

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003**

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HOUSE BILL 735

Short Title: City of Durham/Notice to Chronic Violators. (Local)

Sponsors: Representatives Michaux, Luebke, and Miller (Primary Sponsors).

Referred to: Local Government II.

March 27, 2003

A BILL TO BE ENTITLED

1 AN ACT AUTHORIZING THE CITY OF DURHAM TO GIVE ANNUAL NOTICE
2 TO CHRONIC VIOLATORS OF THE CITY'S REFUSE AND DEBRIS
3 ORDINANCE WITHOUT FURTHER NOTICE THAT CALENDAR YEAR AND
4 AUTHORIZING THE CITY OF DURHAM TO GIVE ANNUAL NOTICE TO
5 CHRONIC VIOLATORS OF THE CITY'S OVERGROWN VEGETATION
6 ORDINANCE WITHOUT FURTHER NOTICE THAT CALENDAR YEAR.
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8 The General Assembly of North Carolina enacts:

9 **SECTION 1.** A municipality may notify a chronic violator of the
10 municipality's refuse and debris ordinance that, if the violator's property is found to be
11 in violation of the ordinance, the municipality may, without further notice in the
12 calendar year in which the notice is given, take action to remedy the violation, and the
13 expense of the action shall become a lien upon the violator's property and shall be
14 collected as unpaid taxes. The initial annual notice shall be served by registered or
15 certified mail. Under this section, a chronic violator is a person who owns property
16 whereupon, in the previous calendar year, the municipality took remedial action at least
17 three times under the refuse and debris ordinance.

18 **SECTION 2.** Section 2 of S.L. 1999-58, as amended by S.L. 2000-33, S.L.
19 2000-38, and S.L. 2001-107, reads as rewritten:

20 "Section 2. This act applies to the Cities of ~~High Point, Gastonia, Durham, Gastonia,~~
21 High Point, Lexington, Roanoke Rapids, and Winston-Salem only."

22 **SECTION 3.** This act applies to the City of Durham only.

23 **SECTION 4.** This act is effective when it becomes law.