

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2017

H.B. 275  
Mar 7, 2017  
HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH30113-MLf-106 (02/27)

Short Title: No Stormwater Fees on Taxiways or Runways. (Public)

Sponsors: Representatives Conrad, Torbett, Presnell, and Hunter (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO EXEMPT AIRPORTS FROM PAYING A STORMWATER UTILITY FEE  
3 LEVIED ON RUNWAYS AND TAXIWAYS.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 153A-277(a1) is amended by adding a new subdivision to read:

6 "(4) For airports, a county shall list separately the amount of a stormwater utility fee  
7 levied on airport runways and taxiways from the amount levied on the  
8 remainder of the airport property. An airport shall be exempt from paying a  
9 stormwater utility fee levied on its runways and taxiways. To qualify for an  
10 exemption under this subdivision, an airport shall use the amount of savings  
11 realized from this exemption for attracting business to the airport and shall  
12 provide certification to the county that the savings realized shall be used for this  
13 purpose. Except as otherwise prohibited under federal law, and upon request, an  
14 airport shall provide the levying county with evidence that the full amount of  
15 savings realized from the exemption authorized under this subdivision has been  
16 used or encumbered for the purpose set forth in this subdivision. Any amount of  
17 savings realized from the exemption authorized under this subdivision that is  
18 not used or encumbered for the purpose set forth in this subdivision shall be  
19 remitted to the county to be used in accordance with applicable law governing  
20 the use of stormwater utility fee proceeds. Savings realized from the exemption  
21 authorized under this subdivision shall be in addition to, and not in lieu of, any  
22 local funding provided by the county to the airport."

23 **SECTION 2.** G.S. 160A-314(a1) is amended by adding a new subdivision to read:

24 "(5) For airports, a city shall list separately the amount of a stormwater utility fee  
25 levied on airport runways and taxiways from the amount levied on the  
26 remainder of the airport property. An airport shall be exempt from paying a  
27 stormwater utility fee levied on its runways and taxiways. To qualify for an  
28 exemption under this subdivision, an airport shall use the amount of savings  
29 realized from this exemption for attracting business to the airport and shall  
30 provide certification to the city that the savings realized shall be used for this  
31 purpose. Except as otherwise prohibited under federal law, and upon request, an  
32 airport shall provide the levying city with evidence that the full amount of  
33 savings realized from the exemption authorized under this subdivision has been  
34 used or encumbered for the purpose set forth in this subdivision. Any amount of  
35 savings realized from the exemption authorized under this subdivision that is  
36 not used or encumbered for the purpose set forth in this subdivision shall be



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1                    remitted to the city to be used in accordance with applicable law governing the  
2                    use of stormwater utility fee proceeds. Savings realized from the exemption  
3                    authorized under this subdivision shall be in addition to, and not in lieu of, any  
4                    local funding provided by the city to the airport."

5                    **SECTION 3.** This act becomes effective January 1, 2018, and applies to fees levied  
6 on or after that date.