

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

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**SENATE BILL 340
State and Local Government Committee Substitute Adopted 6/1/05
House Committee Substitute Favorable 6/29/05**

Short Title: Weldon Private Sale/Roanoke Rapids Construct. (Local)

Sponsors:

Referred to:

March 3, 2005

A BILL TO BE ENTITLED

1 AN ACT TO AUTHORIZE THE TOWN OF WELDON TO CONVEY CERTAIN
2 PROPERTY AT PRIVATE OR NEGOTIATED SALE; TO AUTHORIZE THE
3 CITY OF ROANOKE RAPIDS TO UTILIZE THE DESIGN-BUILD METHOD OF
4 CONSTRUCTION FOR A FIRE STATION; AND TO EXEMPT FROM CERTAIN
5 PUBLIC BIDDING LAWS THE CITY OF ROANOKE RAPIDS IN THE
6 CONSTRUCTION OF THEATER PROJECTS IN ITS MUSIC THEATER AND
7 ENTERTAINMENT DISTRICT.
8

9 The General Assembly of North Carolina enacts:

10 **SECTION 1.(a)** Notwithstanding Article 12 of Chapter 160A of the General
11 Statutes, the Town of Weldon may convey by private negotiation and sale, with or
12 without monetary consideration, and upon such terms as the town deems appropriate,
13 any or all of its right, title, and interest in some or all of the following described
14 property:

TRACT 1

15
16 That certain tract or parcel of land, together with all the improvements thereon and
17 appurtenances thereunto belonging, lying and being situate in Weldon Township,
18 Halifax County, North Carolina, containing 13.892 Acres, and shown on that certain
19 plat entitled "Plat Showing Property Being Conveyed to Duquesne Energy, Inc. From
20 Rightmyer Machine Rentals, Inc.", prepared by Timmons, dated January 13, 1998, and
21 recorded in Plat Cabinet 6, Slide 22-T, Halifax Public Registry, and being more
22 particularly bounded and described in accordance with said plat as follows:

23 Commencing at a found monument located on the Eastern right of way of N. C. State
24 Road No. 1734 and the Northern right of way line of N. C. State Road No. 1710, said
25 monument being the true point and place of beginning; thence South 89° 47' 07" West, a
26 distance of 20.07 feet to a found rod; thence along the Eastern right of way line of said
27 State Road No. 1710, North 08° 21' 36" East, a distance of 658.24 feet to a found pipe;
28 thence leaving said right of way line South 81° 31' 33" East, a distance of 400.10 feet to

1 a found pipe; thence North 08° 27' 19" East, a distance of 257.86 feet to a found pipe;
2 thence South 89° 46' 55" East, a distance of 357.26 feet to a found pipe; thence South
3 11° 21' 04" West, a distance of 967.55 feet to a found pipe; thence North 89° 42' 06"
4 West, a distance of 690.50 feet to a found pipe; thence North 08° 15' 37" East, a
5 distance of 100.17 feet to a found monument, said monument being the true point and
6 place of beginning and containing 13.892 acres of land.

7 TRACT 2

8 That certain tract or parcel of land situate in the Town of Weldon, Weldon
9 Township, Halifax County, North Carolina, together with all improvements located
10 thereon, and more particularly described as follows: Beginning at a point in the
11 Southeastern right of way line of the Seaboard Coastline Railroad at which point said
12 right of way line intersects the Northeastern right of way line of West 2nd Street at the
13 back of the curb; thence with the right of way line of West 2nd Street along the back of
14 the curb South 55° 19' East 78.55 feet to a point; thence still with the right of way line
15 of West 2nd Street along the back of the curb South 56° 49' East 77.40 feet to a point;
16 thence in a Southeasterly direction a curve to the left onto Washington Avenue, said
17 curve having a radius of 8.36 feet, 13.09 feet to a point in the back of the curb on
18 Washington Avenue in the Northwestern right of way line of Washington Avenue;
19 thence with the right of way line of Washington Avenue along the back of the curb
20 North 33° 30' East 102.05 feet to a point near the middle of a party brick wall separating
21 the building on the property herein conveyed and the building now occupied as the
22 FCX; thence North 56° 25' West 97.71 feet to a point in the Southeastern right of way
23 line of the Seaboard Coastline Railroad; thence with said railroad right of way line
24 South 64° 49' West 119.02 feet to a railroad iron; thence still with said railroad right of
25 way line South 64° 49' West 9 feet to a point of beginning, containing 14,500.53 square
26 feet as described in a certain map prepared by J. C. Shearin; and being the identical real
27 property conveyed unto Harold W. Wray et ux et al by deed of Heilig-Meyers
28 Company, a Virginia corporation, dated August 6, 2002, and recorded at Book 1928,
29 Page 651, Halifax Public Registry.

30 TRACT 3

31 The property within the confines of the block bounded by Washington Avenue, First
32 Street, Sycamore Street, and Second Street.

33 **SECTION 1.(b)** This section applies to the Town of Weldon only.

34 **SECTION 2.(a)** Section 3 of S.L. 2001-425 reads as rewritten:

35 "**SECTION 3.** Notwithstanding G.S. 143-128, 143-129, and 143-132, the City of
36 Roanoke Rapids may use the design-build method of construction for the Neighborhood
37 Resource Center on the site of the old A&P building on the corner of Third and Jackson
38 ~~Streets.~~ Streets and for a new fire station on Old Farm Road."

39 **SECTION 2.(b)** This section applies to the City of Roanoke Rapids only.

40 **SECTION 3.(a)** Except for G.S. 143-128.2 and G.S. 143-128.3, the
41 provisions of Article 8 of Chapter 143 of the General Statutes do not apply to the
42 construction of theater projects in the Music Theater and Entertainment District, as that
43 district is defined by the city council.

44 **SECTION 3.(b)** This section applies only to the City of Roanoke Rapids.

- 1 **SECTION 3.(c)** This section is effective when it becomes law and expires
- 2 January 1, 2009.
- 3 **SECTION 4.** This act is effective when it becomes law.