

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003**

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HOUSE BILL 153

Short Title: Winston-Salem Ordinances/Chronic Violators. (Local)

Sponsors: Representatives Womble; Holmes, McGee, Parmon, and Sexton.

Referred to: Local Government II.

March 3, 2003

A BILL TO BE ENTITLED

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2 AN ACT AUTHORIZING THE CITY OF WINSTON-SALEM TO GIVE ANNUAL
3 NOTICE TO CHRONIC VIOLATORS OF THE CITY'S GARBAGE AND TRASH
4 ORDINANCE, AUTHORIZING THE CITY TO TAKE REMEDIAL ACTION
5 REGARDING THE GARBAGE AND TRASH ORDINANCE WITHOUT
6 FURTHER NOTICE THAT CALENDAR YEAR, AND CLARIFYING THE
7 LANGUAGE AS TO WHAT CONSTITUTES A CHRONIC VIOLATOR UNDER
8 THE CITY'S CURRENT ORDINANCE REGARDING OVERGROWN
9 VEGETATION.

10 The General Assembly of North Carolina enacts:

11 **SECTION 1.** A municipality may notify a chronic violator of the
12 municipality's garbage and trash ordinance that, if the violator's property is found to be
13 in violation of the ordinance, the municipality may, without further notice in the
14 calendar year in which the notice is given, take action to remedy the violation, and the
15 expense of the action shall become a lien upon the violator's property in accordance
16 with G.S. 160A-193. The initial annual notice shall be served by registered or certified
17 mail. Under this section, a chronic violator is a person who owns property whereupon,
18 in the previous calendar year, the municipality gave a notice of violation at least three
19 times under any provision of the garbage and trash ordinance.

20 **SECTION 2.** Section 1 of S.L. 1999-58 reads as rewritten:

21 **"Section 1.** A municipality may notify a chronic violator of the municipality's
22 overgrown vegetation ordinance that, if the violator's property is found to be in violation
23 of the ordinance, the municipality shall, without further notice in the calendar year in
24 which notice is given, take action to remedy the violation and the expense of the action
25 shall become a lien upon the property and shall be collected as unpaid taxes. The initial
26 annual notice shall be served by registered or certified mail. A chronic violator is a
27 person who owns property whereupon, in the previous calendar year, the municipality
28 ~~took remedial action~~ gave a notice of violation at least three times under any provision
29 of the overgrown vegetation ordinance."

- 1 **SECTION 3.** This act applies to the City of Winston-Salem only.
- 2 **SECTION 4.** This act is effective when it becomes law.