

## Property Disposal Options For North Carolina Local Governments

General Disposal Methods	Personal Property UNDER \$30,000	Personal Property OVER \$30,000	ALL Real Property
<b>Sale</b>			
Competitive sale by public auction ( <i>G.S. 160A-270</i> ); sealed bid ( <i>G.S. 160A -268</i> ), or upset bid ( <i>G.S. 160A-269</i> )	Yes	Yes	Yes
Private negotiated sale with governing board approval ( <i>G.S. 160A-266(b)</i> and <i>160A-277</i> ), or by local policy ( <i>160A-266(c)</i> )	Yes	No	No
<b>Exchange</b>			
Exchange with public and private entities ( <i>G.S. 160A-271</i> )	Yes	Yes	Yes
<b>Lease</b>			
Lease with term over 10 years treated as sale of real property ( <i>G.S. 160A-272</i> )	Yes	Yes	Yes
<b>Discard</b>			
Discard because has no value, unable to sell, or poses threat to public health or safety ( <i>G.S. 160A-266(d)</i> )	Yes	Yes	No
Raffle surplus property ( <i>G.S. 14-309.15</i> )	Yes	Yes (\$125,000 limit)	Yes (\$500,000 limit)
<b>Convey without Monetary Consideration (“donate”)</b>			
Convey to non-profits, sister cities, and other units of government – does not apply to schools ( <i>G.S. 160A-280</i> )	Yes	Yes	No
Convey or sell to public and private entities for continued public use – cities and counties only ( <i>G.S. 160A-279</i> )	Yes	Yes	Yes
<b>Convey to other units of government</b>			
Convey to other units of government in NC under conditions “deemed wise” by governing boards ( <i>G.S. 160A-274</i> )	Yes	Yes	Yes
<b>Trade-In</b>			
Trade-in included as part of bidding process for purchases of apparatus, supplies, materials, or equipment ( <i>G.S. 143-129.7</i> )	Yes	Yes	No

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Special Conveyances	Personal Property UNDER \$30,000	Personal Property OVER \$30,000	All Real Property
Sell artistic, historic, or scenic property to non-profit or trust for conservation or preservation ( <i>G.S. 160A-266(b)</i> )	Yes	Yes	Yes
Lease property for affordable housing ( <i>G.S. 160A-278</i> )	No	No	Yes
Sell property for affordable housing <ul style="list-style-type: none"> <li>Counties (<i>G.S. 153A-378</i>)</li> <li>Cities (<i>G.S. 160A-279</i>)</li> </ul>	No	No	Yes
Lease or sell property for economic development projects ( <i>G.S. 158-7.1</i> )	No	No	Yes
Sell, exchange, or transfer property for community development projects – cities only ( <i>G.S. 160A-457</i> )	No	No	Yes
Lease, sell or convey property to fire department & rescue squad for facilities ( <i>G.S. 160A-277</i> )	No	No	Yes
Retiring law enforcement officer's weapon and badge ( <i>G.S. 20-187.2</i> )	Yes	No	No
Retiring firefighter's helmet ( <i>G.S. 160A-294.1–cities; G.S. 153A-236–counties</i> )	Yes	No	No

### **Special Considerations for Public School Property** (real and personal):

- Must be sold for valuable consideration (cannot be donated)
- Real property must be offered first to county board of commissioners for fair market price or negotiated price; if county does not purchase, can be sold using property disposal procedures under Article 12 of Chapter 160A (*G.S. 115C-518*)
- Real property can be leased to another governmental unit for one dollar (\$1) per year (*G.S. 160A-274(c)*)

### **Special Considerations for Seized and Abandoned Property** (personal):

- Seized or abandoned personal property held by law enforcement must be disposed of according to procedures set out in Article 2 of Chapter 15 (*G.S. 15-11 through 15-17*)