

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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SENATE BILL 396
Finance Committee Substitute Adopted 3/30/05

Short Title: County Service Districts.

(Public)

Sponsors:

Referred to:

March 7, 2005

1 A BILL TO BE ENTITLED
2 AN ACT ALLOWING COUNTIES TO MAKE CHANGES IN SERVICE DISTRICTS
3 CREATED PURSUANT TO ARTICLE 16 OF CHAPTER 153A OF THE
4 GENERAL STATUTES.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. Article 16 of Chapter 153A of the General Statutes is amended
7 by adding a new section to read:

8 "**§ 153A-304.3. Changes in adjoining service districts.**

9 (a) Changes. – The board of county commissioners may by resolution relocate
10 the boundary lines between adjoining county service districts if the districts were
11 established for substantially similar purposes. The boundary lines may be changed in
12 accordance with a petition from landowners or may be changed in any manner the board
13 deems appropriate. Upon receipt of a request to change service district boundaries, the
14 board of county commissioners shall set a date and time for a public hearing on the
15 request prior to taking action on the request.

16 (b) Report. – Before the public hearing required by subsection (a) of this section,
17 the board of county commissioners shall cause to be prepared a report containing all of
18 the following:

- 19 (1) A map of the service district and the adjacent territory showing the
20 current and proposed boundaries of the district.
21 (2) A statement indicating that the proposed boundary relocation meets the
22 requirements of subsection (a) of this section.
23 (3) A plan for providing service to the area affected by the relocation of
24 district boundaries.
25 (4) The effect that the changes in the amount of taxable property will have
26 on the ability of the district to provide services or to service any debt.

27 The report shall be available for public inspection in the office of the clerk of the board
28 for at least two weeks before the date of the public hearing.

1 (c) Notice and Hearing. – The board shall hold a public hearing before adopting
2 any resolution relocating the boundaries of a service district. Notice of the hearing shall
3 state the date, hour, and place of the hearing and its subject, and shall include a
4 statement that the report required by subsection (b) of this section is available for
5 inspection in the office of the clerk to the board. The notice shall be published at least
6 once not less than one week before the date of the hearing.

7 (d) Effective Date. – The resolution changing the boundaries of the districts shall
8 take effect at the beginning of a fiscal year commencing after its passage, as determined
9 by the board."

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