

CHARTER AND RELATED LAWS

CHARTER

Section

1. Town Incorporated; corporate name and powers
2. Corporate limits
- 2.1 Form of government
3. Town officers
- 3.1 Term of Mayor
4. Election of officers by Town Councilmembers; appointment of special policemen by Mayor
5. Qualifying by officers
6. Power of Town Council to make laws and pass ordinances
7. Payment of fines into treasury
8. Effective date

Charter Appendix

Editor's Note: Set out herein is the latest Charter of the town as amended. The charter act did not repeal any prior acts, but superseded conflicting provisions of prior acts. Prior charters and acts in the nature of charters are as follows, in reverse chronological order: Priv. Law 1873-74, Ch. 112, an act to incorporate the town; Laws 1858-59, Ch. 211, extending to the town the provisions of Ch. 111 of the Revised Code, and designating the district constable as the town constable; Laws 1854-55, Ch. 252, providing for opening the polls, voter eligibility, powers of commissioners, and the like, and repealing all acts of incorporation and acts to revive such acts; Laws 1850-51, Ch. 337, to revive Laws 1842-43, Ch. 30; Laws 1842-43, Ch. 30, incorporating the town; and Laws 1773, Ch. 22, establishing "a town on the land of Isaac Jones, on the South West side on the North West Branch of Cape Fear River, In Bladen County," by the name of "Elizbeth Town." For related laws not constituting charters or charter amendments, see the Charter Appendix.

SEC. 1. TOWN INCORPORATED; CORPORATE NAME AND POWERS.

The Town of Elizabethtown, in the County of Bladen, be and the same is hereby incorporated, by the name and style of the Town of Elizabethtown, and shall be subject to all the provisions contained in Chapter sixty-two (62) of Volume two (2) of the Code not inconsistent with this act.
(Priv. Laws 1895, Ch. 156, §1)

Editors' Note: Presumably, the subject matter of "Vol. 2 of the Code" to which reference is made would now be encompassed in G.S Ch. 160A.

SEC. 2. CORPORATE LIMITS.

The corporate limits of the Town of Elizabethtown shall be as follows: Beginning at an iron stake or marker in the western line of the tract of land leased by Clark-Shaw Ford, Inc., or for said business on the southwest side of N.C. Highway 87, said beginning point being particularly located south 43 degrees, 26 minutes, 46 seconds west 30.045 feet to the southwestern right-of-way margin of said highway, south 49 degrees, 44 minutes, 11 seconds east 121.12 feet with the southwestern edge of said highway; and south 40 degrees, 15 minutes, 49 seconds west 200.0 feet from N.C. Grid Coordinates $x = 2108212.976$ and $y = 324521.989$, and running thence from said beginning point so located the following courses and distances:

- (1) North 49 degrees 44 minutes west 220.38 feet;
- (2) South 45 degrees 48 minutes west 385.036 feet;
- (3) North 49 degrees 47 minutes west 1137.966 feet;

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(4) South 45 degrees 15 minutes 35 seconds
west 4958.453 feet;

(20) South 52 degrees 07 minutes 00 seconds

(5) North 44 degrees 3 minutes 0 seconds west
1110.00 feet;

(6) North 45 degrees 57 minutes 0 seconds east
4130.00 feet;

(7) North 44 degrees 2 minutes 20 seconds east
870.424 feet to an old shaft located at or near the
northern right-of-way line of N.C. Highway 87;

(8) North 43 degrees 49 minutes 40 seconds
east 231.720 feet;

(9) South 77 degrees 12 minutes 22 seconds
east 519.312 feet;

(10) North 43 degrees 44 minutes 21 seconds
east 528.895 feet;

(20A) South 51 degrees 5 minutes 10 seconds
west 465.823 feet;

(11) South 46 degrees 20 minutes 11 seconds
east 668.907 feet;

