

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2007**

**H**

**D**

**HOUSE DRH30304-LMx-131 (03/14)**

Short Title: Incorporate Rougemont.

(Local)

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Sponsors: Representative Wilkins.

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Referred to:

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A BILL TO BE ENTITLED

AN ACT TO INCORPORATE THE TOWN OF ROUGEMONT.

The General Assembly of North Carolina enacts:

**SECTION 1.** A Charter for the Town of Rougemont is enacted to read:

"CHARTER OF THE TOWN OF ROUGEMONT.

"ARTICLE I. INCORPORATION AND CORPORATE POWERS.

"Section 1.1. **Incorporation and Corporate Powers.** The inhabitants of the Town of Rougemont are a body corporate politic under the name 'Town of Rougemont'. Under that name they shall have all the powers, duties, rights, privileges, and immunities conferred and imposed on cities by the general law of North Carolina.

"ARTICLE II. CORPORATE BOUNDARIES.

"Section 2.1. **Town Boundaries.** Until modified in accordance with the law, the boundaries of the Town of Rougemont are as follows:

Beginning at the intersection of the Flat River and Red Mountain Road, thence in an easterly direction following the Flat River north and west to the northeast corner of PIN 190702, thence in a southerly direction along the eastern boundary of aforementioned parcel, thence in a westerly direction along the southern boundary of aforementioned parcel, thence in a northerly direction along the eastern boundary of PIN 190703, thence in a westerly direction along the northern boundaries of aforementioned parcel and PIN 190701 to the eastern boundary of PIN 196596, thence in a northerly direction along the western boundary of PIN 190700, thence in a easterly direction along the northern boundary of aforementioned property to the Flat River, thence in a northerly, westerly, and southwesterly direction following the Flat River to the northeast corner of PIN 190725, thence in a southerly direction along the eastern boundary of aforementioned parcel, thence in a westerly direction following Bowen Road to its intersection with Moore's Mill Road, thence in a southerly direction along Moore's Mill Road to the northeast corner of PIN 190584, thence in a westerly direction along the northern

1 boundary of aforementioned parcel, thence in a southern direction along the western  
2 boundary of aforementioned parcel, thence in a westerly direction along the southern  
3 boundary of PIN 190585, thence in a northerly direction along the western boundaries  
4 of PIN 190585, PIN 190586, PIN 190717, PIN 190715, PIN 190714, PIN 190712, and  
5 PIN 190713 to the Durham/Person County line, thence in a westerly direction  
6 following the Durham/Person County line to the northwest corner of PIN 190783,  
7 thence in a southerly direction along the western boundaries of PIN 190783, PIN  
8 190784, PIN 190785, PIN 190786, PIN 190787 and PIN 190788, thence in a westerly  
9 direction and along the northern boundaries of PIN 190788 and PIN 190803, thence in  
10 a southerly direction along the eastern boundary of PIN 189591 to the northwest corner  
11 of PIN 189592, thence in an easterly direction along the northern boundary of PIN  
12 189592, thence in a southerly direction along the eastern boundary of aforementioned  
13 parcel, thence in a westerly direction along the southern boundary of aforementioned  
14 parcel to PIN 189593, thence in a southerly direction along the eastern boundary of PIN  
15 189593, thence in a westerly direction along the southern boundary of PIN 189593 to  
16 the northwest corner of PIN 190804, thence in an easterly direction along the northern  
17 boundary of aforementioned property, thence in a southerly direction along the eastern  
18 boundary of aforementioned property, thence in a westerly direction along the southern  
19 boundary of aforementioned property, thence in a northwesterly direction along the  
20 western boundary of aforementioned property and the eastern boundary of PIN 190768,  
21 thence in a westerly direction along the southern boundary of PIN 189593 to Equestrian  
22 Chase, thence in a southerly direction along the western boundary of Equestrian Chase  
23 to the southeastern boundary of PIN 190812, thence in a southwesterly direction along  
24 the eastern boundary of aforementioned property, thence in a northerly direction along  
25 the western boundary of aforementioned property and PIN 189595 and continuing  
26 northerly along the western boundary of PIN 189594 to PIN 189599, thence in an  
27 easterly direction along the southern boundary of aforementioned parcel, thence in a  
28 northerly direction along the eastern boundary of aforementioned parcel, thence in a  
29 westerly direction along the northern boundary of aforementioned parcel, thence in a  
30 northerly direction along the western boundaries of PIN 189590 and PIN 189589 to  
31 Harris Mill Road, thence in a northerly direction along the eastern boundary of the  
32 Norfolk Southern railroad right-of-way to the Durham/Person County line; thence in a  
33 westerly direction along the Durham/Person County line to the western right-of-way of  
34 U.S. Highway 501, thence in a southerly direction along the western right-of-way of  
35 U.S. 501 to PIN 189580, thence in an easterly direction along the southern boundary of  
36 PIN 189580 to the northwest corner of PIN 189542, thence, in a southerly direction  
37 along the western boundary of PIN 189542, thence in an easterly direction along the  
38 southern boundary of aforementioned parcel to the western boundary of right-of-way of  
39 U.S. 501, thence in a southerly direction along the western boundary of U.S. 501  
40 right-of-way to the northeast corner of PIN 189662, thence in a westerly direction along  
41 the northern boundary of PIN 189662, thence in an easterly direction along the southern  
42 boundary of aforementioned parcel to the western boundary of the U.S. 501  
43 right-of-way, thence in a southerly direction along the western boundary of U.S. 501  
44 right-of-way to northeast corner of PIN 189657, thence in a southwesterly direction

