

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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HOUSE DRH10566-LM-189 (05/16)

Short Title: Chapel Hill Transit System. (Local)

Sponsors: Representative Insko.

Referred to:

A BILL TO BE ENTITLED

AN ACT AMENDING THE CHARTER OF THE TOWN OF CHAPEL HILL TO PERMIT THE TOWN COUNCIL TO ACCEPT PAYMENTS IN LIEU OF TRANSPORTATION INFRASTRUCTURE IMPROVEMENTS FOR NEW DEVELOPMENT.

The General Assembly of North Carolina enacts:

SECTION 1. Article 7 of Chapter V of the Charter of the Town of Chapel Hill, being Chapter 473 of the 1975 Session Laws, as amended by Chapter 936 of the 1985 Session Laws and Chapter 549 of the 1993 Session Laws, is amended by adding the following new section to read:

"Sec. 5.43. Public Transportation Payments.

The Town may, by ordinance, establish a program for accepting payments in lieu of transportation infrastructure improvements from applicants for development in accordance with the following standards:

- (1) Where a proposed new development in the Town or the Town's extraterritorial planning jurisdiction is determined, as a result of a traffic impact study, to place an increased demand on the public transportation infrastructure, the Town may, as a condition of approval of the proposed development, accept from the developer a payment offered in support of public transit service.
- (2) The payments provided by the developer shall be calculated to be reasonably equivalent to the cost of the transit system improvements required to address the impact of the new development. The ordinance may allow for a combination of partial payment of funds and partial construction of transportation infrastructure improvements if the Council determines that a combination is in the best interest of the citizens of the area to be served.

1 (3) Any payments made by a developer shall be used by the Town to
2 provide public transit capital improvements, including buses and bus
3 shelters, that will improve public transit service to the new
4 development or to provide roads or other transportation infrastructure
5 improvements that will serve the area of the new development."

6 **SECTION 2.** This act is effective when it becomes law.