the three

1 highest vote getters who are elected shall serve for four-year terms and the next two  
2 highest vote getters shall serve for two-year terms. In 1993 and quadrennially  
3 thereafter, two members of the Council shall be elected for four-year terms. In 1995  
4 and quadrennially thereafter, three members of the Council shall be elected for four-  
5 year terms.

6 "Sec. 3-4. **Election of Mayor; term of office.** At the organizational meeting of the  
7 Council following each election, the Council shall elect one of its members to serve as  
8 Mayor. The Mayor serves as such at the pleasure of the Council.

9 **"CHAPTER IV.**

10 **"ELECTIONS.**

11 "Sec. 4-1. **Conduct of Town elections.** Town officers shall be elected on a  
12 nonpartisan basis and results determined by a plurality as provided in G.S. 163-292.

13 **"CHAPTER V.**

14 **"ADMINISTRATION.**

15 "Sec. 5-1. **Town to operate under Mayor-Council plan.** The Town of Whitsett  
16 operates under the Mayor-Council plan as provided in Chapter 160A, Article 7, Part 3  
17 of the General Statutes."

18 Sec. 2. Until the organizational meeting of the Town Council of Whitsett  
19 following the 1991 municipal election, Walter Blythe, Andy Brown, Judy Flora, Tanya  
20 Gold, and Oscar Smith shall serve as members of the Town Council. The initial  
21 meeting of the Town Council shall be called by the clerk to the Guilford County Board  
22 of Commissioners. The interim governing body shall, at its first meeting, elect from  
23 among its members a chairman who shall have the powers of a mayor provided by  
24 general law.

25 Sec. 3. From and after the effective date of this act, the citizens and property  
26 in the Town of Whitsett shall be subject to municipal taxes levied for the year beginning  
27 July 1, 1991, and for that purpose the Village shall obtain from Guilford County a  
28 record of property in the area herein incorporated which was listed for taxes as of  
29 January 1, 1991; and the businesses in the town shall be liable for privilege license tax  
30 from the effective date of the privilege license tax ordinance. The Town may adopt a  
31 budget ordinance for fiscal year 1991-92 without following the timetable in the Local  
32 Government Budget and Fiscal Control Act, but shall follow the sequence of actions in  
33 the spirit of the act insofar as is practical. For fiscal year 1991-92, ad valorem taxes  
34 may be paid at par or face amount within 90 days of adoption of the budget ordinance,  
35 and thereafter in accordance with the schedule in G.S. 105-360 as if the taxes had been  
36 due and payable on September 1, 1991. The Town of Whitsett is eligible to receive  
37 distributions of State funds during fiscal year 1991-92.

38 Sec. 4. This act is effective upon ratification.