

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

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HOUSE BILL 112

Short Title: Wallace/Community Development Target Areas. (Local)

Sponsors: Representative Tucker.

Referred to: Local Government II.

February 11, 2009

A BILL TO BE ENTITLED

1 AN ACT TO ALLOW THE TOWN OF WALLACE TO DECLARE RESIDENTIAL AND
2 NONRESIDENTIAL BUILDINGS IN COMMUNITY DEVELOPMENT TARGET
3 AREAS UNSAFE AND TO HAVE THE OPTION OF REMOVING OR DEMOLISHING
4 THOSE BUILDINGS.
5

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** G.S. 160A-425.1(d) reads as rewritten:

8 "(d) This section applies to the Cities of Clinton, Durham, Fayetteville, Goldsboro, High
9 Point, Lumberton, Rocky Mount, Whiteville, and Wilson, and the Towns of Garner, Franklin,
10 Hope Mills, ~~Louisburg, and Spring Lake~~Louisburg, Spring Lake, and Wallace only."

11 **SECTION 2.** G.S. 160A-432(a1) reads as rewritten:

12 "(a1) [Removal of Building: Certain Localities.] – In the case of a residential building or
13 nonresidential building or structure declared unsafe under G.S. 160A-425.1, a city may, in lieu
14 of taking action under subsection (a), cause the building or structure to be removed or
15 demolished. The amounts incurred by the city in connection with the removal or demolition
16 shall be a lien against the real property upon which the cost was incurred. The lien shall be
17 filed, have the same priority, and be collected in the same manner as liens for special
18 assessments provided in Article 10 of this Chapter. If the building or structure is removed or
19 demolished by the city, the city shall sell the usable materials of the building and any personal
20 property, fixtures, or appurtenances found in or attached to the building. The city shall credit
21 the proceeds of the sale against the cost of the removal or demolition. Any balance remaining
22 from the sale shall be deposited with the clerk of superior court of the county where the
23 property is located and shall be disbursed by the court to the person found to be entitled thereto
24 by final order or decree of the court.

25 This subsection applies to the Cities of Clinton, Durham, Fayetteville, Goldsboro, High
26 Point, Lumberton, Rocky Mount, and Wilson, and the Towns of Garner, Franklin, Hope Mills,
27 ~~Louisburg, and Spring Lake~~Louisburg, Spring Lake, and Wallace only."

28 **SECTION 3.** This act is effective when it becomes law.

