

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

**SESSION LAW 2005-249
SENATE BILL 1011**

AN ACT TO AUTHORIZE MUNICIPALITIES TO ISSUE REVENUE BONDS FOR
THE CONSTRUCTION OF WATER TREATMENT AND RELATED
FACILITIES TO BE OWNED BY A WATER AND SEWER AUTHORITY.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 159-83 is amended by adding a new subsection to read:

"(f) In addition to the powers they may now or hereafter have, each municipality has the power to finance and refinance the cost of water treatment facilities and related transmission mains, and their expansion and improvement, all or some portion of which may be located on land leased from an authority created under the provisions of G.S. 162A-3.1, for a term not less than the term of the obligations issued or otherwise incurred for the purpose. The authority may own or operate (or both) such facilities and mains and may contract with one or more of the political subdivisions that are members of the authority for operation of all or portions thereof. For this purpose, each municipality has, in addition to the powers it has under applicable law, all the powers under G.S. 162A-6(b) of an authority created under G.S. 162A-3.1, and the political subdivisions that are members of the authority and that contract with such municipality for a supply of water and a portion of the capacity of the water treatment facilities and mains shall have all the powers of political subdivisions under G.S. 162A-6(b) and G.S. 162A-16 contracting with an authority created under G.S. 162A-3.1. This provision is supplemental to the other provisions of this Article."

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

In the General Assembly read three times and ratified this the 27th day of July, 2005.

s/ Beverly E. Perdue
President of the Senate

s/ James B. Black
Speaker of the House of Representatives

s/ Michael F. Easley
Governor

Approved 7:33 p.m. this 4th day of August, 2005