

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021

H.B. 1043
May 25, 2022
HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH30536-MQa-146

Short Title: Inclusionary Zoning/Workforce Housing Funds. (Public)

Sponsors: Representative Everitt.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO SUPPLEMENT THE AVAILABILITY OF AFFORDABLE HOUSING BY ALLOWING LOCAL GOVERNMENTS TO PROVIDE FOR INCLUSIONARY ZONING AND TO APPROPRIATE FUNDS TO THE NORTH CAROLINA HOUSING FINANCE AGENCY FOR THE WORKFORCE HOUSING LOAN PROGRAM.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 160D-702 reads as rewritten:

"§ 160D-702. **Grant of power.**

(a) A local government may adopt zoning regulations. Except as provided in subsections (b) and (c) of this section, a zoning regulation may regulate and restrict the height, number of stories, and size of buildings and other structures; the percentage of lots that may be occupied; the size of yards, courts, and other open spaces; the density of population; the location and use of buildings, structures, and land. A local government may regulate development, including floating homes, over estuarine waters and over lands covered by navigable waters owned by the State pursuant to G.S. 146-12. A zoning regulation shall provide density credits or severable development rights for dedicated rights-of-way pursuant to G.S. 136-66.10 or G.S. 136-66.11. To supplement the availability of affordable housing, the regulation may also provide for inclusionary zoning. Where appropriate, a zoning regulation may include requirements that street and utility rights-of-way be dedicated to the public, that provision be made of recreational space and facilities, and that performance guarantees be provided, all to the same extent and with the same limitations as provided for in G.S. 160D-804 and G.S. 160D-804.1.

...."

SECTION 2. Notwithstanding G.S. 143C-5-2, there is appropriated from the General Fund to the Housing Finance Agency the sum of ten million dollars (\$10,000,000) in recurring funds for the 2022-2023 fiscal year to be used for the Workforce Housing Loan Program, established under G.S. 122A-5.15.

SECTION 3. This act becomes effective July 1, 2022.

