

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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HOUSE BILL 799

Short Title: Morrisville Transport Impact Fees.

(Local)

Sponsors: Representative Mosley.

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

April 1, 1999

A BILL TO BE ENTITLED

**AN ACT ALLOWING THE TOWN OF MORRISVILLE TO IMPOSE
TRANSPORTATION IMPACT FEES.**

The General Assembly of North Carolina enacts:

Section 1. Purpose. It is the purpose of this act to place an equitable share of the cost of providing adequate infrastructure upon all new inhabitants and upon those associated with the development process by providing the Town of Morrisville with the right, power, and authority to impose and collect fees to finance transportation improvements within the Town's corporate limits and extraterritorial jurisdiction.

Section 2. Authority to Impose Transportation Impact Fees. The Town of Morrisville shall have the right, power, and authority to impose and collect a transportation impact fee on all new construction within the Town's corporate limits and extraterritorial jurisdictions. "New construction" means any new development, construction, or installation that requires a building permit or action permitting real property improvements for occupancy, excluding the renovation and repair of existing structures and accessory uses and their structures.

Section 3. Basis of Transportation Impact Fee.

Section 3.(a) Before adopting or amending a transportation impact fee, the Board of Commissioners shall hold a public hearing regarding the proposed adoption or

1 amendment of the fee, and notice of the public hearing shall be given so as to conform
2 with G.S. 160A-364.

3 Section 3.(b) The amount of the transportation impact fee imposed and collected
4 shall be based upon reasonable and uniform consideration of capital costs to be incurred
5 by the Town as a result of new construction.

6 Section 4. Proceeds From the Collection of Transportation Impact Fees.
7 Monies collected shall be accounted for separately and shall be spent for the capital
8 facilities for which they were collected. Such benefits shall not be exclusive to persons
9 or developers who pay a transportation impact fee.

10 Section 5. Effectiveness. This act is effective when it becomes law.