

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2001**

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HOUSE BILL 749

Short Title: Limits on Tree Removal.

(Local)

Sponsors: Representative Ellis.

Referred to: Local Government I.

March 22, 2001

A BILL TO BE ENTITLED

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2 AN ACT AUTHORIZING CERTAIN TOWNS TO DENY A BUILDING PERMIT OR
3 REFUSE TO APPROVE A SITE PLAN IF ALL THE TREES HAVE BEEN
4 REMOVED FROM THE TRACT OF LAND FOR WHICH THE PERMIT OR
5 APPROVAL IS SOUGHT.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** Notwithstanding the provisions of any other local law, a
8 municipality may deny a building permit or refuse to approve a site plan for a period of
9 10 years if the applicant has caused all the trees to be removed from the tract of land for
10 which the permit or site plan is sought or if the applicant bought the land from another
11 within five years of the removal of the trees.

12 **SECTION 2.** This act shall not apply to property to be developed for
13 single-family or duplex residential uses.

14 **SECTION 3.** This act shall apply only to the Towns of Cary,
15 Fuquay-Varina, Garner, and Knightdale.

16 **SECTION 4.** This act is effective when it becomes law.