

# ANNEXATION METHODS

Clayton citizens are welcomed and encouraged to attend town council meetings. Attending a council meeting allows you to be informed about the issues before the Clayton Town Council.

This issue of “Clayton Council Meeting – 101” will provide an overview of the methods of annexation.

Prior to 2011, there were four methods of annexation: annexation by legislative action, citizen initiated by petition for areas contiguous to the town, citizen initiated by petition for areas not contiguous to the town, and town initiated for areas meeting statutory standards.

Today there are three methods of annexation as Sessions Law 2011-396 repealed the town initiated for areas meeting statutory standards:

- Legislative – The General Assembly for the State of North Carolina may add territory to a municipality by a local act.
- Citizen Initiated - There are two procedures for citizen initiated annexation, also known as annexation by petition. Both procedures require a petition from the owners of 100 percent of the land being annexed:
  - Contiguous annexation is when the property adjoins the Town [NC GS 160A-31].
  - Non-contiguous or satellite annexation is when the property does not adjoin the Town [NC GS 160A-58 through NC GS 160A-58.6].

Of the aforementioned types of annexation, which of these methods of annexation have been used in the Town of Clayton?

Also, which one of these annexation methods is the most used in the Town of Clayton?

The available records for the Town’s annexation history begin in 1973. To assist with the above questions, the annexations have been broken down by method.

- Legislative:
  - Corporate limits were squared up, 5/16/1973
  - Glen Laurel Subdivision, 7/20/1993
  - Riverwood Athletic Club, 3/29/1999
  - Riverwalk Subdivision on Pritchard Road, 6/30/2006

- **Citizen Initiated (or Voluntary):**
  - From 1982 through September 4, 2012, the Clayton Town Council has adopted 139 citizen initiated annexation ordinances.
  - Of the 139 citizen initiated annexation ordinances, 108 are contiguous and 31 are non-contiguous.
    - A non-contiguous annexation becomes contiguous when it touches the primary corporate limits.
- **Town Initiated (or Involuntary):**
  - Peele Subdivision 85.51 ACRES (5/18/1992) [sewer improvement project]
  - N. O'Neil Street - PORTION - 2.59 ACRES (5/18/1992) [sewer improvement project]
  - Brian Center - 7.52 ACRES (5/18/1992) [sewer improvement project]
  - Remainder of lots on Lake Drive - 5.87 ACRES (5/18/1992) [sewer improvement project]

The Town of Clayton has experienced all the methods of annexation, and the annexation method most used is the **citizen initiated** annexation method. One or more of the reasons below are why citizens request annexation:

- Utility service such as water and sewer
- Police and fire protection
- Solid waste collection
- Street maintenance
- Zoning consideration
- ABC license

The “History of Annexations: 1973 - Present” is available for review in the Town Clerk’s office as is the map of Clayton Town Limits [NC GS 160A-22].

The Council agenda may be viewed online at [www.townofclaytonnc.org](http://www.townofclaytonnc.org) the Friday before a scheduled meeting. If you do not have access to the Internet, please call 919-553-5002 and request a copy of the agenda.

If you have questions or suggestions for the next “Clayton Council Meeting – 101” article, please contact the Town Clerk.

We look forward to seeing you at Town Council meetings.