1 along the northern boundary of aforementioned parcel, thence in a southeasterly  
2 direction along the western boundary of aforementioned parcel, thence in a westerly  
3 direction along the northern boundary of PIN 189656, thence in a southerly direction  
4 along the western boundaries of PIN 189656 and 189655, thence in a westerly direction  
5 along the northern boundaries of PIN 189654 and 189636, thence in a southerly  
6 direction along the western boundary of PIN 189636, thence in a westerly direction  
7 along the northern boundary of PIN 189653, thence in a northwesterly direction along  
8 the eastern boundary of PIN 189665, thence in a westerly direction along the northern  
9 boundary of aforementioned parcel, thence in a southerly direction along the western  
10 boundary of aforementioned parcel to the northern right-of-way of Bacon Road, thence  
11 in a westerly direction along the northern right-of-way of Bacon Road to the  
12 intersection of the southern section (between Bacon Road and Bill Poole Road) of  
13 Chambers Road, thence in a southerly direction along the western boundary of the  
14 right-of-way of Chambers Road to the northeast corner of PIN 189521, thence in a  
15 westerly direction along the northern boundary of the aforementioned parcel, thence in a  
16 southerly direction along the western boundary of aforementioned parcel, thence in an  
17 easterly direction along the southern boundary of aforementioned parcel to the western  
18 boundary of the Chambers Road right-of-way, thence in a southerly direction along the  
19 western boundary of the Chambers Road right-of-way to the northeast corner of PIN  
20 189519, thence in a westerly direction along the northern boundary of the  
21 aforementioned parcel, thence in a southerly direction along the western boundary of  
22 aforementioned parcel, thence in a westerly direction along the northern boundary of  
23 PIN 189517, thence in a southerly direction along the western boundary of  
24 aforementioned parcel, thence in a easterly direction along southern boundary of  
25 aforementioned parcel to the western boundary of the Chambers Road right-of-way,  
26 thence in a southerly direction along the western boundary of the Chambers Road  
27 right-of-way to the northeast corner of PIN 189515, thence in a westerly direction along  
28 the northern boundary of aforementioned parcel, thence in a southerly direction along  
29 the eastern boundary of PIN 189511 to the northern boundary of the Cothran Road  
30 right-of-way, thence in a westerly direction along the northern boundary of the Cothran  
31 Road right-of-way to southeast corner of PIN 189507, thence in a northerly direction  
32 along the eastern boundary of aforementioned parcel, thence in a westerly direction  
33 along the northern boundary of aforementioned parcel, thence in a southerly direction  
34 along the western boundary of aforementioned parcel and PIN 189484, thence in an  
35 easterly direction along the southern boundary of PIN 189484, thence in a southerly  
36 direction along the western boundaries of PIN 189483, PIN 189488, and PIN 189489 to  
37 the northern boundary of the Bill Poole Road right-of-way, thence in a southwesterly  
38 direction along northern boundary of the Bill Poole right-of-way to its intersection with  
39 Rougemont Road, thence in a southerly direction along the western boundary of the  
40 Rougemont Road right-of-way to the southwest corner of PIN 189890; thence in an  
41 easterly direction along the southern boundary of aforementioned parcel, thence in a  
42 northerly direction along the eastern boundary of aforementioned parcel, thence in an  
43 easterly direction along the southern boundary of PIN 189498, thence in a southeasterly  
44 direction along the western boundary of PIN 189494, thence in an easterly direction

