

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 1397\*  
House Committee Substitute Favorable 6/24/98

Short Title: Durham County/Stormwater Fees.

(Local)

Sponsors:

Referred to:

May 27, 1998

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE THE COUNTY OF DURHAM TO ALLOW FEES FOR  
STORMWATER MAINTENANCE, REPAIR, AND IMPROVEMENTS TO BE  
PAID OVER TIME AND BECOME A LIEN ON REAL PROPERTY.

The General Assembly of North Carolina enacts:

Section 1. G.S. 153A-102 reads as rewritten:

**"§ 153A-102. Commissioners to fix fees.**

(a) The board of commissioners may fix the fees and commissions charged by county officers and employees for performing services or duties permitted or required by law. The board may not, however, fix fees in the General Court of Justice or modify the fees of the register of deeds prescribed by G.S. 161-10 or the fees of the board of elections prescribed by G.S. 163-107.

(b) Counties may by ordinance allow fees for stormwater system maintenance, repairs, and improvements to be paid over a period of time fixed by the board of commissioners, not to exceed 10 years, with interest not to exceed nine percent (9%) per annum.

(c) Counties may by ordinance provide that fees for stormwater system maintenance, repairs, and improvements shall become a lien on real property. The lien may be collected in accordance with the procedures provided in Article 26 of Chapter

1 105 for collection of delinquent county real property taxes. A lien for stormwater system  
2 fees shall have the same priority as a lien for a special assessment, as provided in G.S.  
3 153A-200(c)."

4 Section 2. This act applies to Durham County only.

5 Section 3. This act is effective when it becomes law.