

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 607

AMENDMENT NO. A6
(to be filled in by
Principal Clerk)

S607-ABAF-44 [v.1]

Page 1 of 2

Amends Title [NO]
Fourth Edition

Date _____, 2024

Representative Crutchfield

1 moves to amend the bill on page 33, lines 17-18, by inserting the following between those lines:

2
3 **"RECONSTRUCTION/REMOVAL OF ON-PREMISES ADVERTISING SIGNS**

4 **SECTION 23.1.(a)** Part 1 of Article 9 of Chapter 160D of the General Statutes is
5 amended by adding a new section to read:

6 **"§ 160D-912.1. On-premises advertising.**

7 (a) As used in this section, the following definitions apply:

8 (1) Monetary compensation. – An amount equal to the sum of (i) the greater of
9 the fair market value of the nonconforming on-premises advertising sign in
10 place immediately prior to the removal or the diminution in value of the real
11 estate resulting from the removal of the sign and (ii) the cost of a new
12 on-premises advertising sign that conforms to the local government's
13 development regulations.

14 (2) On-premises advertising sign. – A sign visible from any local or State road or
15 highway that advertises activities conducted on the property upon which it is
16 located or advertises the sale or lease of the property upon which it is located.

17 (3) Reconstruction. – Erecting or constructing anew, including any new or
18 modern instrumentalities, parts, or equipment that were allowed under the
19 local development rules in place at the time the sign was erected.

20 (b) Notwithstanding any local development regulation to the contrary, a lawfully erected
21 on-premises advertising sign may be relocated or reconstructed within the same parcel so long
22 as the square footage of the total advertising surface area is not increased, and the sign complies
23 with the local development rules in place at the time the sign was erected. The construction work
24 related to the relocation of the lawfully erected on-premises advertising sign shall commence
25 within two years after the date of removal. The local government shall have the burden to prove
26 that the on-premises advertising sign was not lawfully erected.

27 (c) A local government may require the removal of a lawfully erected on-premises
28 advertising sign under a local development regulation only if the local government pays the
29 owner of the sign monetary compensation for the removal. Upon payment of monetary
30 compensation, the local government shall own the sign and remove it in a timely manner.

31 (d) Nothing in this section shall be construed to diminish the rights given to owners or
32 operators of nonconforming uses, including nonconforming structures, as set forth in



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1 G.S. 160D-108 or the rights of owners or operators of outdoor advertising signs in Article 11 of
2 Chapter 136."

3 **SECTION 23.1.(b)** This section is intended to clarify existing law and is effective
4 when it becomes law and applies to on-premises advertising signs removed on or after October
5 1, 2021. For any on-premises advertising sign removed on or after October 1, 2021, but prior to
6 the date this section becomes effective, construction work on relocation in accordance with G.S.
7 160D-912.1(b), as enacted by this section, shall commence within two years of the date this
8 section becomes effective."
9

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

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