1 along the southern boundary of aforementioned parcel, thence in a northerly direction  
2 along the eastern boundaries of aforementioned parcel and PIN 189493, thence in an  
3 easterly direction along the southern boundaries of PIN 189885 and PIN 189886 to the  
4 western boundary of the Harris Road right-of-way, thence in a northerly direction along  
5 the western boundary of the right-of-way of Harris Road to the northern boundary of the  
6 Bill Poole Road right-of-way, thence in an northeasterly direction along the northern  
7 right-of-way of Bill Poole Road to the southeastern corner of PIN 189884, thence in a  
8 northwesterly direction along the eastern boundary of aforementioned parcel, thence in  
9 a southwesterly direction along the northern boundaries of aforementioned parcel to  
10 PIN 189879, thence in a northwesterly direction along the eastern boundary of  
11 aforementioned parcel, thence in a northerly direction along the western boundary of  
12 parcel 189848, thence in an easterly direction along the northern boundary of  
13 aforementioned parcel, thence in a southerly direction along the eastern boundary of  
14 aforementioned parcel, thence in a southwesterly direction along the northwest  
15 boundary of PIN 197183, thence in a southeasterly direction along the southwest  
16 boundary of aforementioned parcel and crossing Bill Poole Road, thence in a westerly  
17 direction along the southern right-of-way of Bill Poole Road to the western boundary of  
18 PIN 189847, thence in a southerly direction along the western boundary of  
19 aforementioned parcel, thence in an easterly direction along the southern boundary of  
20 aforementioned parcel and continuing in an easterly direction along the southern  
21 boundaries of parcels through PIN 189831 to the northwest corner of PIN 189830,  
22 thence in a southerly direction along the western boundary of aforementioned parcel,  
23 thence in an easterly direction along the southern boundary of aforementioned parcel to  
24 the western right-of-way of U.S. 501, thence in a southerly direction along the western  
25 boundary of the U.S. 501 right-of-way to PIN 189824, thence in a westerly direction  
26 along the northern boundary of aforementioned parcel, thence in a southerly direction  
27 along the eastern boundaries of PIN 189834, PIN 189835, and PIN 189867, thence in a  
28 southeasterly direction along the northern boundary of PIN 190517, thence in a  
29 southeasterly direction along the southwest boundary of PIN 190513, thence in a  
30 northeasterly direction along the southeast boundary of aforementioned parcel to the  
31 western right-of-way of U.S. 501; thence crossing U.S. 501 and continuing along the  
32 southeastern boundary of PIN 190530, thence in a northwesterly direction along the  
33 northeast boundary of aforementioned parcel, thence in a southwesterly direction along  
34 the northwestern boundary of aforementioned parcel to the northeastern boundary of the  
35 U.S. 501 right-of-way, thence in a northwesterly and then northerly direction along the  
36 eastern right-of-way of U.S. 501 to the southwestern corner of PIN 189820, thence in a  
37 northeasterly direction along the southeastern boundary of aforementioned parcel to the  
38 western boundary of the Norfolk Southern railroad right-of-way, thence in a southerly  
39 direction along the western boundary of the Norfolk Southern railroad right-of-way to  
40 the southwest corner of PIN 189793, thence in an easterly direction along the southern  
41 boundary of aforementioned parcel, thence in a southeasterly direction along the  
42 northeastern boundary of PIN 190625, thence in a southerly direction along the  
43 northeastern boundary of PIN 190512, thence in a southeasterly and then easterly  
44 direction along the northern boundary of aforementioned parcel to the southeast corner

