

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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HOUSE DRH10109-LM-15A* (01/28)

Short Title: Fayetteville Annexation Referendum. (Local)

Sponsors: Representative Lucas.

Referred to:

A BILL TO BE ENTITLED

AN ACT AMENDING THE CHARTER OF THE CITY OF FAYETTEVILLE TO
REQUIRE APPROVAL OF ANNEXATIONS BY THE VOTERS OF THE AREA
TO BE ANNEXED.

The General Assembly of North Carolina enacts:

SECTION 1. Chapter II of the Charter of the City of Fayetteville, being Chapter 557 of the 1979 Session Laws, as amended, is amended by adding the following new Article:

"Article 3. Annexation Referendum.

"§2.5. Annexation referendum. (a) An annexation ordinance adopted by the City of Fayetteville under G.S. 160A-49(e) shall become effective only if approved by the voters of the area to be annexed in a referendum conducted under subsection (b) of this section.

(b) The City Council shall call a referendum to determine whether the proposed territory shall be annexed to the City. Within 90 days after receiving a resolution calling a referendum from the City Council, the Cumberland County Board of Elections shall proceed to hold an election on the question.

The election shall be called by a resolution of the County Board of Elections that shall:

- (1) Describe the territory proposed to be annexed to the City as set out in the resolution of the City Council.
- (2) Provide that the matter of annexation of the territory shall be submitted to the vote of the qualified voters of the territory proposed to be annexed.
- (3) Provide for registration of voters in the territory proposed to be annexed for the election in accordance with G.S. 163-288.2.

