

GENERAL ASSEMBLY OF NORTH CAROLINA
1991 SESSION

CHAPTER 312
HOUSE BILL 777

AN ACT TO AMEND THE CHARTER OF THE CITY OF RALEIGH.

The General Assembly of North Carolina enacts:

Section 1. Subsection 32 of Section 22 of the Raleigh City Charter, Chapter 1184 of the 1949 Session Laws, is repealed and a new subsection 32 is enacted to read:

"(32) Condemnation of Property. When acquiring right-of-way for the construction or improvement of streets, the city may also locate and acquire such additional rights-of-way as may be necessary for the present or future relocation or initial location, above or below ground, of telephone, telegraph, electric and other lines, as well as gas, water, sewerage, oil and other pipelines to be operated by public utilities defined and regulated under Chapter 62 of the General Statutes. In acquiring real property by eminent domain the city may use the procedures of either Chapter 40A or Chapter 136 of the General Statutes."

Sec. 2. Subsection 46 of Section 22 of the Raleigh City Charter, Chapter 1184 of the 1949 Session Laws, is amended by adding a new paragraph to the existing subsection to read:

"The city may require the owners of all rental residential dwelling units that are not required to have smoke detectors under the North Carolina State Building Code to have smoke detectors installed in the units within 180 days after the passage of an ordinance requiring their installation."

Sec. 3. Section 33 of the Raleigh City Charter, Chapter 1184 of the 1949 Session Laws, is amended by lettering the existing language of the section as subsection (a) and adding a new subsection to read:

"(b) Notwithstanding the provisions of subsection (a), nothing herein shall be construed as preventing any official or employee covered by this section from purchasing a plot or plots from the city in a city-owned cemetery, nor shall any such official or employee be prohibited from participating in any rental or home ownership program sponsored or operated by the city, so long as the official or employee meets all the criteria for the program and so long as the income of the recipient does not exceed sixty-five percent (65%) of the median area income based on household size. Participants in such a program must commit to occupying the unit acquired or rented as their personal dwelling and must commit to reside there at least three years unless prevented from doing so by extraordinary circumstances such as divorce, transfer of job,

or death. The award of any such housing assistance to an employee shall be noted in the minutes of the City Council."

Sec. 4. This act is effective upon ratification.

In the General Assembly read three times and ratified this the 18th day of June, 1991.

James C. Gardner
President of the Senate

Daniel Blue, Jr.
Speaker of the House of Representatives