

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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SENATE BILL 475
PROPOSED COMMITTEE SUBSTITUTE S475-PCS35291-RR-11

Short Title: Amend Carrboro Charter/Conserve Energy/Water.

(Local)

Sponsors:

Referred to:

March 10, 2009

A BILL TO BE ENTITLED

AN ACT TO AMEND THE CHARTER OF THE TOWN OF CARRBORO TO AUTHORIZE
THE BOARD OF ALDERMEN TO ADOPT ORDINANCES FOR THE ORDERLY
INSTALLATION OF ENERGY-SAVING AND WATER-SAVING DEVICES.

The General Assembly of North Carolina enacts:

SECTION 1. Article 10 of the Charter of the Town of Carrboro, being Chapter 476
of the 1987 Session Laws, is amended by adding a new section to read:

**"Section 10-2. Providing for the Orderly Installation of Energy-Generating or Energy-
or Water-Saving Devices.**

(a) The board of aldermen may by ordinance provide for the orderly installation of solar
collectors, clotheslines, rain barrels, garden fences, or any further technology designed
specifically to generate or conserve energy through the use of renewable resources or to
capture, store, or reuse water, so long as such installation is done by or on behalf of a person
who otherwise has a property right to install such device. The ordinance may provide for
review and approval or denial of homeowners association legal documents, including restrictive
covenants, for compliance with the ordinance as a part of granting or denying approval of a
subdivision. An ordinance adopted pursuant to this section shall not prohibit the adoption or
enforcement of any deed restriction, covenant, equitable servitude, similar binding agreement,
or any rule or regulation adopted by a property owners association affecting a common area or
that is designed to ensure that any such device is installed and maintained in such a manner that
it does not pose a risk to the safety of any person. No ordinance adopted pursuant to this section
shall apply to any condominium created under Chapter 47A or 47C of the General Statutes.

(b) An ordinance adopted under this section may provide for enforcement using any of
the means authorized by G.S. 160A-175."

SECTION 2. This act becomes effective October 1, 2009, and applies to deed
restrictions, covenants, or similar binding agreements that run with the land recorded on or after
that date.



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