

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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SENATE BILL 238

Short Title: City Water System Relocation Costs.

(Public)

Sponsors: Senators Ledbetter; Carpenter, Carrington, Clark, Cochrane, Forrester, Foxx, Garwood, Horton, McDaniel, Page, Rucho, Shaw of Guilford, and Webster.

Referred to: Transportation.

February 25, 1997

A BILL TO BE ENTITLED

1 AN ACT TO PROVIDE THAT THE DEPARTMENT OF TRANSPORTATION
2 SHALL PAY THE NONBETTERMENT COSTS OF UTILITY RELOCATIONS
3 FOR WATER AND SEWER LINES OWNED BY A SYSTEM CREATED
4 PURSUANT TO ARTICLE 20 OF CHAPTER 160A OF THE GENERAL
5 STATUTES.
6

7 The General Assembly of North Carolina enacts:

8 Section 1. G.S. 136-27.1 reads as rewritten:

9 **"§ 136-27.1. Relocation of water and sewer lines of municipalities and nonprofit**
10 **water or sewer corporations or associations.**

11 The Department of Transportation shall pay the nonbetterment cost for the relocation
12 of water and sewer lines, located within the existing State highway right-of-way, that are
13 necessary to be relocated for a State highway improvement project and that are owned
14 by: (i) a municipality with a population of 5,500 or less according to the latest
15 decennial census; (ii) a nonprofit water or sewer association or corporation; (iii) any
16 water or sewer system organized pursuant to Chapter 162A of the General Statutes; (iv) a
17 rural water system operated by county as an enterprise system; (v) any sanitary district
18 organized pursuant to Part 2 of Article 2 of Chapter 130A of the General Statutes; ~~or~~ (vi)
19 constructed by a water or sewer system organized pursuant to Chapter 162A of the

1 General Statutes and then sold or transferred to a municipality with a population of
2 greater than 5,500 according to the latest decennial ~~eensus~~-census; or (vii) constructed by
3 a water or sewer system organized pursuant to Article 20 of Chapter 160A of the General
4 Statutes."

5 Section 2. This act is effective when it becomes law.