(21) South 57 degrees 31 minutes 22 seconds

(12) South 45 degrees 48 minutes 0 seconds
west 228.843 feet;

(13) South 49 degrees 7 minutes 12 seconds east
1149.430 feet;

(14) North 45 degrees 53 minutes 23 seconds
east 2537.742 feet;

(15) South 49 degrees 47 minutes 50 seconds
east 1850.610 feet;

(16) South 47 degrees 14 minutes 40 seconds
west 633.85 feet;

(17) South 46 degrees 57 minutes 33 seconds
west 1916.206 feet;

(18) South 47 degrees 56 minutes 28 seconds
east 364.089 feet;

(22) South 63 degrees 11 minutes 44 seconds

(19) North 37 degrees 58 minutes 16 seconds
east 449.249 feet;

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(29) North 47 degrees 54 minutes 35 seconds east 35.113 feet;

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(30) North 43 degrees 14 minutes 18 seconds east 86.256 feet;

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(31) North 26 degrees 40 minutes 22 seconds east 111.08 feet;

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(32) North 26 degrees 9 minutes 0 seconds east 48.534 feet;

(23) South 86 degrees 6 minutes 29 seconds east 255.16 feet;

(24) South 63 degrees 4 minutes 4 seconds east 400.16 feet;

(33) North 4 degrees 34 minutes 42 seconds east 200.00 feet;

(25) North 25 degrees 19 minutes 3 seconds east

(34) South 67 degrees 51 minutes 16 seconds east 1785.196 feet to a corner at or near the western edge of Newton Street, a corner of the

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(26) South 63 degrees 10 minutes 58 seconds east 687.236 feet to the water's edge of a small pond on lands of Greene Brothers Lumber Company, Inc.;

(27) North 76 degrees 12 minutes 35 seconds east 49.813 feet;

(28) North 60 degrees 40 minutes 5 seconds east

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present municipal limits of the Town of Elizabethtown, being the northwest corner thereof thence with the existing boundary lines of the Town of Elizabethtown, their various courses and distances, as follows:

(35) With the Newton Street boundary in a southerly direction 870 feet;

(36) With the Peanut Road boundary in a southwesterly direction 1550 feet;

(37) With the Swansy Street boundary 2350 feet;

(38) South 45 degrees 0 minutes west 450 feet;

(39) South 58 degrees 0 minutes east 1000 feet;

(40) In a southwesterly direction parallel to the northwest edge of Martin Luther King Drive 50 feet, more or less, to the run of School House Branch;

(41) With School House Branch in a southwesterly direction 1500 feet;

(42) North 60 degrees 0 minutes east 950 feet to a point at or near the northeast wall of the original building of Bladen County Hospital;

(43) Northeasterly 350 feet and along the western edge of Health Department Road to the center line of Mercer Mill Road;

(44) Southeasterly along the center line of Mercer Mill Road 370 feet;

(45) North 61 degrees 0 minutes east 850 feet to a point at or near the end of the western boundary of Hall Street;

(46) North 18 degrees 0 minutes east 170 feet with the western edge of Hall Street to its intersection with the center line of Gooden Street;

(47) Westerly with the center line of Gooden Street 40 feet;

(48) North 56 degrees 0 minutes east 530 feet to the southern edge of Swansy Street;

(49) With the southerly edge of Swansy Street in an easterly direction and beyond (being an extension of the southern right-of-way line thereof in an eastern direction) 1840 feet;

(50) North 20 degrees 0 minutes east 670 feet to a point at or near the intersection of the northern boundary line of N.C. Highway 87 and the eastern boundary of Scout Lane;

(51) North 11 degrees 0 minutes east 740 feet with the eastern edge of Scout Lane; thence, departing from the existing municipal boundary line of the Town of Elizabethtown, the following new courses and distances:

(52) South 73 degrees 20 minutes 9 seconds east 1734.969 feet;

(53) South 45 degrees 28 minutes 31 seconds east 1446.218 feet;

