

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 982

Short Title: Zoning Willie M. Homes.

(Public)

Sponsors: Representative Black.

Referred to: Judiciary I.

April 19, 1991

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE LOCAL GOVERNMENTS TO LIMIT THE PROXIMITY OF FAMILY CARE HOMES HOUSING WILLIE M. CLIENTS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 168-22 reads as rewritten:

"§ 168-22. Zoning; family care home.

A family care home shall be deemed a residential use of property for zoning purposes and shall be a permissible use in all residential districts of all political subdivisions. No political subdivision may require that a family care home, its owner, or operator obtain, because of the use, a conditional use permit, special use permit, special exception or variance from any such zoning ordinance or plan; provided, however, that a political subdivision may prohibit a family care home from being located within a one-half mile radius of an existing family care ~~home~~ home, and may prohibit a family care home in which individuals classified as Willie M. clients are housed from being located within a two-mile radius of other such homes."

Sec. 2. This act is effective upon ratification.