

March 31, 2005

H 1029. DURHAM STREAM CLEARING PROGRAM. *TO AUTHORIZE THE CITY OF DURHAM TO ESTABLISH EFFECTIVE PROCEDURES TO ALLOW THE CLEARING OF OBSTRUCTIONS FROM THE FLOODWAY OF STREAMS AND TO ENSURE THAT THE CLEARING OF STREAMS DOES NOT CONSTITUTE LEGAL ADOPTION OF STREAMS.* As title indicates, amends the Durham City Charter, adding a new section pertaining to Stream Clearing Programs.

Intro. by Wilkins, Luebke, Michaux, Miller.

Ref. to Local Government II

DURHAM, ORANGE, WAKE

June 1, 2005

H 1029. MUNICIPAL STREAM CLEARING/CLARIFY LIABILITY (NEW). Intro. 3/31/05. House committee substitute makes the following changes to 1st edition. Completely rewrites prior edition. Enacts GS 160A-195 clarifying a municipality's liability for stream-clearing programs.

August 10, 2005

H 1029. LOCAL GOVT STREAM CLEARING/CLARIFY LIABILITY (NEW). Intro. 3/31/05. Senate committee substitute makes the following changes to 2nd edition. Extends provisions of act to include counties as well as municipalities. Creates GS 153A-140.1 (counties) and renumbers proposed GS 160A-195 as GS 160A-193.1 (municipalities) to authorize local government removal of obstructions in the floodway of streams, clarify the liabilities of local governments in this work, and require compliance with applicable state and federal laws.

August 11, 2005

H 1029. LOCAL GOVT STREAM CLEARING/CLARIFY LIABILITY. Intro. 3/31/05. Senate amendment makes the following changes to 3rd edition. Expands title by adding "*AND TO ALLOW THE VILLAGE OF CLEMMONS AND THE TOWN OF KERNERSVILLE TO COLLECT DELINQUENT STORMWATER UTILITY FEES IN THE SAME MANNER AS IT MAY COLLECT DELINQUENT PERSONAL AND REAL PROPERTY TAXES*". Applies GS 160A-314(a1) to Clemmons and Kernersville, as title indicates.

August 13, 2005

H 1029. LOCAL GOVT STREAM CLEARING/CLARIFY LIABILITY. Intro. 3/31/05. Senate amendment #2, adopted 8/12/05 replaces amendment #1, adopted 8/11/05, which was withdrawn after adoption, and makes the following changes to 3rd edition. Amends title to read, *AN ACT FACILITATING THE ESTABLISHMENT OF LOCAL GOVERNMENT PROGRAMS TO CLEAR STREAMS BY CLARIFYING LOCAL GOVERNMENT LIABILITY FOR SUCH ACTIONS AND TO ALLOW THE VILLAGE OF CLEMMONS AND THE TOWN OF KERNERSVILLE TO COLLECT DELINQUENT STORMWATER UTILITY FEES IN THE SAME MANNER AS IT MAY COLLECT DELINQUENT PERSONAL AND REAL PROPERTY TAXES.* Enacts new GS 160A-314(a1)(4), applicable only to the Town of Kernersville and the Village of Clemmons, permitting a city to adopt an ordinance providing that stormwater fees may be billed with and collected in the same manner as property taxes and providing that fees billed in such a manner are a lien on the real property described in the bill that includes the fee. Makes conforming amendments to GS 160A-314(c).

October 5, 2005

SL 2005-441 (H 1029). LOCAL GOVERNMENT STREAM CLEARING/CLARIFY LIABILITY. *AN ACT FACILITATING THE ESTABLISHMENT OF LOCAL GOVERNMENT PROGRAMS TO CLEAR STREAMS BY CLARIFYING LOCAL GOVERNMENT LIABILITY FOR SUCH ACTIONS AND TO ALLOW THE VILLAGE OF CLEMMONS AND THE TOWN OF KERNERSVILLE TO COLLECT DELINQUENT STORMWATER UTILITY FEES IN THE SAME MANNER AS IT MAY COLLECT DELINQUENT PERSONAL AND REAL PROPERTY TAXES.*

Summarized in *Daily Bulletin* 3/31/05, 6/1/05, 8/10/05, 8/11/05, and 8/13/05. Enacted September 27, 2005. Effective September 27, 2005.