

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 464

Short Title: Winston-Salem/Forsyth Co. Housing Code.

(Local)

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Sponsors: Senators Horton; and McDaniel.

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Referred to: State Government, Local Government, and Personnel.

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March 24, 1997

A BILL TO BE ENTITLED

1 AN ACT TO ALLOW THE CITY OF WINSTON-SALEM AND FORSYTH COUNTY  
2 TO SERVE COMPLAINTS AND ORDERS BY PUBLICATION UPON OWNERS  
3 WHOSE IDENTITIES OR WHEREABOUTS ARE KNOWN, BUT WHO CANNOT  
4 BE SERVED BY THE PUBLIC OFFICER AFTER EXERCISING REASONABLE  
5 DILIGENCE.  
6

7 The General Assembly of North Carolina enacts:

8 Section 1. G.S. 160A-445(a) reads as rewritten:

9 "(a) Complaints or orders issued by a public officer pursuant to an ordinance  
10 adopted under this Part shall be served upon persons either personally or by registered or  
11 certified mail. If the identities of any owners or the whereabouts of persons are unknown  
12 and cannot be ascertained by the public officer in the exercise of reasonable diligence, or  
13 the identities or whereabouts of the owners or persons are known and the public officer,  
14 after exercising reasonable diligence, is unable to serve the complaint or order, and the  
15 public officer makes an affidavit to that effect, then the serving of the complaint or order  
16 upon the ~~unknown~~ owners or other persons may be made by publication in a newspaper  
17 having general circulation in the city at least once no later than the time at which personal  
18 service would be required under the provisions of this Part. When service is made by  
19 publication, a notice of the pending proceedings shall be posted in a conspicuous place on  
20 the premises thereby affected."

1                   Section 2. This act applies only to the City of Winston-Salem and Forsyth  
2 County.

3                   Section 3. This act is effective when it becomes law and applies to complaints  
4 or orders served on or after that date.