

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2003**

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**HOUSE DRH30142-LY-1 (11/29)**

Short Title: New Hanover County Occupancy Tax. (Public)

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Sponsors: Representative Wright.

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Referred to:

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A BILL TO BE ENTITLED

AN ACT TO MODIFY THE CITY OF WILMINGTON AND NEW HANOVER  
COUNTY BEACH TOWNS OCCUPANCY TAX ACTS.

The General Assembly of North Carolina enacts:

**SECTION 1.** Section 32(1) of Chapter 90 of the 1983 Session Laws, as amended by Chapter 987 of the 1983 Session Laws, Chapters 172 and 971 of the 1985 Session Laws, Chapter 540 of the 1995 Session Laws, and S.L. 2002-138, reads as rewritten:

- "(1) Beach nourishment. – The placement of sand, from other sand sources, on a beach or dune by mechanical means and other associated activities that are in conformity with the North Carolina Coastal Management Program along the shorelines of the Atlantic Ocean of North Carolina and connecting inlets for the purpose of widening the beach to benefit public recreational use and mitigating damage and erosion ~~from storms~~ to inland property. The term includes expenditures for any of the following:
- a. Costs directly associated with qualifying for projects either contracted through the U.S. Army Corps of Engineers or otherwise permitted by all appropriate federal and State agencies.
  - b. The nonfederal share of the cost required to construct these projects.
  - c. The costs associated with providing enhanced public beach access.
  - d. The costs of associated nonhardening activities such as the planting of vegetation, the building of dunes, and the placement of sand fences."

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1           **SECTION 2.** Section 34(b)(1) of Chapter 90 of the 1983 Session Laws, as  
2 amended by Chapter 987 of the 1983 Session Laws, Chapters 172 and 971 of the 1985  
3 Session Laws, Chapter 540 of the 1995 Session Laws, and S.L. 2002-138, reads as  
4 rewritten:

5           "(1) The ex officio members are listed below. Each ex officio member may  
6 designate to serve in the member's place an individual who ~~is actively~~  
7 ~~involved in promoting travel and tourism in the local community the~~  
8 ~~member represents or who owns or manages a lodging facility in the~~  
9 ~~local community the member represents.~~ serves on the governing body  
10 of the county or municipality that the member represents.

- 11           a. The chair of the board of county commissioners.  
12           b. The mayor of the City of Wilmington.  
13           c. The mayors of the beach towns."  
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**SECTION 3.** This act is effective when it becomes law.