

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 670

Short Title: Meck Neck.

(Local)

Sponsors: Representative Brawley.

Referred to: Local and Regional Government II.

April 10, 1991

A BILL TO BE ENTITLED

AN ACT TO ANNEX MECK NECK OF MECKLENBURG COUNTY TO IREDELL COUNTY.

The General Assembly of North Carolina enacts:

Section 1. The boundary line between Mecklenburg County and Iredell County is hereby changed and relocated so as to divest Mecklenburg County of all the territory now and heretofore embraced in the bounds of Meck Neck as defined in Section 6 of this act, and vest and include all of said territory in Iredell County, and the said territory shall become and be a part of Iredell County.

Sec. 2. That all civil and criminal cases now pending in the Superior Court of Mecklenburg County, or in any other courts held in the said County of Mecklenburg which would have been properly triable in the County of Iredell, if the said Meck Neck had been a part of Iredell County at the time said cause was instituted, or the right of action therein accrued, or where the criminal offense charged was committed in the territory of said Meck Neck, shall upon motion of any defendant in any criminal case pending, or upon motion of any party in a civil cause, be transferred to the Superior Court or other proper court of Iredell County. Such motion for removal shall be made no later than the first day of the session of court at which such case would be tried. It shall be the duty of the Clerk of the Superior Court of Mecklenburg County to transmit the original papers in all such cases removed, together with a proper record of all such causes removed, to the Clerk of the Superior Court of Iredell County. All actions, causes or proceedings, matters and things pending before the Clerk of the Superior Court of Mecklenburg County, which would have been within the jurisdiction of the Clerk of the Superior Court of Iredell County, had the said Meck Neck been a part of

1 Iredell County at the time said cause, proceeding, matter or thing was begun, or the right
2 therein accrued, shall upon motion of any party thereto or interested therein be
3 transferred to Iredell County and the jurisdiction of the Clerk of the Superior Court of
4 said County to be heard, determined, or proceeded with before him in all respects as if
5 the said cause, matter or proceeding had originally been begun in the said County of
6 Iredell. Upon such removal, it shall be the duty of the Clerk of the Superior Court of
7 Mecklenburg County from which the removal is made to transmit to the Clerk of the
8 Superior Court of the County of Iredell the original papers in such cause, matter or
9 proceeding, together with the proper record thereof.

10 Sec. 3. All taxes assessed by Mecklenburg County against the real and
11 personal property located in said Meck Neck for the fiscal year beginning July 1, 1992,
12 and all prior years shall be collected and retained by Mecklenburg County.

13 Sec. 4. The Jury Commission of Iredell County shall include persons within
14 the Meck Neck on jury lists in Iredell County beginning July 1, 1993, and no person
15 resident in such area shall be included on jury lists in Mecklenburg County after that
16 date.

17 Sec. 5. The Mecklenburg County Board of Elections shall transfer to Iredell
18 County all voter registrations for persons in the Meck Neck, and such persons shall be
19 registered to vote in Iredell County as of July 1, 1993, without any action on the part of
20 the voter. This act does not affect the boundaries of any State House, State Senate, or
21 Congressional district.

22 Sec. 6. For the purpose of this act the "Meck Neck" is the land area of
23 Mecklenburg County separated by Lake Norman from the remainder of Mecklenburg
24 County and an area of water extending from the Iredell County line on the east and the
25 west of the Meck Neck to the confluence of the stream or river beds which were
26 submerged by the creation of Lake Norman and which bounded the Meck Neck before
27 submergence.

28 Sec. 7. The boundaries of the Meck Neck shall be surveyed and mapped by
29 Mecklenburg and Iredell Counties in accordance with G.S. 153A-18. Such action shall
30 be completed by January 1, 1992.

31 Sec. 8. Sections 1 through 6 of this act become effective July 1, 1993, but
32 only if approved by the voters of the territory described in Section 6 of this act in a
33 referendum to be conducted by the Mecklenburg County Board of Elections on the date
34 of the regular county primary in 1992. The question on the ballot shall be:

35 FOR annexation of the 'Meck Neck' by the County of Iredell.

36 AGAINST annexation of the 'Meck Neck' by the County of Iredell."

37 Sec. 9. This act is effective upon ratification.