

**GENERAL ASSEMBLY OF NORTH CAROLINA**

**SESSION 1997**

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HOUSE BILL 566  
Committee Substitute Favorable 7/3/97

Short Title: Wake Schools Development Charges.

(Local)

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Sponsors:

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Referred to:

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March 20, 1997

1                                   A BILL TO BE ENTITLED  
2 AN ACT EXEMPTING THE WAKE COUNTY PUBLIC SCHOOL SYSTEM FROM  
3 DEVELOPMENT CHARGES RELATED TO THE CONSTRUCTION,  
4 RENOVATION, AND REPAIR OF PUBLIC SCHOOL SYSTEM  
5 INFRASTRUCTURE FACILITIES IN WAKE COUNTY AND THE  
6 MUNICIPALITIES THEREIN.

7 The General Assembly of North Carolina enacts:

8           Section 1. Notwithstanding any other provision of law, the Wake County  
9 Public School System shall be exempt from development charges assessed by Wake  
10 County or any municipality having territory within Wake County where the development  
11 charge is assessed against the construction, renovation, or repair of public school  
12 infrastructure facilities.

13           Section 2. For the purposes of this act:

14       (a) "Development charge" means any:

15           (1) Impact fee, facility fee, development fee, project fee, regulatory fee, or  
16 other similar fee assessed in connection with the construction,  
17 renovation, or repair of a public school infrastructure facility where the  
18 fee is based on the student seating capacity of the facility.

- 1           (2)    Water and sewer acreage fee when the Wake County Public School  
2           System has installed water and sewer improvements.
- 3           (3)    Transportation development fee when the Wake County Public School  
4           System has installed transportation improvements.
- 5           (4)    Utility tap fee.
- 6           (5)    Plan review fee.
- 7           (6)    Building permit fee.
- 8           (7)    Fee to place a mobile classroom unit on property owned by the Wake  
9           County Public School System.

10       (b)    " Public school infrastructure facility" means any building, structure, or other  
11       facility used or to be used by the Wake County Public School System for instructional,  
12       administrative, or maintenance purposes. The term includes mobile classroom units.

13       Section 3. This act is effective when it becomes law and applies to Wake  
14       County Public School System construction, renovation, and repair projects started or in  
15       progress on or after that date, except that any valid development charge that accrued prior  
16       to that date shall remain valid and payable by the Wake County Public School System.