

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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SENATE BILL 88
State and Local Government Committee Substitute Adopted 5/19/05

Short Title: Bent Tree Plantation HOA MV Regulation.

(Local)

Sponsors:

Referred to:

February 9, 2005

A BILL TO BE ENTITLED

1 AN ACT REPEALING THE APPLICABILITY OF CERTAIN MOTOR VEHICLE
2 LAWS ON PROPERTIES OWNED OR UNDER THE CONTROL OF THE BENT
3 TREE PLANTATION HOMEOWNERS ASSOCIATION IN BRUNSWICK
4 COUNTY.
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6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** Section 1 of S.L. 2002-128 reads as rewritten:

8 "SECTION 1. The provisions of Chapter 20 of the General Statutes relating to the
9 use of the highways of the State and the operation of motor vehicles are applicable to
10 the streets, roadways, and alleys on the properties owned by or under the control of the
11 Sanders Forest Development Association, Inc., or ~~its members and the Bent Tree~~
12 ~~Plantation Homeowners Association, Inc., or its members.~~ For purposes of this act,
13 streets, roadways, and alleys in the Sanders Forest ~~and Bent Tree Plantation~~
14 ~~communities~~ community shall have the same meaning as highways and public vehicular
15 areas pursuant to G.S. 20-4.01. A violation of any of those laws is punishable as
16 prescribed by those laws."

17 **SECTION 2.** Section 2 of S.L. 2002-128 reads as rewritten:

18 "SECTION 2. This act shall not be construed as in any way interfering with the
19 ownership and control of the streets, roadways, and alleys of the Sanders Forest
20 Development Association, Inc., ~~and the Bent Tree Plantation Homeowners Association,~~
21 ~~Inc., or its members~~ as is now vested by law in that association or its members. The
22 speed limits within the Sanders Forest ~~and Bent Tree Plantation~~ ~~communities~~
23 community shall be the same as those in effect at the time of ratification of this act.
24 Any proposed change in the speed limit shall be submitted to and approved by the
25 Brunswick County Board of Commissioners. Pursuant to G.S. 20-141, the Brunswick
26 County Board of Commissioners may authorize by ordinance higher or lower speeds."

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