



**Board of Directors Special Meeting  
July 20, 2017  
AGENDA**

1. Call to Order
2. Invocation
3. Pledge of Allegiance
4. Special Business
  - a. Consideration of Declaration of Intent to Amend Utility Ordinance

Background: Authority Attorney Chuck Kitchen, along with attorneys from other units of local government and the UNC-CH School of Government, have reviewed House Bill 436. This bill, which is expected to be signed into law by Governor Cooper, affects the impact fees of units of local government. To come into compliance with what are expected to be provisions of the new legislation, the Authority Board must take action to repeal its impact fees and implement system development fees no later than October 1, 2017.

Presenter: Mr. Chuck Kitchen, Authority Attorney

Specific Action Requested: Adopt the Declaration of Intent to Amend the Utility Ordinance

Attachments: 1. Declaration of Intent to Amend Utility Ordinance  
2. Proposed Amendments to the ONWASA Utility Ordinance

- b. Consideration of a Public Hearing

Background: In order to amend the ONWASA Utility Ordinance a public hearing must be scheduled and advertised. The public hearing must be held, and the Utility Ordinance amended prior to October 1, 2017. Therefore, it is necessary to set the date of the public hearing for the next Board of Director's meeting of September 21, 2017.

Presenter: Mr. Chuck Kitchen, Authority Attorney

Specific Action Requested: Set the public hearing to amend the Utility Ordinance for Thursday, September 21, 2017 at Jacksonville City Hall Council Chambers at 6:00pm.

5. Adjourn

DECLARATION OF INTENT TO AMEND  
UTILITY ORDINANCE

WHEREAS, the Onslow Water and Sewer Authority (ONWASA) has previously adopted a Utility Ordinance governing the operation of the water and sewer system; and

WHEREAS, the current Utility Ordinance imposes an impact fee; and

WHEREAS, the North Carolina General Assembly has adopted House Bill 436 which provides for the enactment of a system development fee; and

WHEREAS, the ONWASA Board of Directors considers it necessary and expedient to repeal its current impact fee and enact a system development fee; and

WHEREAS, N.C. Gen. Stat. § 162A-6(a)(14c) requires that the Board of Directors adopt a Declaration of Intent prior to adopting or amending certain ordinances.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE ONSLOW WATER AND SEWER AUTHORITY HEREBY DOTH DECLARE:

1. That it is the intention of the Board of Directors to adopt an ordinance or amendment to an ordinance which will repeal its impact fee and enact a system development fee.
2. The Clerk to the Board shall submit this Declaration of Intent, along with the proposed changes to the Utility Ordinance, to each of the member governing bodies of ONWASA for review and comment.

This the 20<sup>th</sup> day of July, 2017.

Attest:

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Gregory Hines, Chairman

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Heather W. Norris, Clerk