

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

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**HOUSE BILL 1688*
Committee Substitute Favorable 6/16/10**

Short Title: Burlington Charter/Real Property Lease.

(Local)

Sponsors:

Referred to:

May 13, 2010

A BILL TO BE ENTITLED

1 AN ACT AMENDING THE CHARTER OF THE CITY OF BURLINGTON TO
2 AUTHORIZE THE CITY COUNCIL TO LEASE CITY-OWNED REAL PROPERTY IN
3 ITS MUNICIPAL SERVICE DISTRICTS, FOR SUCH CONSIDERATION, UPON SUCH
4 TERMS, AND UNDER SUCH CONDITIONS AS DETERMINED BY THE CITY
5 COUNCIL.
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7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** Article 2 of Subchapter E of Chapter IV of the Charter of the City of
9 Burlington, being Chapter 119 of the 1961 Session Laws, is amended by adding a new section
10 to read:

11 "Section 4.161.1. Lease of real property in municipal service districts.

12 (a) Notwithstanding the provisions of G.S. 160A-272, the city council may, in its
13 discretion, lease city-owned property in its municipal service districts established pursuant to
14 Article 23 of Chapter 160A of the General Statutes for such consideration and upon such terms
15 and conditions as the city council may determine, including terms of more than 10 years in
16 accordance with the procedures of this subsection. Before leasing its interest in property owned
17 in its municipal service districts, the city shall hold a public hearing. The city shall publish
18 notice of the public hearing at least 10 days before the hearing is held; the notice shall describe
19 the property being leased, the terms and conditions of the lease, the proposed consideration and
20 the city council's intention to approve the lease.

21 (b) The provisions of this Section shall be construed in addition to all other provisions
22 of law authorizing or prescribing the method of leasing property owned by the city."

23 **SECTION 2.** This act is effective when it becomes law.

