

**Prepared by and return to:**

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**STATE OF NORTH CAROLINA**

**AN ORDINANCE RELINQUISHING  
A PORTION OF THE EXTRATERRITORIAL  
JURISDICTION OF THE TOWN OF STANLEY**

**COUNTY OF GASTON**

WHEREAS, N.C. Gen. Stat. § 160A-360(b) (2018) (repealed 2019) previously provided procedures for a Municipality to exercise extraterritorial jurisdictional powers and authority provided under Article 19, Chapter 160A of the North Carolina General Statutes, including authority to adopt and amend, from time to time, an Ordinance specifying the areas to be included in the Municipality's extraterritorial jurisdiction; and,

WHEREAS, on March 18, 1974, the Town of Stanley (hereinafter "Town") adopted an initial Ordinance exercising extraterritorial jurisdiction over certain property within a one-mile perimeter of the then existing town limits; and,

WHEREAS, pursuant to 1991 N.C. ALS 289 (1991), the General Assembly of North Carolina adopted an Act to allow the Town to exercise its extraterritorial jurisdiction within an area two miles beyond its corporate limits, which was ratified on June 13, 1991, and appears in Chapter 289 of the 1991 Session laws for the General Assembly of North Carolina; and,

WHEREAS, on or around October 21, 1991, the Town adopted a supplemental Ordinance extending its extraterritorial jurisdiction to additional areas outside its corporate limits, which Ordinance was recorded at Book 6, Page 484 of the Book of Ordinances filed in the Gaston County Registry; and,

WHEREAS, the Town no longer believes that it is in the public interest to exercise its extraterritorial jurisdiction over certain areas or property as hereinafter described and wishes to relinquish its jurisdiction over and/or relating such property; and,

WHEREAS, N.C. Gen. Stat. § 160D-202(h) (2019) references and/or provides for a Municipality's authority to relinquish jurisdiction over an area that it is regulating to a County; and,

WHEREAS, following Notice as provided by law and a public hearing held October 4, 2021, the Town Council voted to approve relinquishing extraterritorial jurisdiction with respect to zoning, subdivision, and other developmental regulations relating to the property hereinafter described; and,

WHEREAS, the Town is coordinating with Gaston County in order to provide for an orderly transition of jurisdiction so as to allow Gaston County sufficient time to adopt zoning, subdivision, and other developmental regulations in the relinquished area.

NOW, THEREFORE, the Town Council hereby adopts the following Ordinance:

AN ORDINANCE TO RELINQUISH A PORTION OF THE EXTRATERRITORIAL JURISDICTION  
OF THE TOWN OF STANLEY.

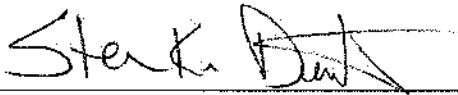
**Section 1. The Area Being Relinquished.** The Town hereby relinquishes extraterritorial jurisdiction for zoning, subdivision, and other developmental regulation over and relating to all areas described and illustrated on the Map attached hereto as "EXHIBIT A" and including specifically those parcels identified on the Released Parcel Identification List attached hereto as "EXHIBIT B."

**Section 2. Application of Ordinances.** The Ordinances of the Town of Stanley shall no longer apply to the relinquished area.


**Section 3. Recording.** Town Staff are directed to record this Ordinance, together with EXHIBIT A in the Gaston County Register of Deeds.

**Section 4. Effective Date.** This ordinance shall be effective immediately upon its adoption.

Adopted this 8<sup>th</sup> day of November, 2021.

  
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Steven Denton, Mayor

Attested to by:

  
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Olga Grishin,  
Town Clerk