CITY COUNCIL

Ed L. Hatley, Mayor
Kevin Demeny, Mayor Pro-Tem
Mark Johnson
Jill Tipton
Roby Jetton

Lincolnton NC
Near the City. Near the Mountains. Near Perfect.

CITY MANAGER

Ritchie Haynes
rhaynes@lincolntonnc.org
CITY CLERK
Daphne Ingram
dingram@lincolntonnc.org
CITY ATTORNEY
John Friguglietti, Jr.

RESOLUTION OPPOSING SENATE BILL 205 (2025 SESSION), EDITION 3

WHEREAS North Carolina House Bill 765, titled "An Act to Reform Local Government Development Regulations in this State," was introduced in the 2025 Legislative Session to enact sweeping changes affecting local government planning, zoning, and development regulations codified through Chapter 160D of the North Carolina General Statutes; and

WHEREAS House Bill 765 proposed significant and astounding changes to the structure of local governance, which included but were not limited to sweeping changes to the authority of local governing boards over development regulations, including the City of Lincolnton Unified Development Ordinance; and

WHEREAS House Bill 765 was re-referred to the Committee on Finance on May 6, 2025, has not moved since that time, and failed to meet the crossover deadline; and

WHEREAS Senate Bill 205 was introduced as a bill to prohibit local boards of health from regulating private pools serving single-family homes and other technical changes to Chapter 130A of the General Statutes; and

WHEREAS Senate Bill 205 passed unanimously in the Senate on April 8, 2025, and was sent to the House for consideration; and

WHEREAS on or around June 5, 2025, Senate Bill 205 was submitted to the Committee on Regulatory Reform, and Committee Substitute (PCS45414-RI-22) was submitted on June 11, 2025, which received favor and was re-referred to the Committee on Rules; and

WHEREAS the Committee Substitute (PCS45414-RI-22), which has been codified as Edition 3 of Senate Bill 205, includes a large amount of the language contained in House Bill 765, which this Board and many other local government boards stood opposed to; and

WHEREAS this Board believes that this behind-the-scenes attempt to incorporate the opposed language of House Bill 765 into Senate Bill 205 to attempt to enforce statewide residential development standards completely undermines the local autonomy and community-specific planning practices of local governments, by imposing standards that do not reflect the diverse needs of Lincolnton, and other counties and cities in North Carolina.

NOW, THEREFORE BE IT RESOLVED THAT the Lincolnton City Council formally opposes Senate Bill 205, Edition 3, and urges the General Assembly to reconsider the provisions set forth therein in favor of legislation that respects the authority and autonomy of local governments and promotes flexible community-driven development strategies;

BE IT FURTHER RESOLVED THAT the Lincolnton City Council encourages State legislators to work more collaboratively with local governments to craft policies and laws that support responsible growth, administrative efficiency, and long-term sustainability.

FURTHERMORE, the Lincolnton City Council encourages Senator Ted Alexander and Representative Heather Rhyne to oppose Senate Bill 205, Edition 3; and

FURTHERMORE, the Lincolnton City Council encourages its citizens, businesses, and property owners to express their concerns regarding Senate Bill 205.
Adopted this 26th day of June, 2025.

LINCOLNTON MAYOR AND CITY COUNCIL

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Ed Hatley, Mayor

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Kevin Demeny, Mayor Pro Tem

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Mark Johnson

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Jill Tipton

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Roby Jetton

ATTEST: (SEAL)

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Daphne Ingram, City Clerk