

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007**

H

1

HOUSE BILL 1213

Short Title: Cary Multifamily Developmt/Recreational Land. (Local)

Sponsors: Representative Weiss.

Referred to: Local Government II.

March 29, 2007

A BILL TO BE ENTITLED

1 AN ACT GRANTING AUTHORITY TO THE TOWN OF CARY TO REQUIRE
2 DEVELOPERS OF MULTIFAMILY UNITS TO PROVIDE FUNDS FOR
3 RECREATIONAL LAND TO SERVE MULTIFAMILY DEVELOPMENTS.
4

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** The town of Cary may, by ordinance, provide that a developer
7 of multifamily units not subject to subdivision shall provide funds to the town whereby
8 the town may acquire recreational land or areas to serve the multifamily development,
9 including the purchase of land that may be used to serve more than one multifamily
10 development or residential subdivision within the immediate area. All funds received by
11 the town pursuant to this section may be combined with funds received from residential
12 subdivisions under G.S. 160A-372, and shall be used only for the acquisition or
13 development of recreation, park, or open space sites. Any formula enacted to determine
14 the amount of funds that are to be provided under this section shall be based on the
15 value of the multifamily development for property tax purposes. The ordinance may
16 allow a combination or partial payment of funds and partial dedication of land when the
17 town council determines that this combination is in the best interests of the citizens of
18 the area to be served.

19 **SECTION 2.** This act applies to the town of Cary only.

20 **SECTION 3.** This act is effective when it becomes law.