1 of PIN 190645, thence in a northerly direction along the eastern boundary of  
2 aforementioned parcel to the southern right-of-way of Lake Winds Trail, thence in an  
3 easterly direction along the southern right-of-way of Lake Winds Trail, thence in a  
4 southerly direction along the western boundary of PIN 190644, thence in an easterly  
5 direction along the southern boundary of aforementioned parcel and continuing in an  
6 easterly direction to the western right-of-way of Moores Mill Road, thence in a  
7 northerly direction crossing Lake Winds Trail to the northeast corner of PIN 190663,  
8 thence in a westerly direction along the northern boundary of aforementioned parcel and  
9 continuing in a westerly direction to the northwest corner of PIN 190677, thence in a  
10 southerly direction along the western boundary of aforementioned parcel to the northern  
11 right-of-way of Lake Winds Trail, thence in a westerly direction along the northern  
12 right-of-way of Lake Winds Trail to the southeastern corner of PIN 190665, thence in a  
13 northerly direction along the eastern boundary of aforementioned parcel, thence in a  
14 westerly direction along the northern boundary of aforementioned parcel and continuing  
15 to the northeastern boundary of PIN 190671, thence in a northerly direction and  
16 continuing to the northeast corner of PIN 190627 (located north of PIN 190628), then in  
17 a westerly direction along the northern boundary of aforementioned parcel and  
18 continuing in an westerly direction to PIN 190697, thence in a northeasterly direction  
19 along the eastern boundary of aforementioned parcel, thence in a northwesterly  
20 direction along the northeastern boundary of aforementioned parcel, thence in a  
21 southwesterly direction along the northwestern boundary of aforementioned parcel,  
22 thence in a northwesterly direction along the eastern right-of-way of Lake Winds Trail,  
23 thence in a southwesterly direction crossing Lake Winds Trail and continuing to the  
24 northwest corner of PIN 190688, thence in a southeasterly direction along the western  
25 boundary of aforementioned parcel, thence in a westerly direction along the northern  
26 boundary of PIN 190627 (located west of PIN 190688) to the southeast corner of PIN  
27 189793, thence in a northerly direction along the eastern boundary of aforementioned  
28 parcel and continuing to the southwest corner of PIN 190638, thence in a easterly  
29 direction along the southern boundary of aforementioned parcel and continuing in an  
30 easterly direction to the northwest corner of PIN 190629, thence in a southerly  
31 direction along the western boundary of aforementioned parcel, then in an easterly  
32 direction along the southern boundary of aforementioned parcel to the western  
33 right-of-way of Moores Mill Road, thence in a northerly direction along the western  
34 right-of-way of Moores Mill Road to the northwest corner of PIN 190706, thence in an  
35 easterly direction along the northern boundary of aforementioned parcel, thence in a  
36 southerly direction along the eastern boundary of aforementioned parcel and continuing  
37 across Red Mountain Road along the western boundary of PIN 190587, thence in an  
38 easterly direction along the southern boundary of aforementioned parcel, thence in a  
39 northerly direction along the eastern boundary of aforementioned parcel, thence in a  
40 easterly direction along the southern boundary of PIN 190704 and continuing in an  
41 easterly direction to the Flat River, thence in a northerly and northeasterly direction  
42 along the Flat River to the bridge over the Flat River on Red Mountain Road. PIN  
43 190576 and PIN 189728 are located within the contiguous outer boundaries of the Town  
44 of Rougemont, but are excluded from the municipality of Rougemont.

