

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 799*

Short Title: Stokesdale Incorporated.

(Local)

Sponsors: Representatives Decker; Arnold, Sizemore, Lineberry, Wood, Bowie, and Gist.

Referred to: Government.

March 22, 1989

1 A BILL TO BE ENTITLED
2 AN ACT TO INCORPORATE THE TOWN OF STOKESDALE, SUBJECT TO A
3 REFERENDUM.

4 The General Assembly of North Carolina enacts:

5 Section 1. A Charter is enacted for the Town of Stokesdale to read:

6 **"CHARTER OF THE TOWN OF STOKESDALE**

7 **CHAPTER I. INCORPORATION AND CORPORATE POWERS**

8 "Sec. 1.1. The inhabitants of the Town of Stokesdale are a body corporate and
9 politic under the name 'Town of Stokesdale'. Under that name they have all the powers,
10 duties, rights, privileges, and immunities conferred and imposed upon cities by the
11 general law of North Carolina.

12 **CHAPTER II. CORPORATE BOUNDARIES**

13 "Sec. 2.1. Until changed in accordance with law, the boundaries of the Town of
14 Stokesdale are as follows:

15 BEGINNING at a point at the common junction of Guilford-Forsyth-Stokes-
16 Rockingham County line; thence in a southerly direction following the Forsyth-Guilford
17 County line to a point on the Guilford-Forsyth line at the intersection of Rocky Creek
18 Branch; thence in a southeasterly direction to a point on Happy Hill Road (2032) 0.6
19 mile south of the bridge over Rocky Creek Branch; thence in a southeasterly direction to
20 a point on Warner Road (2033) 0.2 mile west of its intersection with Pearman Quarry
21 Road (2035); thence in an easterly direction to a point at the intersection of Warner
22 Road (2033) and Anthony Road (2034) including all properties on Warner Road
23 between this and the predeeding point; thence following the center line of Warner road

1 (2033) in an easterly direction to a point being the intersection of Warner road (2033)
2 and Haw River Road (2028) including all properties on the north side of Warner Road
3 between this and the predeeding point; thence in a southeasterly direction to a point at
4 the intersection of Highway 68 and Haw River; thence in an easterly direction following
5 Haw River to a point approximately 0.5 mile east of its intersection with the former
6 Greensboro-Mount Airy Branch track of the Southern Railway; thence in a northerly
7 direction to a point at the intersection of U.S. Highway 220 and Road #2104; thence in a
8 westerly direction following Road #2104 to a point at the intersection of Road #2104
9 and U.S. Highway 158; thence in a northwesterly direction to a point on the
10 Rockingham-Guilford County line approximately 0.6 mile east of its intersection with
11 Road #2103; thence in a westerly direction along the Rockingham-Guilford County line
12 to the point and place of beginning.

13 **CHAPTER III. GOVERNING BODY**

14 "Sec. 3.1. The governing body of the Town of Stokesdale is the Town Council,
15 which has five members.

16 "Sec. 3.2. The qualified voters of the entire Town elect the members of the Town
17 Council.

18 "Sec. 3.3. From the effective date of this Charter until the organizational meeting of
19 the Town Council after the 1990 municipal election, the members of the Town Council
20 shall be Clifton Hill, Powell M. Shelton, Sr., A.B. Fulp, Jesse Joyce, and Larry
21 Williams.

22 "Sec. 3.4. At the regular town election in 1990, five council members shall be
23 elected for one-year terms. At the regular town election in 1991, five council members
24 shall be elected. The persons receiving the three highest numbers of votes shall be
25 elected for two-year terms, and the two persons receiving the next highest numbers of
26 votes shall be elected for one-year terms. In 1992 and biennially thereafter, two council
27 members shall be elected for two-year terms. In 1993 and biennially thereafter, three
28 council members shall be elected for two-year terms.

29 "Sec. 3.5. At the organizational meeting of the initial council and at the
30 organizational meeting after each election, the council shall elect one of its members to
31 serve at its pleasure as Mayor.

32 **CHAPTER IV. ELECTIONS**

33 "Sec. 4.1. The council shall be elected on the nonpartisan basis and the results
34 determined by plurality in accordance with G.S. 163-292.

35 "Sec. 4.2. Elections shall be conducted in accordance with Chapter 163 of the
36 General Statutes. Regular town elections in even-numbered years shall be conducted
37 under the same provisions of general law as provided for municipal election in odd-
38 numbered years, except that if the Town provides for absentee voting, the Guilford
39 County Board of Elections shall adopt a schedule which allows for such absentee voting
40 on the same schedule as for county elections held on that date.

41 **CHAPTER V. ADMINISTRATION**

42 "Sec. 5.1. The Town of Stokesdale shall operate under the mayor-council plan as
43 provided in Part 3 of Article 7 of Chapter 160A of the General Statutes."

1 Sec. 2. From and after the effective date of the incorporation, the citizens and
2 property in the Town of Stokesdale shall be subject to municipal taxes levied for the
3 year beginning July 1, 1989, and for that purpose the Town shall obtain from Guilford
4 County a record of property in the area herein incorporated which was listed for taxes as
5 of January 1, 1989, and the businesses in the Town shall be liable for privilege license
6 tax from the effective date of the privilege license tax ordinance. The Town may adopt
7 a budget ordinance for fiscal year 1989-90 without following the timetable in the Local
8 Government Budget and Fiscal Control Act, but shall follow the sequence of actions in
9 the spirit of the act insofar as is practical. For fiscal year 1989-90, ad valorem taxes
10 may be paid at par or face amount within 90 days of adoption of the budget ordinance,
11 and thereafter in accordance with the schedule in G.S. 105-360 as if the taxes had been
12 due and payable on September 1, 1989.

13 Sec. 3. (a) The Guilford County Board of Elections shall conduct an election
14 on November 7, 1989, for the purpose of submission to the qualified voters of the area
15 described in Section 2.1 of the Charter of Stokesdale, the question of whether or not
16 such area shall be incorporated as Stokesdale. Registration for the election shall be
17 conducted in accordance with G.S. 163-288.2.

18 (b) In the election, the question on the ballot shall be:

19 " FOR Incorporation of Stokesdale

20 AGAINST Incorporation of Stokesdale".

21 Sec. 4. In such election, if a majority of the votes cast are not cast "FOR
22 Incorporation of Stokesdale", then Sections 1 and 2 of this act shall have no force and
23 effect.

24 Sec. 5. In such election, if a majority of the votes cast shall be cast "FOR
25 Incorporation of Stokesdale" then Sections 1 and 2 of this act shall become effective on
26 the date that the Guilford County Board of Elections determines the result of the
27 election.

28 Sec. 6. This act is effective upon ratification.