

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2019

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SENATE BILL 242  
State and Local Government Committee Substitute Adopted 3/26/19  
PROPOSED HOUSE COMMITTEE SUBSTITUTE S242-PCS45307-BN-26

Short Title: Recreational Land Fee Changes.

(Local)

Sponsors:

Referred to:

March 14, 2019

1 A BILL TO BE ENTITLED  
2 AN ACT RELATING TO SUBDIVISION RECREATIONAL FACILITIES IN HARNETT  
3 COUNTY AND CONCERNING PUBLIC-PRIVATE REIMBURSEMENT  
4 AGREEMENTS FOR PARK INFRASTRUCTURE DEVELOPMENT BY  
5 MECKLENBURG COUNTY.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.(a)** G.S. 153A-331 reads as rewritten:

8 "**§ 153A-331. Contents and requirements of ordinance.**

9 (a) A subdivision control ordinance may provide for the orderly growth and development  
10 of the county; for the coordination of transportation networks and utilities within proposed  
11 subdivisions with existing or planned streets and highways and with other public facilities; for  
12 the dedication or reservation of recreation areas serving residents of the immediate neighborhood  
13 within the subdivision and of rights-of-way or easements for street and utility purposes including  
14 the dedication of rights-of-way pursuant to G.S. 136-66.10 or G.S. 136-66.11; and for the  
15 distribution of population and traffic in a manner that will avoid congestion and overcrowding  
16 and will create conditions that substantially promote public health, safety, and the general  
17 welfare.

18 (b) The ordinance may require that a plat be prepared, approved, and recorded pursuant  
19 to the provisions of the ordinance whenever any subdivision of land takes place. The ordinance  
20 may include requirements that the final plat show sufficient data to determine readily and  
21 reproduce accurately on the ground the location, bearing, and length of every street and alley  
22 line, lot line, easement boundary line, and other property boundaries, including the radius and  
23 other data for curved property lines, to an appropriate accuracy and in conformity with good  
24 surveying practice.

25 (c) A subdivision control ordinance may provide that a developer may provide funds to  
26 the county whereby the county may acquire recreational land or areas and develop and construct  
27 recreational facilities to serve the development or subdivision, including the purchase of land or  
28 construction and development of facilities that may be used to serve more than one subdivision  
29 or development within the immediate area. A fee imposed under a subdivision control ordinance  
30 for these purposes may not exceed five hundred dollars (\$500.00) per residential construction  
31 lot.

32 ...."

33 **SECTION 1.(b)** This section applies to Harnett County only.

34 **SECTION 2.(a)** Section 1(a) of S.L. 2009-162 reads as rewritten:



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1       **"SECTION 1.(a)** A county may enter into reimbursement agreements with private property  
2 owners for the design and construction of park infrastructure or parks that: (i) are included in the  
3 county's Parks Master Plan; (ii) are located on property that is adjacent to or in close proximity  
4 to other property owned by the private property owner or its affiliates; and (iii) are located on the  
5 property owned ~~by the private property owner by, or~~ by, or that is to be leased or transferred ~~to~~ to the  
6 county."

7               **SECTION 2.(b)** This section applies to Mecklenburg County only.

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