

NORTH CAROLINA GENERAL ASSEMBLY
1973 SESSION

CHAPTER 1429
HOUSE BILL 2044

AN ACT AMENDING CHAPTER 224, 1927 PRIVATE LAWS, AS AMENDED, TO PERMIT THE COSTS OF CONSTRUCTION OF PUMPING STATIONS, FORCE MAINS, OR SANITARY SEWER OUTFALLS TO BE SPECIALLY ASSESSED AGAINST BENEFITED PROPERTIES.

The General Assembly of North Carolina enacts:

Section 1. Section 4(c) of Chapter 224 of the 1927 Private Laws, as amended, is hereby amended by changing the period at the end of such subsection to a comma and inserting after such comma the words "the construction or reconstruction of pumping stations and force mains or the construction or reconstruction of sanitary sewer outfalls".

Sec. 2. Section 14(c) of Chapter 224 of the 1927 Private Laws, as amended, is hereby amended by deleting from line twenty-nine of such subsection the words "pumping station, outfall," as such words appear and by changing the period following the word "assessed" on line 30 of such subsection to a colon and inserting after such colon the following words:

"Provided further, that if the resolution ordered the construction of any pumping station, force main or sanitary sewer outfall, the cost thereof may be assessed against the lots and parcels of land abutting on said street or streets, or parts thereof, according to their respective frontages thereon (i.e. the entire frontage benefited by such pumping station, force main or sanitary sewer outfall) by an equal rate per front foot of such frontage; provided, however, in the case of a corner lot, used as a single lot, where there is a sewer already laid on the intersecting street on which such lot abuts and by which such lot is or can be served, no assessment shall be made against said lot for the costs of any pumping station, force main or sanitary sewer outfall incident to the second sewer for any part of the frontage of said lot except that portion in excess of one hundred and fifty feet if said lot is in a residential section, or in excess of one hundred feet if said lot is in a business section, and in such case such portion of said costs as would otherwise be assessed against said lot shall be borne by the municipality."

Sec. 3. This act shall apply only to the City of Durham.

Sec. 4. This act shall become effective upon ratification.

In the General Assembly read three times and ratified, this the 13th day of April, 1974.