

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 985*
Second Edition Engrossed 5/15/91

Short Title: Require City Garbage Service. (Public)

Sponsors: Representatives Payne and Gottovi.

Referred to: Judiciary II.

April 19, 1991

1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY A CITY'S AUTHORITY TO REQUIRE PARTICIPATION
3 IN ANY COLLECTION AND DISPOSAL SERVICES PROVIDED BY THE
4 CITY.
5 The General Assembly of North Carolina enacts:
6 Section 1. G.S. 160A-192(a) reads as rewritten:
7 "(a) A city may by ordinance regulate the collection and disposal of solid waste
8 within the city. An ordinance may:
9 (1) Require the owners or occupants of ~~houses and other buildings to place
10 improved property in the city to:~~
11 a. Place solid waste in specified places or receptacles for the
12 convenience of city collection and ~~disposal~~ disposal; and
13 b. Participate in any solid waste collection or disposal service
14 provided by the city or by any municipality, individual, or
15 private corporation pursuant to a contract with the city provided
16 that any such ordinance shall not prohibit the owners or
17 occupants of business or institutional property from entering
18 into or performing private contractual arrangements for
19 collection of solid waste in lieu of this requirement. Any such
20 ordinance may exempt certain classes of improved property
21 from the provisions of the ordinance based on differences in the
22 kind or degree of service required.

- 1 (2) Impose charges for the availability of such collection and disposal-
2 disposal services. Such charges shall not be applicable to the owners
3 or occupants of business or institutional property who have entered
4 into private contractual arrangements for collection of solid waste.
5 (3) Require the source separation of materials from solid waste prior to
6 collection of the solid waste for disposal.
7 (4) Require participation in a recycling program which has been approved
8 by the governing board.
9 (5) Include any other proper matter."
10 Sec. 2. This act is effective upon ratification.