1 "ARTICLE III. GOVERNING BODY.

2 "Section 3.1. **Structure of Governing Body; Number of Members.** The governing  
3 body of the Town of Rougemont is the Mayor and Town Council, which shall consist of  
4 four members.

5 "Section 3.2. **Temporary Officers.** Until the organizational meeting after the initial  
6 election in 2007 provided for by Section 4.1 of this Charter, Paula Hawkins, Linwood  
7 Hedspeth, James Horton, Jean Laws, and Denise Smith are appointed members of the  
8 Town Council, and they shall possess and exercise the powers granted to the governing  
9 body until their successors are elected or appointed and qualified pursuant to this  
10 Charter. The temporary officers shall elect a person from among the members of the  
11 temporary governing body to serve as interim mayor. If any person named in this  
12 section is unable to serve, the remaining temporary officers shall, by majority vote,  
13 appoint a person to serve until the initial municipal election is held in 2007.

14 "Section 3.3. **Manner of Electing Town Council.** The qualified voters of the entire  
15 Town shall elect the members of the Town Council and, except as provided in this  
16 section, they shall serve four-year terms. In 2007, the three candidates receiving the  
17 highest numbers of votes shall be elected to four-year terms and the two candidates  
18 receiving the next highest numbers of votes shall be elected to two-year terms. In 2009,  
19 and quadrennially thereafter, two members shall be elected to four-year terms. In 2011,  
20 and quadrennially thereafter, three members shall be elected to four-year terms.

21 "Section 3.4. **Manner of Electing Mayor; Term of Office; Duties.** At the  
22 organizational meeting following each municipal election, the Town Council shall elect  
23 one of its members as Mayor, and the Mayor shall serve at the pleasure of the Town  
24 Council. The Mayor shall be the official head of Town government, shall preside at all  
25 meetings of the Town Council, shall have the right to vote only when there is an equal  
26 division on any question or matter before the Town Council, and shall exercise the  
27 powers and duties conferred by law or as directed by the Town Council.

28 "Section 3.5. **Residency Requirement.** Members of the governing body of the  
29 Town of Rougemont, whether elected or appointed, must be qualified voters who reside  
30 within the corporate limits of the Town in order to qualify to take, hold, and continue in  
31 office.

32 "ARTICLE IV. ELECTIONS.

33 "Section 4.1. **Conduct of Town Elections.** Elections shall be conducted on a  
34 nonpartisan basis and results determined by a plurality as provided in G.S. 163-292.

35 "Section 4.2. **Special Elections and Referenda.** Special elections and referenda  
36 may be held only as provided by the general law of North Carolina, local acts of the  
37 General Assembly, or as provided for in this Charter.

38 "ARTICLE V. ADMINISTRATION.

39 "Section 5.1. **Town to Operate Under Mayor-Council Plan.** The Town shall  
40 operate under the Mayor-Council form of government as provided in Part 3 of Article 7  
41 of Chapter 160A of the General Statutes.

42 "Section 5.2. **Town Attorney.** The Town Council shall appoint a Town Attorney  
43 licensed to practice law in North Carolina. It shall be the duty of the Town Attorney to

1 represent the Town, advise Town officials, and perform other duties as required by law  
2 or as directed by the Town Council.

3 "Section 5.3. **Town Clerk.** The Town Council shall appoint a Town Clerk who shall  
4 perform duties as required by law or as directed by the Town Council. The Town Clerk  
5 shall serve at the pleasure of the Town Council.

