

**GENERAL ASSEMBLY OF NORTH CAROLINA**

**SESSION 1993**

**S**

**2**

SENATE BILL 1082  
Second Edition Engrossed 5/13/93

Short Title: Nash/Watershed Zoning Notice.

(Local)

---

Sponsors: Senator Cooper.

---

Referred to: Local Government and Regional Affairs.

---

May 10, 1993

A BILL TO BE ENTITLED

1 AN ACT TO EXEMPT NASH COUNTY FROM CERTAIN NOTICE  
2 REQUIREMENTS FOR THE PURPOSE OF ADOPTING OR AMENDING  
3 ZONING ORDINANCES FOR WATER SUPPLY WATERSHED PROTECTION.  
4

5 The General Assembly of North Carolina enacts:

6 Section 1. Notwithstanding G.S. 153A-343 or any other provision of law,  
7 when a county is adopting a local water supply watershed protection program as  
8 required by G.S. 143-214.5, in lieu of mailing a notice of proposed zoning classification  
9 actions to any party or other person, the county may publish once a week for four  
10 successive calendar weeks in a newspaper having general circulation in the area maps  
11 showing the boundaries of the area affected by the proposed watershed regulation. The  
12 map shall not be less than one-half of a newspaper page in size. The notice shall only  
13 be effective for property owners who reside in the area of general circulation of the  
14 newspaper which publishes the notice. Property owners who reside outside of the  
15 newspaper circulation area, according to the address listed on the most recent property  
16 tax listing for the affected property, shall be notified by mail pursuant to G.S. 153A-  
17 343. The person or persons mailing the notices shall certify to the board of  
18 commissioners that fact, and the certificates shall be deemed conclusive in the absence  
19 of fraud. In addition to the published notice, a county shall post one or more prominent  
20 signs immediately adjacent to the subject area reasonably calculated to give public  
21 notice of the proposed rezoning.

22 Sec. 2. Notwithstanding G.S. 153A-323 or any other provision of law, when  
23 a county is adopting or amending any ordinance in order to adopt a local water supply

1 watershed protection program as required by G.S. 143-214.5, the county shall hold a  
2 public hearing on the ordinance or amendment. Notice of the hearing shall be published  
3 along with the notice required by Section 1 of this act. The hearing shall be held not  
4 less than 10 days nor more than 25 days after the day of last publication required by  
5 Section 1 of this act. In computing such period, the day of last publication is not to be  
6 included, but the day of hearing shall be included.

7           Sec. 3. This act applies to Nash County only.

8           Sec. 4. This act is effective upon ratification.