

**GENERAL ASSEMBLY OF NORTH CAROLINA**

**SESSION 1989**

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SENATE BILL 570

Short Title: Greensboro Eminent Domain.

(Local)

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Sponsors: Senators Martin of Guilford; Chalk and Shaw.

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Referred to: Local Government and Regional Affairs.

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May 1, 1989

A BILL TO BE ENTITLED

1 AN ACT TO ALLOW THE CITY OF GREENSBORO TO EXERCISE THE POWER  
2 OF EMINENT DOMAIN UNDER CERTAIN CONDITIONS TO PROVIDE  
3 HOUSING FOR LOW- AND MODERATE-INCOME PERSONS.  
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5 The General Assembly of North Carolina enacts:

6 Section 1. The City of Greensboro shall have the power of eminent domain  
7 to acquire property to provide housing for low- and moderate-income persons, but only  
8 to acquire: (i) vacant structures boarded up as a result of housing code violations; (ii)  
9 structures that have been found to contain housing code violations that the property  
10 owner has failed or refused to correct within a reasonable time; and (iii) vacant  
11 properties rendered vacant as a result of a housing code enforcement demolition order.  
12 Provided, that in the exercise of its authority of eminent domain to acquire property to  
13 provide housing for low- and moderate-income persons, the city shall follow the  
14 procedures prescribed in Chapter 40A of the General Statutes. Vesting of title to the  
15 property taken under this paragraph and right to possession shall occur pursuant to the  
16 provisions of G.S. 40A-42(b). The City may not file an eminent domain action to  
17 acquire property described in clauses (i) or (ii) of this paragraph until the property  
18 owner has had 120 days from the date of the order finding violations of the City  
19 Housing Code to correct the violations.

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