

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

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HOUSE BILL 1063

Short Title: Kill Devil Hills Assessments.

(Local)

Sponsors: Representative Culpepper.

Referred to: Finance.

March 31, 2005

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW THE TOWN OF KILL DEVIL HILLS TO MAKE CERTAIN
3 ASSESSMENTS WITHOUT PETITION.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** The Charter of the Town of Kill Devil Hills, being Chapter
6 735 of the 1995 Session Laws, is amended by adding a new Article to read:

7 "ARTICLE VII. STREET/SIDEWALK/STORMWATER MANAGEMENT
8 IMPROVEMENTS; ASSESSMENT OF COSTS.

9 "Sec. 7.1. **Authority.**

10 (a) The Town of Kill Devil Hills is not subject to G.S. 160A-217(a) when
11 making special assessments for:

- 12 (1) Construction of new streets.
- 13 (2) Construction of new sidewalks.
- 14 (3) Widening of streets or sidewalks.
- 15 (4) Construction of new curbs.
- 16 (5) Construction of new gutters.

17 (b) If the Town of Kill Devil Hills elects to make assessments under the authority
18 of subsection (a) of this section and a sidewalk is constructed on only one side of the
19 street, the cost thereof may be assessed against the property abutting on both sides of the
20 street, unless there already exists a sidewalk on the other side of the street, the total cost
21 of which was assessed against the abutting property.

22 (c) The Town of Kill Devil Hills may not assess without petition under
23 subsection (a) of this section except upon a four-fifths majority vote of the Board of
24 Commissioners.

25 (d) This act is supplemental to any other authority of the Town."

26 **SECTION 2.** This act is effective when it becomes law.