

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

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HOUSE BILL 895

Short Title: Garner Transportation Impact Fees.

(Local)

Sponsors: Representative Hensley (By Request).

Referred to: Rules, Calendar, and Operations of the House.

March 29, 2001

A BILL TO BE ENTITLED
AN ACT TO AUTHORIZE THE TOWN OF GARNER TO REQUIRE THE
PAYMENT OF TRANSPORTATION IMPACT FEES.

Whereas, the Town of Garner has experienced rapid and continued growth requiring additional transportation improvements; and

Whereas, the Town of Garner shall undertake a transportation impact study to determine the costs to the Town of transportation improvements necessitated by particular development projects; and

Whereas, the Town of Garner desires to have the authority to establish a transportation impact fee system, if required, to maintain the level of service delivery available to Town area residents; Now, therefore,
The General Assembly of North Carolina enacts:

SECTION 1. Article V of the Charter of the Town of Garner, captioned "Public Improvements" being Section 333 of the 1977 Session Laws, as amended by Section 608 of the 1989 Session Laws, is amended by adding a new section to read:

"Sec. 5.10. **Transportation Impact Fees.**

The Board of Alderman may, as part of the Land Use Ordinance of the Town of Garner, require a developer to pay transportation impact fees to be used by the Town to pay for part or all of the capital costs or transportation projects necessitated by the developer's particular subdivision or other new construction and required to maintain the level of service delivery available to Garner residents. The Town of Garner may collect the transportation impact fees within its corporate limits and within its extraterritorial jurisdiction. The Board of Alderman may conduct a study of transportation impacts to determine any transportation impact fee structure or rate classifications established pursuant to this section."

SECTION 2. This act applies to the Town of Garner and its extraterritorial jurisdiction only.

SECTION 3. This act is effective when it becomes law.