

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2007

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HOUSE BILL 1340

Short Title: Amateur Radio Antennas.

(Public)

Sponsors: Representatives McComas; and Dollar.

Referred to: Ways and Means.

April 10, 2007

1 A BILL TO BE ENTITLED  
2 AN ACT TO RECOGNIZE THE VALUE OF AMATEUR RADIO  
3 COMMUNICATIONS BY REQUIRING CITY AND COUNTY ORDINANCES  
4 REGULATING ANTENNAS TO REASONABLY ACCOMMODATE AMATEUR  
5 RADIO COMMUNICATIONS.

6 The General Assembly of North Carolina enacts:

7 SECTION 1. Article 19 of Chapter 160A of the General Statutes is amended  
8 by adding a new section to read:

9 "**§ 160A-383.3. Reasonable accommodation of amateur radio antennas.**

10 A city ordinance based on health, safety, or aesthetic considerations that regulates  
11 the placement, screening, or height of the antennas or support structures of Amateur  
12 Radio operators must reasonably accommodate Amateur Radio communications and  
13 must represent the minimum practicable regulation necessary to accomplish the purpose  
14 of the city. A city may not restrict antennas or antenna support structures of Amateur  
15 Radio operators to heights of 90 feet or lower unless the restriction is necessary to  
16 achieve a clearly defined health, safety, or aesthetic objective of the city."

17 SECTION 2. Article 18 of Chapter 153A of the General Statutes is amended  
18 by adding a new section to read:

19 "**§ 153A-341.2. Reasonable accommodation of amateur radio antennas.**

20 A county ordinance based on health, safety, or aesthetic considerations that regulates  
21 the placement, screening, or height of the antennas or support structures of Amateur  
22 Radio operators must reasonably accommodate Amateur Radio communications and  
23 must represent the minimum practicable regulation necessary to accomplish the purpose  
24 of the county. A county may not restrict antennas or antenna support structures of  
25 Amateur Radio operators to heights of 90 feet or lower unless the restriction is  
26 necessary to achieve a clearly defined health, safety, or aesthetic objective of the  
27 county."

28 SECTION 3. This act is effective when it becomes law.