

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2019

**H.B. 495**  
**Mar 27, 2019**  
**HOUSE PRINCIPAL CLERK**

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HOUSE BILL DRH40234-MH-113

Short Title: Prohibit Municipal Regs/Offsite Easements. (Public)

Sponsors: Representative McElraft.

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO PROHIBIT MUNICIPALITIES FROM REGULATING OFF-SITE SEPTIC  
3 EASEMENTS.  
4 The General Assembly of North Carolina enacts:  
5 **SECTION 1.** G.S. 130A-335 is amended by adding a new subsection to read:  
6 "(c2) Notwithstanding any other provision of law, a municipality shall not prohibit or  
7 regulate by ordinance or enforce an existing ordinance regulating the use of off-site wastewater  
8 systems or other systems approved by the Department under rules adopted by the Commission  
9 when the proposed system meets the specific conditions of the approval."  
10 **SECTION 2.** This act becomes effective retroactively to October 15, 2018, and  
11 applies to municipal ordinances enacted on or after that date. Any municipal ordinance that is  
12 inconsistent with this act is void and unenforceable.



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