

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 986
Second Edition Engrossed 5/5/89

Short Title: Sewage System Permit Denial/Notice.

(Public)

Sponsors: Representatives Hege; and Bowman.

Referred to: Infrastructure.

April 3, 1989

A BILL TO BE ENTITLED

1 AN ACT TO REQUIRE LOCAL HEALTH DEPARTMENTS TO PROVIDE
2 WRITTEN NOTICE TO PROPERTY OWNERS UPON DENIAL OF A SEWAGE
3 SYSTEM IMPROVEMENT PERMIT, AND TO REQUIRE THAT LOCAL
4 HEALTH DEPARTMENTS NOTIFY THE COUNTY ASSESSOR WHEN A
5 SEWAGE SYSTEM IMPROVEMENT PERMIT HAS BEEN DENIED FOR
6 CERTAIN PROPERTY.
7

8 The General Assembly of North Carolina enacts:

9 Section 1. Chapter 130A of the General Statutes is amended by adding a new
10 section to read:

11 **"§ 130A-336.1. Denial of improvement permit; notice to property owner and**
12 **county assessor.**

13 (a) If a local health department denies the issuance of an improvement permit
14 based on field test inspection results which indicate that the inspected land is unsuitable
15 for installation of a sanitary sewage system, the local health department shall, within 30
16 days of the date of inspection, provide written notification to the property owner of the
17 inspected land indicating the reasons for denial of the improvement permit. Written
18 notification by the local health department shall indicate that the property owner may
19 appeal the denial of the permit pursuant to G.S. 130A-24.

20 (b) If the property owner does not make a timely appeal of the denial of an
21 improvement permit, or if the denial of the improvement permit is affirmed on appeal,
22 then the local health department shall, not later than 30 days after the decision on appeal
23 or after the time for appeal has expired, provide written notification to the county

1 assessor of the county or counties where the inspected land is located, that an
2 improvement permit for a sanitary sewage system on the inspected land has been
3 denied, and shall state the reasons for the denial."

4 Sec. 2. This act shall become effective October 1, 1989.