

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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SENATE BILL 507
Second Edition Engrossed 4/5/95

Short Title: Durham Assessments.

(Local)

Sponsors: Senators Gulley and Lucas.

Referred to: Finance

March 28, 1995

A BILL TO BE ENTITLED

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

9 The General Assembly of North Carolina enacts:

10 Section 1. Section 81 of the Charter of the City of Durham, being Chapter 671
11 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 shall~~
19 ~~be levied until a petition which meets the requirements set forth in Section 77, subsection (7)~~

1 ~~of this Charter has been submitted to the City by the owners of the property affected.~~
2 therefrom. Special assessments levied pursuant to this section shall be levied and
3 collected in the same way and under the same authority and procedures as special
4 assessments levied and collected by the City upon property within the corporate limits.
5 No special assessment shall be levied under the authority of this section until a petition
6 which meets the requirements set forth in Section 77, subsection (7) of this Charter has
7 been submitted to the City by the owners of the property affected; provided, however, no
8 petition is necessary in cases where the City Council finds that it is reasonably necessary
9 or expedient to extend such water supply and distribution system, sewage collection and
10 disposal system, or both such systems, to serve, in whole or in part, property in Durham
11 County when the Board of Commissioners of the County of Durham requests such
12 extension or extensions."

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