

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 507

Short Title: Durham Assessments.

(Local)

Sponsors: Senators Gulley and Lucas.

Referred to: Local Government and Regional Affairs

March 28, 1995

A BILL TO BE ENTITLED

1 AN ACT TO AMEND THE CHARTER OF THE CITY OF DURHAM TO PERMIT
2 THE CITY COUNCIL TO SPECIALLY ASSESS BENEFITED PROPERTY FOR
3 THE COST OF EXTENDING WATER AND SEWER LINES TO PROPERTY
4 LOCATED OUTSIDE OF THE CITY LIMITS WHEN REQUESTED BY THE
5 BOARD OF COMMISSIONERS OF DURHAM COUNTY WITHOUT THE
6 NECESSITY OF A PETITION FOR SUCH IMPROVEMENTS BEING
7 SUBMITTED.
8

9 The General Assembly of North Carolina enacts:

10 Section 1. Section 81 of the Charter of the City of Durham, being Chapter
11 671 of the Session Laws of 1975, reads as rewritten:

12 "Sec. 81. **Additional Assessment Authority.** – In exercising the authority granted
13 under Article 16 of Chapter 160A of the ~~North Carolina~~ General Statutes to extend and
14 operate public enterprises outside its corporate limits, the City Council may specially
15 assess ~~all, or part, all or part~~ of the costs of constructing, reconstructing, extending,
16 building or improving water supply and distribution systems or sewage collection and
17 disposal ~~systems or both such systems~~, or any part thereof, outside the corporate limits of
18 the City against property benefited ~~therefrom; provided, however, no special assessment~~
19 ~~shall be levied until a petition which meets the requirements set forth in Section 77, subsection~~
20 ~~(7) of this Charter has been submitted to the City by the owners of the property~~
21 ~~affected therefrom.~~ Special assessments levied pursuant to this section shall be levied
22 and collected in the same way and under the same authority and procedures as special
23 assessments levied and collected by the City upon property within the corporate limits.
24 No special assessment shall be levied under the authority of this section until a petition

1 which meets the requirements set forth in Section 77, subsection (7) of this Charter has
2 been submitted to the City by the owners of the property affected; provided, however,
3 no petition is necessary in cases where the City Council finds that it is reasonably
4 necessary or expedient to extend such water supply and distribution system, or both
5 such systems, to serve, in whole or in part, property in Durham County when the Board
6 of Commissioners of the County of Durham requests such extension or extensions."

7 Sec. 2. This act is effective upon ratification.