§ 160D-973. Collocation on local government property.

(a) Subject to Article 12 of Chapter 160A of the General Statutes, a local government may agree to collocation on property owned by the local government, subject to any existing easements or lease agreements. G.S. 160A-321 shall not apply to the lease of any city-owned water tower for collocation of advanced air mobility radar.

(b) Within 30 days of receipt of a request for collocation, a local government shall either initiate lease or disposal of the collocation property or deny the request. A request for collocation under this section may be denied only for the following reasons:

(1) There is insufficient capacity.

(2) Reasons of safety, reliability, and generally applicable engineering principles, and those limitations cannot be remedied by rearranging, expanding, or otherwise reengineering the eligible facilities at the reasonable and actual cost of the local government to be reimbursed by the permit applicant.

(3) The terms of property ownership prohibit collocation. (2024-45, s. 23(a).)