

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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HOUSE BILL 874
Committee Substitute Favorable 5/18/15

Short Title: Cities/Availability Charge/Improved Property.

(Public)

Sponsors:

Referred to:

April 15, 2015

1 A BILL TO BE ENTITLED
2 AN ACT AUTHORIZING CITIES TO REQUIRE PAYMENT OF A PERIODIC
3 AVAILABILITY CHARGE IF IMPROVED PROPERTY QUALIFIES FOR THE
4 ISSUANCE OF A BUILDING PERMIT AND THE CITY HAS INSTALLED WATER
5 OR SEWER LINES DIRECTLY AVAILABLE TO THE PROPERTY.

6 The General Assembly of North Carolina enacts:

7 SECTION 1. G.S. 160A-317 reads as rewritten:

8 "§ 160A-317. Power to require connections to water or sewer service and the use of solid
9 waste collection services.

10 (a) Connections.—A city may require one of the following:

11 (1) A city may require an owner of developed property on which there are
12 situated one or more residential dwelling units or commercial establishments
13 located within the city limits and within a reasonable distance of any water
14 line or sewer collection line owned, leased as lessee, or operated by the city
15 or on behalf of the city to connect the owner's premises with the water or
16 sewer line or both, and may fix charges for the connections.

17 (2) In lieu of requiring connection under this ~~subsection~~ subdivision (1) of this
18 subsection and in order to avoid hardship, the city may require payment of a
19 periodic availability charge, not to exceed the minimum periodic service
20 charge for properties that are connected. In the case of improved property
21 that would qualify for the issuance of a building permit for the construction
22 of one or more residential dwelling units or commercial establishments and
23 where the city has installed water or sewer lines or a combination thereof
24 directly available to the property, the city may require payment of a periodic
25 availability charge, not to exceed the minimum periodic service charge for
26 properties that are connected.

27"

28 SECTION 2. This act is effective when it becomes law.



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