

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007**

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SENATE BILL 404

Short Title: Amateur Radio Operator Antenna Exemptions. (Local)

Sponsors: Senator Boseman.

Referred to: Commerce, Small Business and Entrepreneurship.

February 28, 2007

A BILL TO BE ENTITLED

1 AN ACT TO EXEMPT AMATEUR RADIO OPERATOR ANTENNA
2 RESTRICTIONS IN COVENANTS ON REAL PROPERTY.
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4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** This act applies to New Hanover County only.

6 **SECTION 2.** Any person who is properly licensed by the Federal
7 Communications Commission to operate as an amateur radio operator shall be exempt
8 from any provisions of a restrictive covenant that prohibit external radio antennas
9 directly related to the operation of an amateur radio requiring a license to be operated,
10 on real property, in a subdivision that has been properly platted with the register of
11 deeds office. This provision does not exempt any person, firm, or corporation from
12 complying with the State building codes as published by the Department of Insurance.

13 **SECTION 3.** Any antenna erected pursuant to the exception in Section 2 of
14 this act shall not be visible from the front property line of the property upon which the
15 antenna is erected, or, if concealed by, or attached to, the dwelling house, extend any
16 further forward than 15 feet from the rear of the dwelling house.

17 **SECTION 4.** This act is effective when it becomes law.