

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011**

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SENATE BILL 933

Short Title: Hwy. Airspace Encroachment in Perquimans Co. (Local)

Sponsors: Senator Jenkins (Primary Sponsor).

Referred to: Transportation.

May 31, 2012

A BILL TO BE ENTITLED

1 AN ACT TO AUTHORIZE THE DEPARTMENT OF TRANSPORTATION TO PERMIT
2 ENCROACHMENT OF AIRSPACE ABOVE STATE ROAD 1224, CHAPANOKE
3 ROAD, IN PERQUIMANS COUNTY FOR THE CONSTRUCTION OF A MATERIAL
4 CONVEYANCE SYSTEM.
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6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** This act applies to Perquimans County only.

8 **SECTION 2.** The Department of Transportation is hereby authorized to permit
9 private use and encroachment upon the airspace above State Road 1224, Chapanoke Road, in
10 Perquimans County, for the purpose of construction of a material conveyance system, provided
11 that, in the opinion of the Department of Transportation, such material conveyance system will
12 not (i) unreasonably interfere with or impair the property rights or easements of abutting
13 owners nor (ii) unreasonably interfere with or obstruct the public use of State Road 1224,
14 Chapanoke Road. This encroachment shall be subject to all other rules, regulations, and
15 conditions of the Department of Transportation for encroachments. The location, plans, and
16 specifications for the material conveyance system shall be approved by the Department.

17 **SECTION 3.** This act is effective when it becomes law.

