

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 1466

Short Title: Hyde Road Assessments.

(Local)

Sponsors: Representative Chapin.

Referred to: Finance.

June 2, 1992

A BILL TO BE ENTITLED

1 AN ACT TO AUTHORIZE HYDE COUNTY TO ASSESS BENEFITED PROPERTY
2 IN ADVANCE OF IMPROVEMENTS TO SUBDIVISION AND RESIDENTIAL
3 STREETS.
4

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 153A-205 is amended by adding a new subsection to read:

7 "(b1) A county may finance the local share of the cost of improvements made
8 under the supervision of the Department of Transportation to subdivision and residential
9 streets located in the county and outside of a city by special assessment against
10 benefited property in advance of the proposed improvements for a period not exceeding
11 five years. The county may make advance assessments against benefited property for
12 proposed improvements in lieu of obligating of general funds in order to provide the
13 portion of costs financed by the county. The county may estimate in advance the cost of
14 the proposed improvements, then levy and collect in advance the cost of the proposed
15 improvements to the benefited property pursuant to the procedures of Article 9 of
16 Chapter 153A of the General Statutes. The county shall refund pro rata to the owner of
17 benefited property the balance of an assessment remaining after full payment of the
18 actual cost of the proposed improvements. If the actual cost of the improvements
19 exceeds the amount estimated by the county, the county shall not levy a supplemental
20 assessment against the benefited property. The local share is that share required by
21 policies of the Secondary Roads Council, and may be paid by the county from funds not
22 otherwise limited as to use by law. Land owned, leased, or controlled by a railroad
23 company is exempt from such assessments to the same extent that it would be exempt

1 from street assessments of a city under G.S. 160A-222. No project may be commenced
2 under this section unless it has been approved by the Department of Transportation."

3 Sec. 2. This act applies to Hyde County only.

4 Sec. 3. This act is effective upon ratification.