6 "Section 5.4. **Other Officers and Employees.** The Town Council may appoint other  
7 officers and positions as deemed appropriate, subject to the requirements of general law.

8 "Section 5.5. **Consolidation of Functions.** Where positions are not incompatible,  
9 the Town Council may combine in one person the powers and duties of two or more  
10 officers created or authorized by this Charter.

11 "Section 5.6. **Compensation for Mayor and Town Council Members.** The Mayor  
12 and members of the Town Council shall be reimbursed for ordinary and necessary  
13 expenses and may receive salary and honoraria only upon a majority vote of the  
14 qualified voters of the Town who vote on the question in a special referendum.

15 "ARTICLE VI. TAXES AND BUDGET ORDINANCE.

16 "Section 6.1. **Powers of the Town Council.** The Town Council may levy those  
17 taxes and fees authorized by general law. An affirmative vote equal to a majority of all  
18 the members of the Town Council shall be required to change the ad valorem tax from  
19 that rate established during the prior fiscal year.

20 "Section 6.2. **Commencement of Tax Collection.** From and after July 1, 2007, the  
21 citizens and property in the Town of Rougemont shall be subject to municipal taxes  
22 levied for the year beginning July 1, 2007, and for that purpose the Town shall obtain  
23 from Durham County a record of property in the area herein incorporated which was  
24 listed for property taxes as of January 1, 2007.

25 "Section 6.3. **Budget.** The Town may adopt a budget ordinance for fiscal year  
26 2007-2008 without following the timetable in the Local Government Budget and Fiscal  
27 Control Act, but shall follow the sequence of actions in the spirit of the act insofar as is  
28 practical. For fiscal year 2007-2008, ad valorem taxes may be paid at par or face  
29 amount within 90 days of the adoption of the budget ordinance and thereafter in  
30 accordance with the schedule in G.S. 105-360. If the effective date of the incorporation  
31 is prior to July 1, 2007, the Town may adopt a budget ordinance for fiscal year  
32 2006-2007 without following the timetable in the Local Government Budget and Fiscal  
33 Control Act, but shall follow the sequence of actions in the spirit of the act insofar as  
34 practical. No ad valorem taxes may be levied for the 2006-2007 fiscal year.

35 "Section 6.4. **Ad Valorem Taxes.** The Town Council shall not increase the ad  
36 valorem tax rate more than \$0.05/\$100.00 valuation, except for fire protection services,  
37 above the ad valorem tax rate established on the date of incorporation of the Town of  
38 Rougemont without the vote or consent of a majority of the qualified voters of the Town  
39 of Rougemont. The election on the question of increasing the ad valorem tax rate shall  
40 be conducted in accordance with G.S. 160A-209.

41 "ARTICLE VII. ORDINANCES.

42 "Section 7.1. **Ordinances.** Except as otherwise provided in this Charter, the Town of  
43 Rougemont is authorized to adopt such ordinances as the Town Council deems  
44 necessary for the governance of the Town.

1 "ARTICLE VIII. MISCELLANEOUS.

2 "Section 8.1. **Enlargement of Town Council.** The qualified voters of the Town of  
3 Rougemont may seek to enlarge the number of members of the Town Council by  
4 submitting a petition to that effect signed by twenty percent (20%) of the qualified  
5 voters. Upon the passage of a resolution as provided in G.S. 160A-102 or upon receipt  
6 of a valid petition, the Town Council shall immediately take steps as provided in Part 4  
7 of Article 5 of Chapter 160A of the General Statutes to determine by referendum  
8 whether the number of members of the Town Council should be increased. If a majority  
9 of the votes cast in the referendum are in the affirmative, a special election shall be held  
10 at the earliest possible date to elect the additional members required to enlarge the Town  
11 Council to the number set forth in the referendum.

