

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

H

3

HOUSE BILL 160

Second Edition Engrossed 3/8/93

Senate Local Government & Regional Affairs Committee Substitute Adopted 5/12/93

Short Title: County Road Renaming.

(Public)

Sponsors:

Referred to:

February 15, 1993

A BILL TO BE ENTITLED

AN ACT TO ALLOW ALL COUNTIES TO RENAME ALL ROADS WITHIN UNINCORPORATED AREAS OF THE COUNTY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 153A-238 reads as rewritten:

"§ 153A-238. Public road defined for certain named counties.

(a) In this Article 'public road' or 'road' means any road, street, highway, thoroughfare, or other way of passage that has been irrevocably dedicated to the public or in which the public has acquired rights by prescription, without regard to whether it is open for travel, except that in G.S. 153A-239.1, the word 'road' means both private roads and public roads.

~~(b) This section applies to Alamance, Avery, Brunswick, Burke, Cabarrus, Cleveland, Davie, Edgecombe, Halifax, Harnett, Henderson, McDowell, Moore, Nash, New Hanover, Pender, Randolph, Sampson, Stanly, Stokes, Surry and Watauga Counties only."~~

Sec. 2. G.S. 153A-239 is repealed.

Sec. 3. G.S. 153A-239.1 reads as rewritten:

"§ 153A-239.1. Naming roads and assigning street numbers in unincorporated areas for certain named counties.

(a) A county may by ordinance name or rename any road within the county and not within a city, and may assign or reassign street numbers for use on such a road. In naming or renaming a road, a county may ~~not~~ not:

- 1 (1) ~~change~~Change the name, if any, given to the road by the Board of
2 Transportation, unless the Board of Transportation agrees;
3 (2) ~~change~~Change the number assigned to the road by the Board of
4 Transportation, but may give the road a name in addition to its
5 number; or
6 (3) ~~give~~Give the road a name that is deceptively similar to the name of
7 any other public road in the vicinity.

8 A county shall not name or rename a road or assign or reassign street numbers on a
9 road until it has held a public hearing on the matter. At least 10 days before the day of
10 the hearing, the board of commissioners shall cause notice of the time, place and subject
11 matter of the hearing to be prominently posted at the county courthouse, in at least two
12 public places in the township or townships where the road is located, and shall publish a
13 notice of such hearing in a newspaper of general circulation published in the county.
14 After naming or renaming a road, or assigning or reassigning street numbers on a road,
15 a county shall cause notice of its action to be given to the local postmaster with
16 jurisdiction over the road, to the Board of Transportation, and to any city within five
17 miles of the road.

18 (b) ~~This section applies to Alamance, Avery, Brunswick, Burke, Cabarrus,~~
19 ~~Cleveland, Davie, Edgecombe, Halifax, Harnett, Henderson, McDowell, Moore, Nash,~~
20 ~~New Hanover, Pender, Randolph, Sampson, Stanly, Stokes, Surry and Watauga~~
21 ~~Counties only."~~

22 Sec. 4. G.S. 153A-240 is repealed.

23 Sec. 5. Any local modifications to G.S. 153A-239 and G.S. 153A-240 are
24 repealed.

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