

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013

H.B. 254
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HOUSE PRINCIPAL CLERK

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HOUSE DRH70091-LR-38A (01/28)

Short Title: Zoning Changes/Notice to Military Bases. (Public)

Sponsors: Representatives Glazier and Lewis (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT AMENDING THE REQUIREMENTS RELATED TO NOTICE OF LAND USE
3 PLANNING AND ZONING CHANGES TO BE GIVEN TO A MILITARY BASE BY
4 COUNTIES OR CITIES NEAR THE MILITARY BASE.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 153A-323(b) reads as rewritten:

7 "(b) If the adoption or modification of the ordinance would result in changes to the
8 zoning ~~map-map; or changes relating to proposed subdivisions, telecommunications towers, or~~
9 windmills; or would change or affect the permitted uses of land located five miles or less from
10 the perimeter boundary of a military base, the board of commissioners shall provide written
11 notice of the proposed changes by certified mail, ~~return receipt requested~~ or by any other means
12 reasonably designed to provide actual notice to the commander of the military base or the
13 commander's designee not less than 10 days nor more than 25 days before the date fixed for the
14 public hearing. If the military provides comments or analysis regarding the compatibility of the
15 proposed ordinance or amendment with military operations at the base, the board of
16 commissioners shall take the comments and analysis into consideration before making a final
17 determination on the ordinance."

18 SECTION 2. G.S. 160A-364(b) reads as rewritten:

19 "(b) If the adoption or modification of the ordinance would result in changes to the
20 zoning ~~map-map; or changes relating to proposed subdivisions, telecommunications towers, or~~
21 windmills; or would change or affect the permitted uses of land located five miles or less from
22 the perimeter boundary of a military base, the governing body of the local government shall
23 provide written notice of the proposed changes by certified mail, ~~return receipt requested,~~ or by
24 any other means reasonably designed to provide actual notice to the commander of the military
25 base or the commander's designee not less than 10 days nor more than 25 days before the date
26 fixed for the public hearing. If the military provides comments or analysis regarding the
27 compatibility of the proposed ordinance or amendment with military operations at the base, the
28 governing body of the local government shall take the comments and analysis into
29 consideration before making a final determination on the ordinance."

30 SECTION 3. This act is effective when it becomes law and applies to planning and
31 zoning changes initiated on or after that date.