12 "Section 8.2. **Amendments to Charter.** The Town Council may propose and enact  
13 amendments to this Charter in accordance with Part 4 of Article 5 of Chapter 160A of  
14 the General Statutes. No amendment to this Charter shall become effective until public  
15 notice is given and a public hearing is held to receive comments on the proposed  
16 Charter amendment. Notwithstanding G.S. 160A-103, upon receipt of a referendum  
17 petition bearing the signatures and residence addresses of twenty percent (20%) of the  
18 qualified voters of the Town, the Town Council shall submit ordinances adopted under  
19 G.S. 160A-102 to a vote of the people.

20 "Section 8.3. **Provision of Services and Administration of Functions.** The Town  
21 Council may enter into agreements with other governmental bodies and private  
22 enterprises for the provision of services and administration of corporate functions in  
23 order to provide the services and administer the functions in the most efficient and  
24 cost-effective manner.

25 "Section 8.4. **Conflict of Interest.** No person, or a member of the person's  
26 immediate family, who is employed by or is an official of the Town of Rougemont shall  
27 do business with the Town unless the Town Council specifically approves the activity.  
28 All appointed officials of the Town must inform the Town Council of any conflicts of  
29 interest and the failure to so inform shall constitute grounds for immediate dismissal for  
30 cause. No official of the Town may accept any gratuity from any business, person, or  
31 other official if the gratuity is related to his or her official duties.

32 "Section 8.5. **Nepotism.** No person who is an immediate family member of an  
33 elected official of the Town of Rougemont shall be appointed to or employed in a  
34 position within Town government unless the appointment or employment is approved  
35 by the entire Town Council.

36 "Section 8.6. **Annexation.** The Town of Rougemont shall not extend its boundaries  
37 into an adjoining county.

38 "ARTICLE IX. SPECIAL PROVISIONS.

39 "Section 9.1. **Fire Protection.** The Town of Rougemont shall contract with the  
40 Bahama Volunteer Fire, Rescue, and EMS Company, Inc., to provide fire protection for  
41 the Town. The contract terms and amount paid by the Town of Rougemont to the  
42 Bahama Volunteer Fire, Rescue, and EMS Company, Inc., shall be mutually agreed  
43 upon and annually renewed by the Board of Directors of the Bahama Volunteer Fire,  
44 Rescue, and EMS Company, Inc., and the Town Council.



1 "Section 9.2. **Safety Protection.** The Town of Rougemont shall contract with the  
2 Durham County Sheriff's Department to provide safety protection for the Town. The  
3 contract terms and amount paid by the Town of Rougemont to the Durham County  
4 Sheriff's Department shall be mutually agreed upon and annually renewed by the  
5 Durham County Commissioners and the Town Council.

6 "Section 9.3. **Impact Fees.** The Town of Rougemont shall not impose impact fees  
7 without the vote of a majority of the qualified voters of the Town of Rougemont."

8 **SECTION 2.** The Durham County Board of Elections shall conduct an  
9 election on a date set by the Board, to be not less than 60 nor later than 120 days after  
10 this act becomes law, for the purpose of submission to the qualified voters for the area  
11 described in Section 2.1 of the Charter of the Town of Rougemont the question of  
12 whether or not the area shall be incorporated as the Town of Rougemont. Registration  
13 for the election shall be conducted in accordance with G.S. 163-288.2.

14 **SECTION 3.** In the election, the question on the ballot shall be:

15 "[ ]FOR [ ]AGAINST

16 Incorporation of the Town of Rougemont."

17 **SECTION 4.** In the election, if a majority of the votes are cast "For the  
18 Incorporation of the Town of Rougemont", Section 1 of this act shall become effective  
19 on the date that the Durham County Board of Elections certifies the results of the  
20 election. Otherwise, Section 1 of this act shall have no force and effect.

21 **SECTION 5.** This act is effective when it becomes law.