

for education as to the effects of the use of alcoholic beverages and for the rehabilitation of alcoholics, not more than five per cent (5%) of its total profits, to be determined by quarterly audits.”

Sec. 2. All laws and clauses of laws in conflict with this Act are hereby repealed, particularly Chapter 394, 1951 Session Laws, Chapter 782, 1953 Session Laws, and Chapter 1068, 1955 Session Laws.

Sec. 3. This Act shall be in full force and effect from and after July 1, 1963.

In the General Assembly read three times and ratified, this the 7th day of June, 1963.

## H. B. 1076

## CHAPTER 770

AN ACT TO AMEND CHAPTER 36, PRIVATE LAWS EXTRA SESSION 1908, AND TO REPEAL CHAPTER 137 OF THE PRIVATE LAWS OF 1929 AND CHAPTER 33 OF THE PRIVATE LAWS OF 1931, RELATING TO MUNICIPAL ELECTIONS IN THE TOWN OF BAILEY.

*The General Assembly of North Carolina do enact:*

Section 1. That Section 3 of Chapter 36 of the Private Laws of North Carolina, Extra Session 1908, being the Charter of the Town of Bailey in Nash County, is hereby amended by striking out all of the second sentence as the same appears in said Section.

Sec. 2. That Chapter 36 is hereby further amended by striking out all of Section 4 as the same appears in said Chapter, and substituting in lieu thereof a new Section 4, which shall read as follows:

“Sec. 4. The government of the town shall be vested in a mayor and a board of commissioners who shall be elected in the manner provided for herein.

(a) Beginning on Tuesday after the first Monday in May in the year 1964 and annually thereafter, an election shall be held in the Town of Bailey for the purpose of electing members to the board of commissioners, such board to consist of five (5) members, except as provided for herein.

(b) The three (3) commissioners elected at the regular municipal election held on May 7, 1963 shall continue to serve for the term for which they were elected or until their successors are elected and qualified, and they shall constitute the governing body of the Town of Bailey until additional commissioners are elected in the year 1964 as provided for herein.

(c) On Tuesday after the first Monday in May in the year 1964 and in the even-numbered years thereafter, two (2) commissioners shall be elected to serve for two-year terms or until their successors are elected and qualified.

(d) At the election to be held on Tuesday after the first Monday in May, 1965, and in the odd-numbered years thereafter, three (3) commissioners shall be elected to serve for two-year terms or until their successors are elected and qualified.

(e) The mayor elected at the regular municipal election held on May 7, 1963 shall continue to serve for a term of two (2) years or until his successor is elected and qualified. In the year 1965 and biennially thereafter, the mayor shall be elected and shall serve for a two-year term or until his successor is elected and qualified.

(f) The terms of office for the mayor and members of the board of commissioners as provided for in this Act shall begin at the time of the first regular meeting immediately following their election.

(g) All regular municipal elections held under authority of this Act shall be conducted in accordance with the general law of North Carolina applicable to municipal elections."

Sec. 3. That Chapter 137 of the Private Laws of North Carolina, 1929, and Chapter 33 of the Private Laws of North Carolina, 1931, relating to elections in the Town of Bailey, are hereby repealed.

Sec. 4. All laws and clauses of laws in conflict with the provisions of this Act are hereby repealed.

Sec. 5. This Act shall be in full force and effect from and after its ratification.

In the General Assembly read three times and ratified, this the 7th day of June, 1963.

## H. B. 1092

## CHAPTER 771

### AN ACT TO AMEND THE CHARTER OF THE TOWN OF DENTON, DAVIDSON COUNTY, SO AS TO AUTHORIZE LOCAL IMPROVEMENTS AND ASSESSMENTS WITHOUT PETITION.

*The General Assembly of North Carolina do enact:*

Section 1. The Charter of the Town of Denton, Davidson County, is hereby amended by adding the following provisions:

"(1) When Petition Unnecessary. Whenever in the judgment of the governing body of the Town of Denton any street or part of a street is unsafe and dangerous, or whenever unpaved, the dust from such street is detrimental to health and injurious to property, or whenever the paving or repaving of any street or part thereof is necessary in order to connect streets already paved, or whenever the paving of any street is necessary in order to connect any paved portion of such municipality's streets with a paved highway outside the corporate limits of such municipality, or whenever the paving of any street or part thereof is necessary to provide a paved approach to any railroad underpass or overpass or other bridge, or whenever any paved street or part thereof has been widened, if in such case, in the opinion of the governing body, public interest requires that said improvement be made, and if, in the opinion of the governing body, the abutting property will be benefited by said improvement to the extent of the part of the cost thereof to be assessed against such abutting property, the governing body may without petition of the property owners order the making of such improvement. Whenever any such improvement is ordered made by authority of this subsection the ordering of the paving of any street or part thereof may include the necessary water