

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003**

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HOUSE BILL 755

Short Title: Cary/Garner Condemnations. (Local)

Sponsors: Representatives Ross, Ellis, Miner, and Weiss (Primary Sponsors).

Referred to: Local Government I.

March 27, 2003

A BILL TO BE ENTITLED

1 AN ACT AUTHORIZING THE TOWNS OF CARY AND GARNER TO ACQUIRE
2 PROPERTY FOR THE PRESENT OR FUTURE LOCATION OR RELOCATION
3 OF TELEPHONE, TELEGRAPH, ELECTRIC, OR OTHER LINES TO BE
4 OPERATED BY PUBLIC UTILITIES.
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6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** When acquiring rights-of-way for the construction or
8 improvement of streets, the Town may also locate and acquire such additional
9 rights-of-way as may be necessary for the present or future location or relocation, above
10 or below ground, of telephone, telegraph, electric, and other lines, as well as gas, water,
11 sewerage, oil, and other pipelines to be operated by public utilities defined and
12 regulated under Chapter 62 of the General Statutes. In acquiring real property by
13 eminent domain, the Town may use the procedures of either Chapter 40A or Chapter
14 136 of the General Statutes.

15 **SECTION 2.** This act applies to the Towns of Cary and Garner.

16 **SECTION 3.** This act is effective when it becomes law.