

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2011

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SENATE BILL 214\*

Short Title: Transportation Map Corridors/Condemnation. (Public)

Sponsors: Senators Goolsby, Jenkins, Rabon; Apodaca, Brunstetter, Daniel, Gunn, Harrington, Hise, Newton, Rouzer, and Tucker.

Referred to: Transportation.

March 7, 2011

1 A BILL TO BE ENTITLED  
2 AN ACT TO LIMIT THE AMOUNT OF TIME LAND MAY BE ENCUMBERED BY A  
3 TRANSPORTATION CORRIDOR OFFICIAL MAP BEFORE THE ENTITY  
4 ESTABLISHING, ADOPTING, OR AMENDING THE TRANSPORTATION  
5 CORRIDOR OFFICIAL MAP IS REQUIRED BY LAW TO PURCHASE THE  
6 PROPERTY OR INITIATE CONDEMNATION PROCEEDINGS AGAINST THE  
7 PROPERTY.

8 The General Assembly of North Carolina enacts:

9 SECTION 1. G.S. 136-44.51(b) reads as rewritten:

10 "(b) In any event, no application for building permit issuance or subdivision plat  
11 approval for a tract subject to a valid transportation corridor official map shall be delayed by  
12 the provisions of this section for more than ~~three years~~ 18 months from the date of ~~its original~~  
13 ~~submittal~~ the adoption of a transportation official corridor map. If the corridor is still being  
14 reviewed after the 18-month period set out in this subsection, the entity which adopted the  
15 transportation corridor official map affecting the issuance of building permits or subdivision  
16 plat approval shall initiate condemnation proceedings on the affected properties. If the entity  
17 which adopted the transportation corridor official map has not purchased or initiated  
18 condemnation proceedings within the time limits established pursuant to this subsection, the  
19 owner of real property within the corridor may treat the real property as unencumbered and free  
20 of any restriction on sale, transfer, or use established by this Article."

21 SECTION 2. This act becomes effective December 1, 2011, and applies to all  
22 transportation corridor official maps filed on or after that date.

