

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

H.B. 52
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HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH10028-MQ-20

Short Title: Wrightsville Beach Local Act Amendment. (Local)

Sponsors: Representative Davis.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW LANDS OWNED BY THE TOWN OF WRIGHTSVILLE BEACH TO
3 BE USED FOR THE BENEFIT OF THE PUBLIC AND TO ALLOW THE TOWN TO
4 REGULATE CERTAIN PRIVATE BUSINESSES OPERATING ON THOSE LANDS.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. Section 1 of Chapter 246 of the Public Laws of 1939, as amended by
7 Chapter 618 of the Session Laws of 1981 and Section 1 of S.L. 2018-103, reads as rewritten:

8 "Section 1. That all land filled in, restored, and made, and to be filled in, restored and made,
9 as the result of the recitals in preamble of this Act, which will exist between the present Eastern
10 property line of the lot owners at present bordering on said ocean, and the low water mark of the
11 Atlantic Ocean, after the work referred to in the preamble hereof, is completed, shall be within
12 the corporate limits of the Town of Wrightsville Beach, and so much of said lands so filled in,
13 restored and made, which will lie West of the property line to be defined and determined by
14 Section Two of this Act, is hereby granted and conveyed in fee simple to the land owner, to the
15 extent that his land abuts thereon, and the balance of said land lying East of said building line, to
16 be fixed and determined by Section Two of this Act, is hereby granted and conveyed in fee simple
17 to the Town of Wrightsville Beach; provided, however, that ~~no building or structure shall be built
18 and erected on said made and built up land lying East of the property line to be defined and set
19 out in Section Two of this Act, and provided further that all made and constructed land lying East
20 of the property line shall be, at all times, kept open for the purpose of streets and highways for
21 the use of the public, and further for the development and uses as a public square or park, to
22 include the construction of public restrooms, gazebos, and typical park facilities in such public
23 squares or parks, and further for the construction of public beach access facilities, Act shall be
24 used only for public purposes, except as otherwise provided herein, as the governing authorities
25 of the Town of Wrightsville Beach, by ordinance, shall determine; and provided further that the
26 governing authorities of the Town of Wrightsville Beach are authorized, but not required, to
27 license and regulate the operation of private businesses on the made and built up land lying East
28 of the property line to be defined and set out in Section Two of this Act; and provided further
29 that if any such property as is hereby granted and conveyed to the Town of Wrightsville Beach,
30 shall cease to be used for the purposes or in the manner prescribed in this Act, it shall revert and
31 become the property of the State of North Carolina, and provided further that the owners of the
32 property abutting on said newly made or constructed land, shall, in front of their said property,
33 possess and keep their rights, as if littoral owners, in the waters of the Atlantic Ocean, bordering
34 on said newly acquired and constructed land."~~

35 SECTION 2. This act is effective when it becomes law.

