

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009

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SENATE DRS75373-LM-173B (05/13)

Short Title: Greensboro/Collect Past-Due Utility Charges. (Local)

Sponsors: Senators Vaughan, and Dorsett.

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT AMENDING THE CHARTER OF THE CITY OF GREENSBORO TO PROVIDE  
3 THAT THE CITY SHALL COLLECT PAST-DUE CHARGES FOR UTILITY  
4 SERVICES OWED BY A TENANT WHO IS LIABLE FOR THE CHARGES IN THE  
5 MANNER PROVIDED BY GENERAL LAW INSTEAD OF PLACING A LIEN UPON  
6 THE RENTAL PROPERTY.

7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** Section 6.83 of the Charter of the City of Greensboro, being Chapter  
9 1137 of the 1959 Session Laws, as amended, reads as rewritten:

10 "Sec. 6.83. Liens for Utility Charges.

11 (a) ~~In case~~Except as provided in subsection (b) of this section, when any charge for  
12 utility service or for the use of utility facilities is not paid within ten days after it becomes due,  
13 the same shall become a lien upon the property served or in connection with which the service  
14 or facility is used. The charge may at any time thereafter be collected, either by suit in the name  
15 of the city or by the city tax collector for the city, by the sale of the property upon which the  
16 lien attaches at the Guilford County courthouse door, after advertising the sale once a week for  
17 four successive weeks in some newspaper published in the city which is qualified to carry legal  
18 notices. The sale shall be made under the same rules and regulations, and subject to the same  
19 costs and penalties and to the same rights of redemption as are provided by law for the  
20 foreclosure of the lien on real estate for taxes.

21 (b) When any charge for utility service or for the use of utility facilities is for a rental  
22 property and the tenants of the rental property are individually liable for the charge, the city  
23 shall collect any charge that is incurred and becomes past-due after July 1, 2010, pursuant to  
24 the provisions of G.S. 160A-314 and any other applicable general or local law. The city shall  
25 not collect any charge from a tenant that is incurred and becomes past-due after July 1, 2010,  
26 under the provisions of subsection (a) of this section. "

27 **SECTION 2.** This act is effective when it becomes law.

