

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 1380

Short Title: Durham Improvements Fees.

(Local)

Sponsors: Senator Gulley.

Referred to: Finance.

May 29, 1996

A BILL TO BE ENTITLED

AN ACT AUTHORIZING DURHAM COUNTY TO ACCEPT PAYMENTS IN LIEU OF REQUIRED STREET AND SIDEWALK CONSTRUCTION.

The General Assembly of North Carolina enacts:

Section 1. (a) A county may provide that in lieu of required street and sidewalk construction, pursuant to the county's subdivision and zoning ordinance, a developer may provide funds to be used for the development of roads, streets, and sidewalks to serve the occupants, residents, or invitees of the subdivision or development.

(b) Fees received by the county shall be deposited in a capital improvements reserve fund. The funds may be expended only on the type of capital improvements for which the fees were established, and then only in accordance with the provision of subsection (c) of this section.

(c) In order to ensure that fees paid by a particular development are expended on capital improvements that benefit that development, the county may establish for each category of capital improvement for which it collects a fee at least two geographical districts or zones, and fees generated by developments within those districts or zones shall be spent on improvements that are located within, or that benefit property located within, those districts or zones.

Sec. 2. This act applies to Durham County only.

Sec. 3. This act is effective upon ratification.