

**GENERAL ASSEMBLY OF NORTH CAROLINA**

**SESSION 1999**

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HOUSE BILL 684

Committee Substitute Favorable 4/15/99

Senate State and Local Government Committee Substitute Adopted 6/21/99

Short Title: Municipalities' Tree Ordinances.

(Local)

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Sponsors:

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Referred to:

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March 30, 1999

A BILL TO BE ENTITLED

1 AN ACT AUTHORIZING THE CITY OF KINSTON AND THE TOWNS OF APEX,  
2 CARY, GARNER, AND MORRISVILLE TO ADOPT ORDINANCES  
3 REGULATING REMOVAL, REPLACEMENT, AND PRESERVATION OF  
4 TREES AND SHRUBS WITHIN THE TOWNS AND THE TOWNS'  
5 EXTRATERRITORIAL PLANNING JURISDICTION.  
6

7 The General Assembly of North Carolina enacts:

8 Section 1. In order to preserve and enhance one of the most valuable natural  
9 resources of the community and to protect the safety and welfare of its citizens, a  
10 municipality may adopt ordinances to regulate the planting, removal, and preservation of  
11 trees and shrubs on public and private property within the municipality. Any ordinance  
12 adopted pursuant to this section shall exclude property to be developed for single-family  
13 or duplex residential uses and shall exclude normal forestry activities conducted pursuant  
14 to a forestry management plan prepared or approved by a forester registered pursuant to  
15 Chapter 89B of the General Statutes.

16 Section 2. Prior to adopting an ordinance authorized by Section 1 of this act, a  
17 public hearing shall be held before the municipality's governing board. Notice of the  
18 hearing shall be given in accordance with G.S. 160A-364.

1           Section 3. This act shall apply only to the City of Kinston and the Towns of  
2 Apex, Cary, Garner, and Morrisville and to the areas within those towns' extraterritorial  
3 planning jurisdiction under Article 19 of Chapter 160A of the General Statutes.

4           Section 4. This act is effective when it becomes law.