

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 72

Senate Rules and Operations of the Senate Committee Substitute Adopted 8/14/97

Third Edition Engrossed 8/28/97

Short Title: Oak Ridge Incorporated.

(Local)

Sponsors:

Referred to: Finance.

February 6, 1997

A BILL TO BE ENTITLED
AN ACT TO INCORPORATE THE TOWN OF OAK RIDGE, SUBJECT TO A
REFERENDUM.

The General Assembly of North Carolina enacts:

Section 1. A charter is enacted for the Town of Oak Ridge to read:

"CHARTER OF THE TOWN OF OAK RIDGE.

"CHAPTER 1.

"INCORPORATION AND CORPORATE POWERS.

"Section 1.1. The inhabitants of the Town of Oak Ridge are a body corporate and politic under the name 'Town of Oak Ridge'. Under that name they have all the rights, powers, duties, privileges and immunities conferred and imposed upon cities by the general law of North Carolina.

"Section 1.2. (a) Article 4A of Chapter 160A of the General Statutes does not apply to the Town of Oak Ridge until July 1, 2017.

(b) G.S. 160A-58.1(b)(2) does not apply to (i) the City of Greensboro as it relates to the Town of Oak Ridge or (ii) the Town of Kernersville as it relates to the Town of Oak Ridge.

"CHAPTER 2.

"CORPORATE BOUNDARIES.

"Section 2.1. Until changed in accordance with law, the boundaries of the Town of Oak Ridge are as follows:

From the southwestern boundary of the Stokesdale City Limits, south on the east side of the Haw River Road to Pepper Road, south on the east side of Pepper Road to NC Hwy. 150, east on NC Hwy. 150 to Beason Road, south on the east side of Beason Road to Reedy Fork Creek, east on Reedy Fork Creek to NC Hwy. 68, south on Hwy. 68 to the Oak Ridge Township line, east on the Oak Ridge Township line to Golden Acre Road, north on Golden Acre Road to the intersection with Alcorn Road (includes all properties known as the Golden Acre Subdivision), north on Alcorn Road to Reedy Fork Creek, east on Reedy Fork Creek to the Oak Ridge & Bruce Township line, north to the southern boundary of Stokesdale City Limits, west following the southern boundary of Stokesdale City Limits to the Guilford County line.

"CHAPTER 3.**"GOVERNING BODY.**

"Section 3.1. The governing body of the Town of Oak Ridge is the Town Council, which has five members.

"Section 3.2. The qualified voters of the entire Town elect the members of the Town Council.

"Section 3.3. From the effective date of this charter until the organizational meeting of the Town Council after the 1999 municipal elections the Mayor, Mayor Pro Tem, and the other three members of Town Council will be:

Interim Mayor	Bill Parrish
Mayor Pro Tem	Gary Blackburn
Council	Mack Peoples
Council	Greg Bissett
Council	Roger Howerton

The Interim Mayor and Mayor Pro Tem named by this section shall only serve as such if another council member is not chosen for that position as provided by Section 3.5 of this Charter.

"Section 3.4. At the regular Town election in 1999, five council members shall be elected. The persons receiving the three highest numbers of votes shall be elected for four-year terms, and the two persons receiving the next highest numbers of votes shall be elected for two-year terms. In 2001 and quadrennially thereafter, two council members shall be elected for four-year terms. In 2003 and quadrennially thereafter, three council members shall be elected for four-year terms.

"Section 3.5. At the organizational meeting of the initial council and at the organizational meeting after each election, the council shall elect one of its members to serve at its pleasure as Mayor.

"CHAPTER 4.**"ELECTIONS.**

1 "Section 4.1. The Town Council shall be elected by the nonpartisan plurality method
2 as provided by G.S. 163-292. Elections shall be governed by general law except as
3 provided otherwise by this Charter.

4 **"CHAPTER 5.**

5 **"ADMINISTRATION.**

6 "Section 5.1. The Town of Oak Ridge shall operate under the Mayor-Council plan as
7 provided in Part 3 of Article 7 of Chapter 160A of the General Statutes.

8 **"CHAPTER 6.**

9 **"TAXATION.**

10 "Section 6.1. Notwithstanding G.S. 160A-209(d), except with the approval of the
11 qualified voters of the Town in a referendum under G.S. 160A-209, the Town may not
12 levy ad valorem taxes in excess of twenty cents (20¢) on the one hundred dollars
13 (\$100.00) valuation. This section does not limit taxation to pay the debt service on
14 general obligation indebtedness incurred by the Town in accordance with law."

15 Section 2. From and after the effective date of the incorporation, the citizens
16 and property in the Town of Oak Ridge shall be subject to municipal taxes levied for the
17 year beginning July 1, 1997, and for that purpose the Town shall obtain from Guilford
18 County a record of property in the area herein incorporate which was listed for taxes as of
19 January 1, 1997, and the businesses in the Town shall be liable for privilege license tax
20 from the effective date of the privilege license tax ordinance. The Town may adopt a
21 budget ordinance for fiscal year 1997-98, without following the timetable in the local
22 government budget and fiscal control act, but shall follow the sequence of actions in the
23 spirit of the act insofar as is practical. For fiscal year 1997-98 ad valorem taxes may be
24 paid at par or face amount within 90 days of adoption of the budget ordinance, and
25 thereafter in accordance with the schedule in G.S. 105-36 as if taxes had been due and
26 payable on September 1, 1997.

27 Section 3. (a) The Guilford County Board of Elections, shall conduct an
28 election on the Tuesday after the first Monday in November of 1997 for the purpose of
29 submission of the proposed Charter to the qualified voters of the area described in
30 Section 2.1 of the Charter of the Town of Oak Ridge. Registration for the election shall
31 be conducted in accordance with G.S. 163-288.2.

32 (b) In the election, the question on the ballot shall be:

33 **"[] FOR [] AGAINST**

34 **INCORPORATION OF THE TOWN OF OAK RIDGE".**

35 Section 4. In such election if a majority of the votes cast are not cast "For
36 incorporation of the Town of Oak Ridge", then Sections 1 and 2 of this act shall have no
37 force or effect.

38 Section 5. In such election, if a majority of the votes cast shall be cast "For
39 incorporation of the Town of Oak Ridge", then Sections 1 and 2 of this act shall become
40 effective on the date that the Guilford County Board of Elections determines the result of
41 the election.

42 Section 6. This act is effective when it becomes law.