

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

H

2

HOUSE BILL 1469
Committee Substitute Favorable 5/4/05

Short Title: Utilities Access to Public Rights-of-Way.

(Public)

Sponsors:

Referred to:

April 21, 2005

A BILL TO BE ENTITLED

AN ACT GRANTING PUBLIC UTILITIES AND CABLE TELEVISION SYSTEMS
IMMEDIATE ACCESS TO CERTAIN PUBLIC RIGHTS-OF-WAY.

The General Assembly of North Carolina enacts:

SECTION 1. Article 9 of Chapter 62 of the General Statutes is amended by
adding the following new section to read:

"§ 62-182.1. Access to dedicated public right-of-way.

When any map or plat of a subdivision, recorded as provided in G.S. 47-30 and
G.S. 136-102.6, reflects the dedication of a public street or other public right-of-way,
the dedicated public street or right-of-way shall, upon recordation of the map or plat,
become immediately available for use by any public utility or cable television system to
install, maintain, and operate lines, cables, or facilities for the provision of service to the
public. No public utility or cable television system shall place or erect any line, cable, or
facility in, over, or upon the dedicated public street or right-of-way, except in
accordance with procedures established by the Department of Transportation, Division
of Highways, for accommodating utilities or cable television systems on highway
rights-of-way."

SECTION 2. This act is effective when it becomes law.