(54) South 38 degrees 0 minutes 46 seconds west 1364.0 feet;

(55) South 40 degrees 16 minutes 1 second east 1702.772 feet;

(56) South 43 degrees 0 minutes 32 seconds east 6175.94 feet;

(57) South 38 degrees 3 minutes 10 seconds west 913.42 feet;

(58) South 70 degrees 28 minutes 08 seconds west 878.206 feet to the southwest edge of the right-of-way of N.C. State Road 1704;

(59) North 36 degrees 05 minutes 40 seconds west 2538.824 feet to a point in edge of said road;

(59A) North 35 degrees 27 minutes 40 seconds west 253.13 feet to a point in said right-of-way line which is also the northern end of the edge of Runway 18 of "Fisher Field";

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(60) South 70 degrees 07 minutes 20 seconds west 104.88 feet with the northwest end of Runway 18 of "Fisher Field";

(61) North 26 degrees 6 minutes 13 seconds west 2424.019 feet;

(62) South 25 degrees 59 minutes 34 seconds west 175.22 feet;

(63) North 83 degrees 51 minutes 39 seconds west 176.25 feet;

(64) North 61 degrees 22 minutes 19 seconds west 120.82 feet;

(65) North 17 degrees 19 minutes 19 seconds west 70.6 feet;

(66) North 56 degrees 59 minutes 21 seconds east 122.65 feet;

(67) North 58 degrees 57 minutes 39 seconds west 149.78 feet;

(68) South 48 degrees 32 minutes 41 seconds west 119.4 feet;

(69) North 68 degrees 58 minutes 19 seconds west 193.56 feet;

(70) South 7 degrees 4 minutes 13 seconds east 182.15 feet;

(71) South 78 degrees 8 minutes 8 seconds west 64.65 feet;

(72) North 62 degrees 58 minutes 26 seconds west 108.38 feet;

(73) North 31 degrees 53 minutes 6 seconds west 130.9 feet;

(74) North 83 degrees 54 minutes 6 seconds west 320.2 feet;

(75) North 89 degrees 51 minutes 6 seconds west 416.8 feet;

(76) North 85 degrees 20 minutes 6 seconds west 291.0 feet;

(77) South 45 degrees 1 minute 54 seconds west 367.0 feet;

(78) North 75 degrees 18 minutes 6 seconds west 409.8 feet;

(79) North 44 degrees 25 minutes 54 seconds east 42.0 feet;

(80) South 85 degrees 4 minutes 54 seconds west 224.0 feet;

(81) North 87 degrees 30 minutes 6 seconds west 238.3 feet;

(82) North 38 degrees 10 minutes 6 seconds west 116.2 feet;

(83) North 75 degrees 50 minutes 6 seconds west 469.5 feet;

(84) South 25 degrees 34 minutes 54 seconds west 232.3 feet;

(85) South 31 degrees 15 minutes 6 seconds east 153.60 feet;

(86) South 28 degrees 34 minutes 54 seconds west 160.6 feet;

(87) North 82 degrees 15 minutes 6 seconds west 215.5 feet;

(88) North 87 degrees 35 minutes 6 seconds west 444.08 feet to a corner in the southwestern right-of-way line of N.C. State Road 1700 (Mercer Mill Road);

(89) North 29 degrees 35 minutes 6 seconds west 464.977 feet to a concrete marker in the southwestern edge of State Road 1700, the same also being the northeast corner of the A.G. and W.D. Smith tract and also a common corner of F.E. and J.W. Cross lands;

(90) South 56 degrees 18 minutes 22 seconds
west 86.3 feet;

2116161.940 and y = 314560.945;

(91) North 62 degrees 14 minutes 23 seconds
west 2226.43 feet;

(92) North 60 degrees 56 minutes 39 seconds
west 331.4 feet;

(93) North 19 degrees 21 minutes 39 seconds
west 290.6 feet;

