

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1997

SESSION LAW 1998-30
HOUSE BILL 1639

AN ACT TO ALLOW THE TOWN OF NEWPORT TO LEASE A CERTAIN PIECE
OF PROPERTY FOR TWENTY-FIVE YEARS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 160A-272 reads as rewritten:

"§ 160A-272. Lease or rental of property.

Any property owned by a city may be leased or rented for such terms and upon such conditions as the council may determine, but not for longer than ~~40 years~~ 25 years (except as otherwise provided herein) and only if the council determines that the property will not be needed by the city for the term of the lease. In determining the term of a proposed lease, periods that may be added to the original term by options to renew or extend shall be included. Property may be rented or leased only pursuant to a resolution of the council authorizing the execution of the lease or rental agreement adopted at a regular council meeting upon 10 days' public notice. Notice shall be given by publication describing the property to be leased or rented, stating the annual rental or lease payments, and announcing the council's intent to authorize the lease or rental at its next regular meeting.

No public notice need be given for resolutions authorizing leases or rentals for terms of one year or less, and the council may delegate to the city manager or some other city administrative officer authority to lease or rent city property for terms of one year or less. Leases for terms of more than ~~40 years~~ 25 years shall be treated as a sale of property and may be executed by following any of the procedures authorized for sale of real property."

Section 2. This act applies only to a lease by the Town of Newport of Tax Parcel #634813147869 of the Carteret County Registry, a 1.17 acre tract located on Howard Boulevard known as the "Scout Hut".

Section 3. This act is effective when it becomes law.

In the General Assembly read three times and ratified this the 6th day of July, 1998.

s/ Marc Basnight
President Pro Tempore of the Senate

s/ Harold J. Brubaker
Speaker of the House of Representatives