

GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2019 H D HOUSE BILL
DRH40121-MCxf-118 Short Title: Expand Special Assessments for Dam Repair. (Local) Sponsors:
Representative Boles. Referred to:

DRH40121-MCxf-118

A BILL TO BE ENTITLED 1
AN ACT TO EXPAND THE AUTHORIZATION FOR A COUNTY TO IMPOSE A SPECIAL 2
ASSESSMENT FOR DAM REPAIR. 3

The General Assembly of North Carolina enacts: 4

SECTION 1. G.S. 153A-210.1(b) reads as rewritten: 5

"(b) Sunset. – This Article expires July 1, 2020, for projects that have not been approved 6 under a
final assessment resolution. For projects authorized in G.S. 153A-210.2(a1), this Article 7 expires
July 1, 2019. 2022. The expiration does not affect the validity of assessments imposed or 8 to be
imposed or bonds issued or authorized or to be issued or authorized under the provisions of 9 this
Article if a final assessment resolution has been adopted prior to the effective date of the 10
expiration." 11

SECTION 2. G.S. 153A-210.2(a1) reads as rewritten: 12

"(a1) Dam Repair Project. – The board of commissioners of a county may make special 13
assessments as provided in this Article against property that is contiguous to a lake, and benefits 14
from access to the same lake, for the purpose of repairing the dam of that lake. The provisions of 15
this subsection only apply to a the following: 16

(1) A privately owned dam formerly used for textile mill purposes, forming a lake 17 between 225
and 325 acres in area. 18

(2) A privately owned dam formerly used for recreational and flood control 19 purposes, forming a
lake between 1,100 and 1,300 acres. The authority 20 provided in this subdivision applies only if all
of the following conditions are 21 met: 22

a. The board of county commissioners directs the county board of 23 elections to conduct an advisory
referendum on the question of 24 whether to make the special assessment authorized in this
subdivision. 25

b. The election is held in accordance with the procedures of 26 G.S. 163A-1592, and the form of the
question to be presented on the 27 ballot concerning the special assessment authorized by this 28
subdivision is as follows: 29

"[] FOR [] AGAINST 30

Special assessment for repairing a dam formerly used for recreational 31 and flood control purposes
and forming a lake between 1,100 and 32 1,300 acres." 33

c. A majority of those voting in the referendum vote for the special 34 assessment authorized in this
subdivision. 35

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d. The board of county commissioners, by resolution and after 10 days' 1 public notice, makes the special assessment authorized in this 2 subdivision." 3

SECTION 3. This act is effective when it becomes law. 4