HOUSE BILL 224
Committee Substitute Favorable 3/18/13
Committee Substitute #2 Favorable 4/2/13
Fourth Edition Engrossed 4/3/13

Short Title: Asheville ETJ and Annexation.   (Local)

Sponsors:

Referred to:

March 6, 2013

1   A BILL TO BE ENTITLED
2   AN ACT TO MAKE VARIOUS AMENDMENTS TO CHAPTER 160A OF THE GENERAL
3   STATUTES WITH RESPECT TO THE CITY OF ASHEVILLE.
4   The General Assembly of North Carolina enacts:
5   **SECTION 1.(a)** G.S. 160A-360 is amended by adding a new subsection to read:
6   "(m)   The City of Asheville shall have no authority to exercise any power under this
7   section."
8   **SECTION 1.(b)** Relinquishment of authority by the City of Asheville shall be
9   effective when this act becomes law. Upon relinquishment of the jurisdiction over an area that
10   Asheville is regulating under Article 19 of Chapter 160A of the General Statutes, the city
11   regulations and powers of enforcement shall remain in effect until (i) Buncombe County has
12   adopted the regulation or (ii) a period of 120 days has elapsed following the effective date of
13   this act, whichever is sooner. During this period, Buncombe County may hold hearings and
14   take other measures that may be required in order to adopt county regulations for the area.
15   **SECTION 2.** Notwithstanding Section 1 of this act, Buncombe County shall have
16   the authority to continue to appoint residents of the County who reside within one mile of the
17   municipal limits of the City of Asheville, as if G.S. 160A-362 applied, with two appointees to
18   serve on the planning board of the City of Asheville and two appointees to serve on the board
19   of adjustment of the City of Asheville.
20   **SECTION 3.(a)** The City of Asheville shall not complete, initiate, or otherwise
21   begin any annexation proceeding under Part 7 of Article 4A of Chapter 160A of the General
22   Statutes.
23   **SECTION 3.(b)** This section is effective when it becomes law and expires on
24   December 31, 2025.
25   **SECTION 4.** This act applies only to the City of Asheville.
26   **SECTION 5.** Except as otherwise provided, this act is effective when it becomes
27   law.