

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2019

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HOUSE BILL 495

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

Sponsors: Representative McElraft.

*For a complete list of sponsors, refer to the North Carolina General Assembly web site.*

Referred to: State and Local Government, if favorable, Rules, Calendar, and Operations of the House

March 28, 2019

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT MUNICIPALITIES FROM REGULATING OFF-SITE SEPTIC EASEMENTS.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 130A-335 is amended by adding a new subsection to read:

"(c2) Notwithstanding any other provision of law, a municipality shall not prohibit or regulate by ordinance or enforce an existing ordinance regulating the use of off-site wastewater systems or other systems approved by the Department under rules adopted by the Commission when the proposed system meets the specific conditions of the approval."

**SECTION 2.** This act becomes effective retroactively to October 15, 2018, and applies to municipal ordinances enacted on or after that date. Any municipal ordinance that is inconsistent with this act is void and unenforceable.

