

NORTH CAROLINA GENERAL ASSEMBLY
1969 SESSION

CHAPTER 978
SENATE BILL 760

1 AN ACT TO AUTHORIZE MUNICIPALITIES TO EXPEND FUNDS FOR
2 IMPROVEMENTS UPON STATE HIGHWAY SYSTEM STREETS IN LIMITED
3 CIRCUMSTANCES.

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5 The General Assembly of North Carolina do enact:

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7 **Section 1.** G.S. 136-66.1 is hereby amended by adding a new subsection (4) to read
8 as follows:

9 "(4) In the event that the governing body of any municipality shall determine that it is in
10 the best interest of its citizens to do so, it may expend its funds for the purpose of making the
11 following improvements on streets within its corporate limits which form a part of the State
12 Highway system:

13 (a) construction of curbing and guttering;
14 (b) adding of lanes for automobile parking;
15 (c) bearing that portion of the cost of constructing street drainage facilities
16 which may by reasonable engineering estimates be attributable to that
17 amount of surface water collected upon and flowing from municipal streets
18 which do not form a part of the State Highway system;
19 (d) constructing sidewalks; provided, that no part of the funds allocated to the
20 municipality by G.S. 136.41.1 may be expended for sidewalk purposes.

21 In exercising the authority granted herein, the municipality may, with the consent of the
22 State Highway Commission, perform the work itself, or it may enter into a contract with the
23 State Highway Commission to perform such work. Any work authorized by this subsection
24 may be financed jointly by the municipality and the State Highway Commission pursuant to a
25 cost-sharing agreement entered into by each.

26 The cost of any work financed by a municipality pursuant to this subsection may be
27 assessed against the properties abutting the street or highway upon which such work was
28 performed in accordance with the procedures of either Article 9 of Chapter 160 of the General
29 Statutes or any charter provisions or local acts applicable to the particular municipality."

30 **Sec. 2.** All laws and clauses of laws in conflict with the provisions of this Act are
31 hereby repealed.

32 **Sec. 3.** This Act shall be effective upon its ratification.

33 In the General Assembly read three times and ratified, this the 23rd day of June,
34 1969.