(94) North 44 degrees 51 minutes 21 seconds
east 228.8 feet;

(95) North 3 degrees 42 minutes 58 seconds east
787.6 feet;

(96) North 87 degrees 7 minutes 51 seconds
west 662.108 feet;

(97) South 21 degrees 49 minutes 44 seconds
west
124.79 feet;

(98) South 19 degrees 17 minutes 29 seconds
west
870.97 feet;

(99) South 21 degrees 37 minutes 19 seconds
east
260.64 feet;

(100) South 15 degrees 49 minutes 19 seconds
west 1207.06 feet;

(101) South 44 degrees 33 minutes 17 seconds
west 298.26 feet;

(102) North 57 degrees 9 minutes 27 seconds
west 300.37 feet to a concrete marker in the eastern
right-of- way line of U.S. Highway 701;

(103) North 57 degrees 9 minutes 27 seconds
west 169.85 feet to a concrete marker in the western
right-of- way line of U.S. Highway 701, said line
intersecting the center line of U.S. Highway 701 at a
point which is also N.C. Grid Coordinate x =

(104) North 19 degrees 14 minutes 57 seconds east 278.03 feet to a concrete marker in the western right- of-way line of U.S. Highway 701;

(105) North 69 degrees 4 minutes 0 seconds west 404.13 feet;

(106) North 38 degrees 24 minutes 16 seconds west 293.616 feet;

(107) North 43 degrees 53 minutes 2 seconds east 497.321 feet;

(108) North 39 degrees 43 minutes 26 seconds west 900.0 feet;

(109) North 34 degrees 57 minutes 11 seconds east 342 feet;

(110) North 43 degrees 14 minutes 40 seconds west 700.0 feet;

(111) South 33 degrees 35 minutes 32 seconds west 715.84 feet;

(112) South 56 degrees 49 minutes 59 seconds east 100 feet;

(113) South 30 degrees 34 minutes 28 seconds west 230.773 feet;

(114) South 33 degrees 38 minutes 48 seconds west 1337.626 feet;

(115) South 33 degrees 12 minutes 29 seconds west 281.256 feet;

(116) South 31 degrees 59 minutes 40 seconds west 826.276 feet;

(117) South 26 degrees 08 minutes 0 second west 255.864 feet;

(118) South 10 degrees 54 minutes 53 seconds west 182.540 feet;

(119) South 7 degrees 32 minutes 10 seconds west 718.303 feet to the run of Brown's Creek;

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(120) With the run or Brown's Creek north 67 degrees 22 minutes 0 seconds west 238.113 feet;

(121) Continuing with the run of Brown's Creek north 77 degrees 22 minutes 0 seconds west 232.925 feet;

(122) North 9 degrees 54 minutes east 119.116 feet;

(123) North 74 degrees 6 minutes 0 seconds west 1456 feet;

(124) North 15 degrees 54 minutes 0 seconds east 230.0 feet to the center line of Richardson Street;

(125) With the center line of Richardson Street south 74 degrees 6 minutes 0 seconds east 47.6 feet;

(126) North 4 degrees 23 minutes 0 seconds west 362.08 feet;

(127) North 23 degrees 58 minutes 0 seconds west 343.20 feet;

(128) North 66 degrees 26 minutes 0 seconds east 460.0 feet;

(129) South 23 degrees 58 minutes 0 seconds east 346.0 feet;

(130) South 74 degrees 06 minutes 0 seconds east 1110.0 feet to the run of a creek; thence up the run of said creek the following courses and distances;

(131) North 21 degrees 53 minutes 34 seconds east 244.65 feet;

(132) North 25 degrees 19 minutes 0 seconds east 108.320 feet;

(133) North 44 degrees 41 minutes 0 seconds west 90.950 feet;

(134) North 13 degrees 14 minutes 0 seconds west 179.400 feet;

(135) North 24 degrees 36 minutes 0 seconds west 61.45 feet;

