

PRIVATE LAWS OF NORTH CAROLINA
SESSION 1899

CHAPTER 184
AN ACT TO INCORPORATE THE TOWN OF ORIENTAL IN PAMLICO COUNTY

The General Assembly of North Carolina do enact:

Section 1. That the town of Oriental, in the County of Pamlico, be and the same is hereby incorporated under the name and style of "The Town of Oriental", and it shall be subject to all the provisions contained in chapter sixty-two of the Code of North Carolina, and shall have the benefit of and be subject to all the provisions of law in reference to incorporated towns not inconsistent with this act.

Section 2. That the corporate limits of said town shall be as follows: Beginning at the mouth of Smith's creek on the north and west side of Neuse river and runs up and with the north side of the channel of Smith's creek to Camp creek; thence up Camp creek to its head and, continuously up the branch of Camp creek to a point opposite the back line of what is known as the Lupton property, the same conveyed by E. W. Lupton to the Oriental Lumber Company; thence to and with the back line of said Lupton lands to the west line of R. P. Midgette; thence about a south course with the line of said R. P. Midgette to E. Paris's line; these about an east course with said Paris' and Midgette's line and the Methodist Episcopal church's south line to Jonathan Perkins' land; thence with said Perkins' and R. P. Midgette's line to a cross wire fence of said R. P. Midgette; thence from said gate with the wire fence of R. P. Midgette to the first channel of Neuse river; thence with the edge of said channel to channel of Smith's creek, the beginning; that to the depth of ten (10) feet of water in said Neuse River shall be the edge of said channel of Neuse river.

Section 3. That the officers of the town shall be a mayor, three commissioners, a constable, who shall be elected by the commissioners, and such other officers as the commissioners may deem necessary and proper, as provided by said chapter sixty-two of The Code; Provided, that no person shall be a mayor, commissioner or other officer of said town unless he be a qualified voter therein.

Section 4. That until the election hereafter provided for, the mayor of said town shall be Dr. W. H. Peterson the commissioners shall be L. B. Midgette, P. J. Delamar and B. F. Pickles.

Section 5. That there shall be held on the first Monday in May, eighteen hundred and ninety-nine, and on the first Monday in May every year thereafter, an election for mayor and commissioners for said town at some convenient place therein, to be selected by the commissioners, which election shall be held by a registrar and two poll holders under regulations

in other respects prescribed by the state election laws, which from time to time may be enacted - at which election , all duly qualified voters of the state of North Carolina under the state election laws existing at the time of such election, residing in the corporate limits of said town, shall be permitted to vote.

Section 6. That the said commissioners shall have power to pass all by-laws, ordinances, rules and regulations for the good government of the town not inconsistent with the laws of this state or the United States, and to levy and collect a tax upon all subjects of state and general taxation, polls, real and personal property when deemed proper by said commissioners, not to exceed an amount equal to the tax levied by the commission of Pamlico county for state and general purposes, and to impose fines for the violation of town ordinances and to collect the same; also to levy and collect all such license and privilege taxes as are mentioned in chapter sixty-two of The Code. All taxes and fines collected shall be used by the town for town purposes.

Section 7. The mayor, when present, shall preside at all meetings of the Board of commissioners, and shall vote only when there is a tie; and at their first meeting after organization the commissioners shall appoint one of their number as chairman pro tempore, who shall in the absence of the mayor preside at the meeting and perform all the duties of mayor.

Section 8. That within five days after the election the commissioners and mayor shall convene for the transaction of business, and they shall fix monthly meetings for the board; and called meetings of said board may be held on the call of the mayor and a majority of the commissioners; may adopt by-laws enforcing the attendance of the members of the board.

Section 9. That all orders drawn on the treasurer by the clerk on the order of the commissioners shall be signed by the mayor and countersigned by the clerk, and the treasurer shall file all such orders as his vouchers, and at the expiration of the term of the office of treasurer he shall deliver to his successors all moneys, securities, or other property entrusted to him for safe keeping or otherwise.

Sec 10. That the commissioners of said town shall have power to collect all taxes by levy and sale of property, as in case of the levy and sale of property in the collection of taxes by the sheriff for state and general purposes.

