

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003**

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**HOUSE BILL 1734  
Committee Substitute Favorable 6/23/04**

Short Title: Ocean Isle Canal Dredging. (Local)

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Sponsors:

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Referred to:

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May 27, 2004

A BILL TO BE ENTITLED

1 AN ACT TO ALLOW THE TOWN OF OCEAN ISLE BEACH TO IMPOSE A  
2 CANAL DREDGING FEE.  
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4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** Fee-Supported Canal Dredging District. – A municipality by  
6 resolution may create a fee-supported canal dredging district for all properties that are  
7 contiguous to a canal within the corporate limits.

8 **SECTION 2.** Imposition of Annual Fees. – A municipality may impose  
9 annual fees for the dredging of canals, both natural and concrete, within the corporate  
10 limits. The governing board shall establish the fees on or before July 1 each year.

11 **SECTION 3.** Fees. – The fees imposed by the municipality may not exceed  
12 the cost of providing for the dredging of the canals within the municipality. The fees  
13 shall be imposed on owners of each dwelling unit or parcel of property that could or  
14 does benefit from water access through the canal system on the island.

15 **SECTION 4.** Billing of Fees. – The municipality may include a fee imposed  
16 under this section on the property tax bill for each parcel of property lying within the  
17 municipal limits on which the fee is imposed. Said fee shall be collected in the same  
18 manner as provided for in the General Statutes for the collection of ad valorem taxes,  
19 and remedies available by statute for the collection of taxes shall apply to the collection  
20 of the canal dredging fees.

21 **SECTION 5.** Use of Fees. – A municipality shall credit the fees collected  
22 within the district to a separate fund to be used only to pay the bill that is received for  
23 canal dredging. The governing board shall administer the fund to provide for the  
24 payment of canal dredging.

25 **SECTION 6.** Abolition of District. – Upon finding that there is no longer a  
26 need for a given fee-supported district, the governing board may repeal the resolution  
27 establishing the district and thus abolish the district.

28 **SECTION 7.** This act applies only within the municipal boundaries of the  
29 Town of Ocean Isle Beach.

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**SECTION 8.** This act is effective when it becomes law.