

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

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HOUSE BILL 1723*

Short Title: Cabarrus Fire District Boundary Validation. (Local)

Sponsors: Representatives Barnhart and Johnson (Primary Sponsors).

Referred to: Local Government II, if favorable, Finance.

May 17, 2010

A BILL TO BE ENTITLED

AN ACT TO VALIDATE CERTAIN CABARRUS COUNTY FIRE DISTRICT
BOUNDARIES CHANGES DONE BY MOTION RATHER THAN ORDINANCE.

The General Assembly of North Carolina enacts:

SECTION 1. Section 19.1 of Chapter 558 of the 1987 Session Laws, as added by
S.L. 2006-1, reads as rewritten:

"SECTION 19.1.(a) The Board of Commissioners may, effective the first day of July after
the adoption of ordinance, change the boundaries of a fire district in Cabarrus County
established by this act, if:

- (1) It first holds a public hearing on that ordinance, with notice published at
least 14 days before the hearing.
- (2) Makes available in the office of the Clerk to the Board of Commissioners a
map showing the proposed changes.
- (3) No area will be in more than one fire district.
- (4) No area shall be within the corporate limits of a municipality (except for any
area within the corporate limits of a municipality that is already within a fire
district under this act).

"SECTION 19.1.(b) Any action taken by motion rather than ordinance under subsection
(a) of this section between May 10, 2006, and the effective date of this subsection is not invalid
on account of the use of a motion, as long as the motion was reflected in the minutes of the
board of commissioners."

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