Sec. 11. That the said commissioners shall have the right to purchase and hold, in the name of the town of Oriental, sufficient lands for the erection of necessary buildings for town purposes, town hall, town prison and such other buildings as they may deem necessary and may erect the same.

Sec. 12. That the mayor shall have power to cause all persons failing to pay fines, or who shall be imprisoned for violation of any town ordinance, to work it out on the streets, and in case of working out any fines the commissioners shall adopt the price.

Sec. 13. That as soon as practical after the ratification of this act the mayor and commissioners herein named shall take the oath of office and convene for the transaction of business.

Sec 14. That the town of Oriental is hereby vested with all the powers, rights, privileges and immunities enumerated in chapter sixty-two (62) of The Code, volume two, and elsewhere in The Code as amended by subsequent acts of the general assembly not inconsistent with any provision of this act.

Sec 15. That this act shall be in force from and after its ratification.

Ratified the 4th day of March A. D. 1899

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 1991
RATIFIED BILL

CHAPTER 878
SENATE BILL 968

AN ACT TO SET A REFERENDUM ON POSSIBLE CHANGES IN THE ELECTORAL
SYSTEM FOR THE TOWN OF ORIENTAL

The General assembly of North Carolina enacts:

Section 1. (a) Sections 3 and 7 of Chapter 184, Private Laws of 1899 are repealed.

(b) The Town of Oriental is governed by a mayor and a board of commissioners of three members. The mayor shall preside at all board of commissioners meetings, but shall have the right to vote only when there equal numbers of votes in the affirmative and in the negative.

Section 2. (a) Sections 3 and 7 of Chapter 184, Private Laws of 1899 are repealed.

(b) The Town of Oriental is governed by a board of commissioners of six members one of whom shall be the mayor. The person who at the election receives the highest number of votes for commissioner shall be the mayor for the two-year term of the board, except if more than one person receives the highest number of votes, the board of commissioners shall choose the mayor by lot from amongst those receiving the highest number of votes. If there is a vacancy as mayor, the board of Commissioners shall choose one of its own members to be mayor for the remainder of the unexpired term. The mayor has the right to vote on all matters before the board of commissioners, but may not break a tie vote in which he participated.

Sec 3. (a) Sections 3 and 7 of Chapter 184, Private Laws of 1899 are repealed.

(b) The Town of Oriental is governed by a mayor and a board of commissioners of five members. The mayor shall preside at all board of commissioners meetings, but shall have the right to vote only when there are equal numbers of votes in the affirmative and in the negative.

Sec 4. The Pamlico County Board of Elections shall hold a special election on November 3, 1992, at which time qualified voters of the Town of Oriental shall vote on the following questions, with the first question being question "A", the second question being question "B", and the third question being question "C".

"() FOR election by the voters of the Town of Oriental of a three-member board of commissioners and a mayor, with the mayor voting only in the case of a tie.

() FOR election by the voters of the Town of Oriental of a six-member board of commissioners, with the candidate for commissioner who receives the highest number of votes being the mayor , who may vote on any issue.

() FOR election by the voters of the Town of Oriental of a five-member board of commissioners and a mayor, with the mayor voting only in the case of a tie"

If a plurality of the votes cast are in favor of question "A" then Section 1 of this act shall become effective beginning with the 1993 regular municipal election. Otherwise Section 1 of this act shall have no effect.

If a plurality of the votes cast are in favor of question "B" then Section 2 of this act shall become effective beginning with the 1993 regular municipal election. Otherwise Section 2 of this act shall have no effect.

If a plurality of the votes cast are in favor of question "C" then Section 3 of this act shall become effective beginning with the 1993 regular municipal election. Otherwise Section 3 of this act shall have no effect.

Section 5. Section 4 of this act is effective upon ratification. Sections 1, 2, and 3 of this act become effective as prescribed in Section 4 of this act.

In the General Assembly read three times and ratified this the 8th day of July 1992.

JAMES C. GARDNER
PRESIDENT OF THE SENATE

DANIEL BLUE, JR.
SPEAKER OF THE HOUSE OF REPRESENTATIVES.