

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003

S

1

SENATE BILL 436

Short Title: Durham Impact Fee for Schools.

(Local)

Sponsors: Senator Lucas.

Referred to: Finance.

March 17, 2003

A BILL TO BE ENTITLED

1 AN ACT TO ALLOW DURHAM COUNTY TO IMPOSE IMPACT FEES FOR
2 SCHOOLS.
3

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** Section 17.1 of Chapter 460 of the 1987 Session Laws, as
6 rewritten by Section 1 of Chapter 324 of the 1991 Session Laws, reads as rewritten:

7 "Sec. 17.1. (a) Except as provided by subsection (b) of this section, Section 17 of
8 this act shall apply only to Orange County, and applies only within the planning
9 jurisdiction of Orange County. Provided, however, any portion of an Orange County
10 ordinance that contains a system of impact fees to provide for capital improvements to
11 public schools within Orange County, applies everywhere in Orange County, including
12 within the corporate limits and the extraterritorial planning jurisdiction of any city,
13 town, or municipal corporation within Orange County.

14 (b) Section 17 of this act also applies to Durham County, but only for impact fees
15 to provide for capital improvements to public schools within Durham County. For that
16 purpose, any mention of Orange County in that section shall be construed to also mean
17 Durham County."

18 **SECTION 2.** Section 18.1 of Chapter 460 of the 1987 Session Laws, as
19 rewritten by Section 2 of Chapter 324 of the 1991 Session Laws, reads as rewritten:

20 "Sec. 18.1. (a) Except as provided by subsection (b) of this section, Section 18 of
21 this act shall apply only to Orange County, and applies only within the planning
22 jurisdiction of Orange County. Provided, however, any portion of an Orange County
23 ordinance that contains a system of impact fees to provide for capital improvements to
24 public schools within Orange County, applies everywhere in Orange County, including
25 within the corporate limits and the extraterritorial planning jurisdiction of any city,
26 town, or municipal corporation within Orange County.

27 (b) Section 17 of this act also applies to Durham County, but only for impact fees
28 to provide for capital improvements to public schools within Durham County. For that

1 purpose, any mention of Orange County in that section shall be construed to also mean
2 Durham County."

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