

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 758
Committee Substitute Favorable 5/2/91

Short Title: City May Require Garbage Collection.

(Public)

Sponsors:

Referred to:

April 15, 1991

A BILL TO BE ENTITLED

AN ACT TO AUTHORIZE A CITY TO REQUIRE AN OWNER OR A TENANT OF AN INHABITED BUILDING IN THE CITY TO PARTICIPATE IN ANY SOLID WASTE COLLECTION SERVICE PROVIDED BY THE CITY.

The General Assembly of North Carolina enacts:

Section 1. Part 1 of Article 16 of Chapter 160A of the General Statutes is amended by adding a new section to read:

"§ 160A-324. Power to require participation in solid waste collection service.

A city may require any person who is an owner or a tenant of a building inhabited or used within the city limits by human beings as a place of residence, business, or otherwise to participate in a solid waste collection service provided by the city or provided by any municipality, individual, or private corporation pursuant to a contract with the city. Any such ordinance shall not prohibit the owners or tenant of business or institutional property from entering into or performing under private contractual arrangements for the collection of solid waste in lieu of this requirement. The city shall require satisfactory proof of such private contractual arrangements, which must be with persons that hold all required State and local permits and licenses."

Sec. 2. This act is effective upon ratification and shall apply to all contracts entered into on or after the date this act becomes effective. This act shall not be construed to impair the validity of any contract in force at the time this act becomes effective.