

NORTH CAROLINA GENERAL ASSEMBLY  
1965 SESSION

CHAPTER 307  
SENATE BILL 57

1 AN ACT TO AUTHORIZE COASTAL COUNTIES TO LEVY TAXES, MAKE  
2 APPROPRIATIONS, AND ISSUE BONDS FOR THE PURPOSE OF FINANCING  
3 BEACH EROSION CONTROL, PRESERVATION, AND RESTORATION ACTIVITIES  
4 AND FLOOD AND HURRICANE PROTECTION PROJECTS AND PROVIDING THAT  
5 EXPENDITURES FOR SUCH PURPOSES SHALL BE A SPECIAL PURPOSE AND  
6 NECESSARY EXPENSE.

7  
8 The General Assembly of North Carolina do enact:  
9

10 **Section 1.** Section 9 of Chapter 153 of the General Statutes of North Carolina is  
11 hereby amended by adding thereto a new subdivision, to be numbered "(56)", and to read as  
12 follows:

13 "(56) Beach Erosion Control. In those counties bounded in whole or in part by the  
14 Atlantic Ocean, to appropriate funds to finance the acquisition, construction,  
15 extension, improvement or enlargement of groins, jetties, dikes, moles,  
16 walls, sand dunes, vegetation, or other types of works or improvements  
17 which are designed for the control of beach erosion or for protection from  
18 floods and hurricanes or for the preservation or restoration of facilities and  
19 natural features which afford protection to the beaches and other land areas  
20 of the county and to the life and property thereon. Expenditures by counties  
21 for these purposes are hereby declared to be a special purpose and a  
22 necessary expense, and all such counties shall have authority and are hereby  
23 given special approval to levy special taxes, not to exceed ten cents (10¢) on  
24 the one hundred dollar (\$100.00) valuation, and to appropriate tax and  
25 nontax money for such purposes."

26 **Sec. 2.** Section 77 of Chapter 153 of the General Statutes of North Carolina is  
27 hereby amended by adding thereto a new subdivision to be numbered "(21)" and to read as  
28 follows:

29 "(21) To provide for the acquisition, construction, reconstruction, extension,  
30 improvement or enlargement of groins, jetties, dikes, moles, walls, sand  
31 dunes, vegetation, or other types of works or improvements which are  
32 designed for the control of beach erosion or for protection from flood and  
33 hurricanes or for the preservation or restoration of facilities and natural  
34 features which afford protection to the beaches and other land areas of the  
35 county and to the life and property thereon. The authority granted in this  
36 subdivision shall apply only to those counties which are in whole or in part  
37 bounded by the Atlantic Ocean."

38 **Sec. 3.** Should any Section, clause, or provision of this Act be declared by the  
39 courts to be unconstitutional or invalid for any reason, such decision shall not affect the validity  
40 of the Act as a whole or any part thereof other than the part so decided to be unconstitutional or  
41 invalid.

42 **Sec. 4.** All laws and clauses of laws in conflict with this Act are hereby repealed to  
43 the extent of such conflict.

1                   **Sec. 5.** This Act shall become effective upon its ratification.  
2                   In the General Assembly read three times and ratified, this the 27th day of April,  
3                   1965.