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# Hot Topics in Real Property

## 2022 Real Property Winter Program

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**Friday, February 18, 2022**  
**Live Webcast**

**NORTH CAROLINA: 6.00 MCLE HOURS**

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## Program Summary

Designed to address a variety of topics, the 2022 Real Property Winter Program discusses an assortment of trends and developments in real property law. These topics include landlord-tenant issues in the time of COVID, recent changes to American Land Title Association survey standards, tax incentives (including opportunity zone investments and 1031 exchanges), homeowners' association laws and developments to the Marketable Title Act, recent land-use changes, and a legislative update.

## Past Program Testimonials



*Good content and a broad range of topics.*



*Excellent well-rounded program.*

— Attendees, *Hot Topics in Real Property: 2021 Real Property Winter Program*,  
February 19, 2021

# AGENDA

**Friday, February 18, 2022 | 8:25 AM–4:10 PM**

8:55 **Welcome and Introductions**

9:00 **Legislative Update | Ferrell**

Recap the 2021 legislative session, highlighting bills of interest to real estate practitioners considered and enacted during the 2021 session. Then preview the 2022 legislative session, and the 2022 midterm elections for North Carolina congressional, state legislative and judicial races.

10:00 **Break**

10:10 **Chapter 160D Update | Joyce**

The reorganization of zoning, subdivision and other development regulation authority into a single consolidated chapter of the general statutes — Chapter 160D — may have been enacted in 2019, but the work of implementing that legislation continues. Learn where the implementation process is now and what the local governments may be doing to complete this work. Then discuss recent federal and state litigation, as well as recent state legislation, that affects the landscape of land development regulation in North Carolina.

11:10 **Break**

11:20 **Community Associations | Beaudoin and Carmichael**

Gain insight into the primary North Carolina laws governing community associations, with a focus on hot topics all real estate lawyers should fundamentally understand in order to effectively assist their clients. Topics include developments surrounding the Marketable Title Act as it applies specifically to active homeowners' associations and how attorneys can navigate exceptions to the Act.

12:20 **Lunch Break**

12:50 **Real Estate Tax Incentives | Polin**

Careful tax planning can help developers and investors reduce or eliminate income tax from operating income and capital gains. New construction projects can also cash in on incentives offered at the city, county, state and federal levels. The key is knowing what incentives are available, how they interplay with one another and, most importantly, how to capture them. Discover how real estate tax incentives can impact cash flow for your real estate clients.

# AGENDA

1:50 **Break**

2:00 **American Land Title Association (ALTA) Survey | Murphy**

Review highlights of the 2021 ALTA survey and learn how to navigate the Table A items with surveyors. Then walk through the needs and wants of Table A, specifically discussing 11a and 11b (utilities) zoning issues and the new 20a, and hear best practices for optimizing the survey and how to save the client time and money.

3:00 **Break**

3:10 **Landlord-Tenant Law and COVID-19 | D'Atri**

Receive an overview of the ever-changing world of landlord-tenant law amidst the international COVID-19 health crisis, including a review of the CDC's eviction moratorium and resulting federal case law making its way to the United States Supreme Court, plus a look at the current state of evictions and regulations as landlords and tenants attempt to navigate the legal process.

4:10 **Adjourn**

The views and opinions expressed are those of the individuals and do not necessarily represent official policy, position or views of the North Carolina Bar Association.

## PROGRAM DETAILS

### Speakers

- **Adam Matthew Beaudoin**, Ward and Smith PA, Raleigh
- **Hope Derby Carmichael**, Jordan Price Wall Gray Jones & Carlton PLLC, Raleigh
- **Stephanie Marie D'Atri**, Hatch Little & Bunn LLP, Raleigh
- **David Patrick Ferrell**, Nexsen Pruet, Raleigh
- **James Logan “Jim” Joyce**, UNC School of Government, Chapel Hill
- **Jonathan Murphy**, Murphy Geomatics, Raleigh
- **Dawn Polin**, CRE Tax Planning LLC, Raleigh

### Planners

- **Hannah Combs**, Wyrick Robbins Yates & Ponton LLP, Raleigh
- **Max Edward Isaacson**, Longleaf Law Partners, Raleigh

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# Hot Topics in Real Property

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