(136) North 1 degree 49 minutes 46 seconds west 300.052 feet;

(137) North 7 degrees 56 minutes 34 seconds west 122.670 feet;

(138) North 36 degrees 16 minutes 26 seconds east 251.300 feet;

(139) North 45 degrees 4 minutes 26 seconds east 161.130 feet;

(140) North 43 degrees 04 minutes 26 seconds east 129.050 feet;

(141) North 18 degrees 22 minutes 26 seconds east 166.750 feet;

(142) North 12 degrees 30 minutes 56 seconds east 203.100 feet;

(143) North 42 degrees 50 minutes 56 seconds east 73.180 feet;

(144) North 4 degrees 27 minutes 56 seconds east 273.700 feet;

(145) North 28 degrees 25 minutes 56 seconds east 241.520 feet;

(146) North 15 degrees 6 minutes 26 seconds east 164.700 feet;

(147) North 30 degrees 55 minutes 26 seconds east 339.968 feet;

(148) North 56 degrees 29 minutes 34 seconds west 213.374 feet;

(149) North 41 degrees 59 minutes 34 seconds west 145.652 feet;

(150) North 49 degrees 0 minutes 46 seconds east 40.001 feet;

(151) North 41 degrees 59 minutes 34 seconds west 704.27 feet;

(152) South 47 degrees 58 minutes 58 seconds west 224.46 feet;

(153) North 40 degrees 9 minutes 42 seconds west 128.24 feet;

(154) North 64 degrees 58 minutes 58 seconds west 195.4 feet;

(155) North 55 degrees 58 minutes 11 seconds west 108.35 feet to a concrete marker in the eastern right-of-way line of N.C. State Road 1150;

(156) North 55 degrees 58 minutes 11 seconds west 60 feet to a concrete marker located in the western right-of-way line of N.C. State Road 1150,

said line intersecting the center line of N.C. State Road 1150 at a point also marked by N.C. Grid Coordinate $x = 2112471.746$ and $y = 317610.905$;

(157) North 55 degrees 58 minutes 11 seconds west 400 feet;

(158) North 33 degrees 33 minutes 08 seconds east 1489.353 feet to the northernmost corner of the Bladen Broadcasting Corporation lot;

(158A) South 56 degrees 26 minutes 52 seconds east 400 feet to the northwest edge of the right-of-way of N.C. State Road 1150;

(158B) North 37 degrees 05 minutes east 400 feet with the northwest right-of-way of State Road 1150 to the edge of an unopened sixty-foot street;

(158C) North 56 degrees 26 minutes 52 seconds west 400 feet with the southwest edge of said street;

(159) North 33 degrees 33 minutes 08 seconds east 1096.12 feet to the center line of the abandoned V&CS Railroad right-of-way;

(160) North 37 degrees 4 minutes 38 seconds west 30 feet to a concrete marker located in the western right-of-way line of N.C. State Road 1155;

(161) North 37 degrees 4 minutes 38 seconds west 200 feet;

(162) North 52 degrees 55 minutes 27 seconds east 2466.36 feet;

(163) North 63 degrees 1 minute 38 seconds west 718.82 feet;

(164) South 52 degrees 34 minutes 22 seconds west 1014.0 feet;

(165) North 52 degrees 53 minutes 54 seconds west with the southern right-of-way line of Third Avenue, which is also the northern line of land of D. Curtis Singletary 2597.023 feet;

(166) North 48 degrees 4 minutes 2 seconds east 860.889 feet;

(167) North 49 degrees 11 minutes 47 seconds west 1168.14 feet to the eastern line of the tract of land leased to Clark-Shaw Ford, Inc.;

(168) South 40 degrees 15 minutes 49 seconds west 325.0 feet;

(169) North 49 degrees 44 minutes 11 seconds west 425.0 feet;

