

1 signed by the owners of all the real property located within such area. The petition shall
2 be signed by each owner of real property in the area and shall contain the address of
3 each such owner and a statement that the owner's petition for annexation is not based
4 upon any representation by the municipality that a public enterprise service available
5 outside the corporate limits of that municipality would be withheld from the owner's
6 property without the petition for ~~annexation~~. annexation, except that a statement shall
7 not be required of any owner of real property that is within a one-half mile radius of the
8 primary corporate limits and within an area designated as 'region under consideration'
9 on the 'Map of Areas Under Consideration' and that is to be used for a subdivision or
10 development containing 16 or more lots or units or for a commercial development of
11 10,000 square feet or more."

12 **SECTION 4.** G.S. 160A-58.1(c), as enacted by Section 3 of S.L. 2005-139,
13 reads as rewritten:

14 "(c) The petition shall contain the names, addresses, and signatures of all owners
15 of real property within the proposed satellite corporate limits (except owners not
16 required to sign by subsection (a)), shall describe the area proposed for annexation by
17 metes and bounds, and shall have attached thereto a map showing the area proposed for
18 annexation with relation to the primary corporate limits of the annexing city. The
19 petition shall also contain a statement from the owner that the owner's petition for
20 annexation is not based upon any representation by the municipality that a public
21 enterprise service available outside the corporate limits of that municipality would be
22 withheld from the owner's property without the petition for ~~annexation~~. annexation,
23 except that a statement shall not be required of any owner of real property that is within
24 a one-half mile radius of the primary corporate limits and within an area designated as
25 'region under consideration' on the 'Map of Areas Under Consideration' and that is to be
26 used for a subdivision or development containing 16 or more lots or units or for a
27 commercial development of 10,000 square feet or more. When there is any substantial
28 question as to whether the area may be closer to another city than to the annexing city,
29 the map shall also show the area proposed for annexation with relation to the primary
30 corporate limits of the other city. The city council may prescribe the form of the
31 petition."

32 **SECTION 5.** G.S. 160A-58.1(b)(5), as amended by S.L. 2007-225, reads as
33 rewritten:

34 "(b) A noncontiguous area proposed for annexation must meet all of the following
35 standards:

36 ...

- 37 (5) The area within the proposed satellite corporate limits, when added to
38 the area within all other satellite corporate limits, may not exceed ten
39 percent (10%) of the area within the primary corporate limits of the
40 annexing city.

41 This subdivision does not apply to the Cities of Asheville,
42 Claremont, Concord, Conover, Durham, Elizabeth City, Gastonia,
43 Greenville, Hickory, Kannapolis, Locust, Marion, Mount Airy, Mount
44 Holly, New Bern, Newton, Oxford, Randleman, Rockingham, Sanford,

1 Salisbury, Southport, Statesville, and Washington and the Towns of
2 Angier, Ayden, Benson, Bladenboro, Burgaw, Calabash, Catawba,
3 Clayton, Columbia, Creswell, Dallas, Dobson, Fuquay-Varina, Garner,
4 Godwin, Grimesland, Holly Ridge, Holly Springs, Kenly, Knightdale,
5 Landis, Leland, Louisburg, Maggie Valley, Maiden, Mayodan,
6 Midland, Mocksville, Morrisville, Pembroke, Pine Level, Princeton,
7 Ranlo, Rolesville, Rutherfordton, Shallotte, Smithfield, Spencer, Stem,
8 Stovall, Surf City, Swansboro, Taylorsville, Troy, Wallace, Warsaw,
9 Waynesville, Wendell, Windsor, Yadkinville, and Zebulon."

10 **SECTION 6.** This act applies to the City of Asheville only.

11 **SECTION 7.** Except as otherwise provided in this act, this act is effective
12 when it becomes law.