GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

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SENATE BILL 581
PROPOSED HOUSE COMMITTEE SUBSTITUTE S581-PCS35302-SU-33

Short Title: Study Subdiv. Streets/Traffic Calming Devices. (Public)

Sponsors:

Referred to:

March 30, 2015

A BILL TO BE ENTITLED

AN ACT TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO STUDY THE PROCESS FOR ACCEPTING SUBDIVISION STREETS DEDICATED AS PUBLIC ON THE STATE HIGHWAY SYSTEM FOR MAINTENANCE AND TO AMEND THE PERCENTAGE OF PROPERTY OWNERS NEEDED TO APPROVE TRAFFIC CALMING DEVICES IN CERTAIN SUBDIVISIONS.

The General Assembly of North Carolina enacts:

SECTION 1.(a) Study. – The Department of Transportation shall study the process that must be followed, and the requirements that must be met, for the Department of Transportation to accept subdivision streets dedicated as public on the State highway system for maintenance, including (i) whether the process that must be followed is efficient and timely, (ii) whether the minimum right-of-way and construction standards established by the Board of Transportation for acceptance on the State highway system are reasonable, (iii) what the financial impact is on the State and homeowners when subdivision streets are or are not accepted on the State highway system for maintenance, and (iv) any other matters the Department of Transportation deems relevant to the study.

SECTION 1.(b) Report. – The Department shall report its findings and recommendations, including any legislative proposals, to the Joint Legislative Transportation Oversight Committee no later than February 1, 2016.

SECTION 2. G.S. 136-102.8(4) reads as rewritten:

"(4) The homeowners association has the written support, for the installation of each traffic table or traffic calming device approved by the Department pursuant to this section, of at least ~~seventy percent (70%)~~ sixty percent (60%) of the member property owners, or the neighborhood agreement is signed by at least ~~seventy percent (70%)~~ sixty percent (60%) of the neighborhood property owners."

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