

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 1616*

Short Title: Durham County/Stormwater Fees.

(Local)

Sponsors: Representatives Luebke; Capps, Michaux, Miller, and Mosley.

Referred to: Local and Regional Government I, if favorable, Finance.

May 28, 1998

A BILL TO BE ENTITLED

1
2 AN ACT TO AUTHORIZE THE COUNTY OF DURHAM TO ALLOW FEES FOR
3 STORMWATER MAINTENANCE, REPAIR, AND IMPROVEMENTS TO BE
4 PAID OVER TIME AND BECOME A LIEN ON REAL PROPERTY.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 153A-102 reads as rewritten:

7 "**§ 153A-102. Commissioners to fix fees.**

8 (a) The board of commissioners may fix the fees and commissions charged by
9 county officers and employees for performing services or duties permitted or required by
10 law. The board may not, however, fix fees in the General Court of Justice or modify the
11 fees of the register of deeds prescribed by G.S. 161-10 or the fees of the board of
12 elections prescribed by G.S. 163-107.

13 (b) Counties may by ordinance allow fees for stormwater maintenance, repairs,
14 and improvements, with interest at a rate to be fixed by the board of commissioners, but
15 not to exceed nine percent (9%) per annum. The fees with interest may be paid over a
16 period of time to be fixed by the board of commissioners, but not to exceed 10 years.

17 (c) Counties may by ordinance provide that the fees for stormwater maintenance,
18 repairs, and improvements shall become a lien on the real property. The lien may be
19 collected in the same manner and using the same procedures that counties use to collect
20 delinquent real property taxes. The lien shall be equal to liens of special assessments."

- 1 Section 2. This act applies to Durham County only.
- 2 Section 3. This act is effective when it becomes law.