(170) North 40 degrees 15 minutes 49 seconds east 325.0 feet to the point of beginning.
(Ord. passed 5-24-78)

Editor's Note: The corporate limits were formerly derived from the following Priv. Laws: Priv. Laws 1895, Ch. 156, § 2; Priv. Laws 1899, Ch. 134, § 1; Priv. Laws 1901, Ch. 99, § 1; Priv. Laws 1911, Ch. 87, § 1; Priv. Laws 1913, Ch. 179, § 1; Priv. Laws 1925, Ch. 98, § 1. Subsequently, the corporate limits have been extended by annexations effected by the following ordinances: Ord. passed 10-22-82; Ord. 1983-02-04, passed 10-22-82; Ord. passed 8-21-86; Ord. 11-10-86, passed 8-21-86; Ord. 1989 - Area II, passed 2-5-90; Ord. 1989 - Area V, passed 2-5-90; Ord. 1989 - Area VI, passed 2-5-90; Ord. passed 2-5-90; Ord. passed 5-23-90; Ord. passed 6-4-90; Ord. AIR-1990, passed 6-4-90; Ord. passed 3-26-91; Ord. 01-02-02, passed 2-5-01; Ord. 01-02-03, passed 3-5-01; Ord. 06-07-01, passed 7-10-06; Ord. 06-07-02, passed 7-10-06; and Ord. 2016-01, passed 3-8-16. Ord. 1990-ETJ, passed 11-5-90 and Ord. 03-01-01, passed 1-13-03, amended the town's Extraterritorial Jurisdiction Boundary pursuant to G.S. § 160A-364.

SEC. 2.1. FORM OF GOVERNMENT.

The Town of Elizabethtown shall operate under the Council/Manager form of government in accordance with Part 2 of Article 7 of General Statutes Chapter 160A.
(Ord. passed 10-1-90)

SEC. 3. TOWN OFFICERS.

The officers of said town shall consist of a Mayor, six (6) Councilmembers, a Police Chief, regular and special policemen, and a Clerk and

Finance Officer, and such other officers as the Town Commissioners may elect.
(Ord. passed 1-10-79)

Editor's Notes:

This section is formerly derived from Priv. Laws 1895, Ch. 156, § 3; Priv. Laws 1899, Ch. 134, Ord. 04-03, passed 4-5-04, provides that the Mayor and Town Council members shall be elected using the nonpartisan plurality method of election as set forth in G.S. § 163-292. The ordinance, while providing that this Charter section is to be so amended, did not set forth the specific amendatory language.

SEC. 3.1. TERM OF MAYOR.

The term of the office of Mayor of the Town of Elizabethtown shall be four (4) years.
(Ord. passed 2-1-82)

SEC. 4. ELECTION OF OFFICERS BY TOWN COUNCILMEMBERS; APPOINTMENT OF SPECIAL POLICEMEN BY MAYOR.

The Town Constable, Clerk and Finance Officer and regular policemen shall be elected by the Town Councilmembers and special policemen shall be appointed by the Mayor.
(Priv. Laws 1895, Ch. 156, § 4; Priv. Laws 1899, Ch. 134, § 3; Priv. Laws 1901, Ch. 99, § 3)

Editor's Note: This section is obsolete and no longer recognized as current town law.

SEC. 5. QUALIFYING BY OFFICERS.

Officers provided for by this act shall qualify within ten (10) days before a justice of the peace or

the clerk of the superior court, and all officers hereafter elected shall qualify in like manner.
(Priv. Laws 1895, Ch. 156, § 5)

Editor's Note: This section is obsolete and no longer recognized as current town law.

SEC. 6. POWER OF TOWN COUNCIL TO MAKE LAWS AND PASS ORDINANCES.

The Town Council shall have power to make all necessary bylaws and pass ordinances not in conflict with the laws of the state.
(Priv. Laws 1895, Ch. 156, § 6)

SEC. 7. PAYMENT OF FINES INTO TREASURY.

