

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 608

Short Title: Water/Sewer Condemnor Quick-Take.

(Public)

Sponsors: Representative Hall.

Referred to: Infrastructure.

March 15, 1989

A BILL TO BE ENTITLED

1 AN ACT TO AUTHORIZE WATER AND SEWER CONDEMNORS TO EXERCISE
2 THE POWER OF QUICK-TAKE IN ACCORDANCE WITH THE PROVISIONS
3 OF CHAPTER 40A OF THE GENERAL STATUTES AS RECOMMENDED BY
4 THE GENERAL STATUTES COMMISSION.
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6 The General Assembly of North Carolina enacts:

7 Section 1. G.S. 40A-42(a) reads as rewritten:

8 "(a) When a local public condemnor is acquiring property by condemnation for a
9 purpose set out in G.S. 40A-3(b)(1), (4) or (7), or when a city is acquiring property for a
10 purpose set out in G.S. 160A-311(1), (2), (3), (4), (6), or (7), or when a county is
11 acquiring property for a purpose set out in G.S. 153A-274(1), (2) or (3), or when a
12 condemnor is acquiring property by condemnation as authorized by G.S. 40A-3(c)(8),
13 (9), (10) or (12), title to the property and the right to immediate possession shall vest
14 pursuant to this subsection. Unless an action for injunctive relief has been initiated, title
15 to the property specified in the complaint, together with the right to immediate
16 possession thereof, shall vest in the condemnor upon the filing of the complaint and the
17 making of the deposit in accordance with G.S. 40A-41."

18 Sec. 2. This act is effective upon ratification.