



# HOUSE BILL 253: Burgaw TDA Members/Surf City Parking.

2021-2022 General Assembly

<b>Committee:</b>	House Local Government. If favorable, re- refer to Rules, Calendar, and Operations of the House	<b>Date:</b>	March 23, 2021
<b>Introduced by:</b>	Rep. C. Smith	<b>Prepared by:</b>	Billy R. Godwin Staff Attorney
<b>Analysis of:</b>	PCS to First Edition H253-CSBDxfr-7		

**OVERVIEW:** House Bill 253 would authorize the Board of Commissioners for the Town of Burgaw to increase the membership of the Burgaw Tourism and Development Authority.

The proposed committee substitute (PCS) would authorize the Town of Surf City to expand the use of proceeds collected from parking meters.

**CURRENT LAW:** The Burgaw Tourism Development Authority (BTDA) is a public authority under the Local Government Budget and Fiscal Control Act. The Authority is authorized by statute to spend occupancy tax funds for tourism related expenditures and the promotion of travel and tourism in Burgaw. The Authority is composed of three members appointed by the Board of Commissioners for the Town of Burgaw. One-third of the members must be individuals affiliated with businesses that collect the occupancy tax and one-half of the members must be individuals currently active in the promotion of travel and tourism.

Cities in North Carolina may only use proceeds from parking meters on public streets to defray the cost of enforcing and administering traffic and parking ordinances and regulations. Proceeds collected from off-street parking facilities may be pledged to amortize bonds issued to finance such facilities, or used for any other public purpose (G.S. 160A-301).

**BILL ANALYSIS:** The PCS to House Bill 253 would do the following:

- **Section 1:** Would authorize the Board of Commissioners for the Town of Burgaw to increase the membership of the BTDA. If the membership is five or less, only one of those members must be an individual affiliated with businesses that collect the occupancy tax. If the membership becomes more than five, at least one-third of those members must be an individual affiliated with businesses that collect the occupancy tax.
- **Section 2:** Would authorize the Town of Surf City to use the proceeds from parking meters on public streets for any public purpose.

**EFFECTIVE DATE:** The act would be effective when the bill becomes law.

**BACKGROUND:** The General Assembly has granted the following municipalities authority to use the proceeds from parking meters on public streets for any public purpose: Carolina Beach (S.L. 2001-9); Kure Beach (S.L. 2001-9); Sunset Beach (S.L. 2016-9); Wrightsville Beach (S.L. 1998-86); and the City of Wilmington (S.L. 2001-9).

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