All fines collected shall be paid into the treasury of the town for the benefit thereof.
(Priv. Laws 1895, Ch. 156, § 7)

SEC. 8. EFFECTIVE DATE.

This act shall be in force from and after its ratification.
(Priv. Laws 1895, Ch. 156, § 8)

Editor's Note: The act was ratified on March 11, 1895.

APPENDIX: RELATED LAWS

Section

1. Authority to sell portion of Ben Street
2. Authority to abandon and sell portions of Poplar Street, Queen Street and Haverford Street
3. Town declared a bird sanctuary; illegal acts therein

Editor's Note: This appendix contains those acts affecting the town, not constituting Charter amendments, which are obsolete. The following laws relating to the town are obsolete: Priv. Laws 1903, Ch. 157; Priv. Laws 1911, Ch. 34; Priv. Laws 1933, Ch. 165, Sess. Laws 1951, Ch. 214; Sess. Laws 1951, Ch. 223; Sess. Laws 1961, Ch. 1033.

SEC. 1. AUTHORITY TO SELL PORTION OF BEN STREET.

The Board of Commissioners of the Town of Elizabethtown is authorized to sell at public auction for cash that portion of Ben Street in the Town of Elizabethtown extending east from Broad to Queen Street or any part of the same which it may deem to be in the best interest of the town. The notice of the time, place and terms of such sale shall be published in a newspaper published in Bladen County once a week at least four (4) successive weeks immediately preceding the date of sale. The sale of property herein authorized shall not be concluded and the bids shall remain open for a period of ten (10) days during which time the Board is authorized to receive an upset bid as provided in G.S. § 1-339.64, and in case an upset bid is filed as therein provided, a resale or resales of said property shall be had in accordance with the provisions of G.S. §§ 1-339.64 to 1-339.66 inclusive. After confirmation of the sale of said property by the Board, the town is authorized to execute a fee simple deed to the purchaser or purchasers and apply the proceeds from the sale or sales in such manner as may be deemed for the best

interest of the town.
(Sess. Laws 1955, Ch. 106)

SEC. 2. AUTHORITY TO ABANDON AND SELL PORTIONS OF POPLAR STREET, QUEEN STREET AND HAVERFORD STREET.

(A) The governing body of the Town of Elizabethtown be and it hereby is authorized to abandon such portion of Poplar Street in said town from its intersection with Broad Street to the Cape Fear River at the old ferry landing, as the governing body may find to be unnecessary for the public use, Queen Street and Haverford Street from Poplar Street to the fill and bridge across the Cape Fear River.

(B) The governing body of the Town of Elizabethtown be and they are authorized to sell those portions of the said street set forth in division (A) above at public auction for cash after giving notice of the time and place of sale at the courthouse door of Bladen County for thirty (30) days immediately preceding the date of the sale, and by publishing notice thereof once a week for four (4) weeks preceding the date of the sale in the Bladen Journal, a newspaper published in Bladen County, and to convey the same to the purchaser or purchasers by deed in fee simple.

(Sess. Laws 1955, Ch. 780)

SEC. 3. TOWN DECLARED A BIRD SANCTUARY; ILLEGAL ACTS THEREIN.

(A) The territory within the corporate limits of the Town of Elizabethtown in Bladen County shall hereby be declared a bird sanctuary.

(B) It shall be unlawful for any person to kill, trap or otherwise take any bird within the corporate limits of the Town of Elizabethtown, except English sparrows, great horned owls, Cooper's hawks,

sharp-shinned hawks, crows, starlings, pigeons and domesticated fowls. Any person violating the provisions of this section shall be guilty of a misdemeanor and upon conviction shall be fined not more than fifty dollars (\$50.00) or imprisoned for not more than thirty (30) days.

(Sess. Laws 1957, Ch. 109)

Editor's Note: G.S § 14-4 now permits punishments of up to \$500/30 days.