

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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HOUSE BILL 1384

Short Title: Calabash Height Limit.

(Local)

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Sponsors: Representatives Redwine and Hill.

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Referred to: Local and Regional Government I.

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May 30, 1996

A BILL TO BE ENTITLED

1 AN ACT TO LIMIT THE HEIGHT OF STRUCTURES IN THE TOWN OF  
2 CALABASH AND TO ALLOW EXCEPTIONS TO THE HEIGHT LIMIT UPON  
3 APPROVAL BY REFERENDUM.  
4

5 The General Assembly of North Carolina enacts:

6 Section 1. No building erected within the corporate limits of the Town of  
7 Calabash may have a height in excess of 35 feet above ground level unless:

8 (1) The building was erected before the effective date of this act; or

9 (2) Subject to the approval of the qualified voters of the Town of Calabash,  
10 the Town Council adopts an ordinance granting an exception to the  
11 height limit.

12 Sec. 2. The Town Council may direct the Brunswick County Board of  
13 Elections to conduct a referendum on the question of whether an exception to the height  
14 limitation imposed by this act should be granted. The election shall be held on a date  
15 jointly agreed upon by the two boards and shall be held in accordance with the  
16 procedures of G.S. 163-287. The form of the question to be presented on the ballot for  
17 special election concerning an exception to the height limit shall be:

18 "[ ] FOR [ ] AGAINST

1 Adoption of the ordinance to grant an exception to the height limit of 35 feet above  
2 ground level for buildings in the Town of Calabash, as follows: (describe the effect of  
3 the ordinance)."

4           If a majority of those voting in the referendum held pursuant to this act vote in  
5 favor of the adoption of the ordinance, the ordinance shall be effective pursuant to its  
6 terms.

7           Sec. 3. The height limitation created by Section 1 of this act does not apply to  
8 spires, belfries, cupolas, antennas, water tanks, ventilators, chimneys, or other  
9 appurtenances usually required to be placed above the roof level and not intended for  
10 human occupancy.

11           Sec. 4. This act is effective upon ratification.