

Senate Bill 116

By: Senators Ginn of the 47th, Jones of the 25th, Williams of the 27th, Shafer of the 48th, Jeffares of the 17th and others

A BILL TO BE ENTITLED

AN ACT

To amend Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to provisions applicable to counties and municipal corporations, so as to prohibit the assessment of storm-water utility fees on water-neutral properties; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Chapter 60 of Title 36 of the Official Code of Georgia Annotated, relating to provisions applicable to counties and municipal corporations, is amended by adding a new Code section to read as follows:

"36-60-17.2.

(a) As used in this Code section, the term 'water-neutral site' means a property designed to achieve control of water runoff from a 25 year, 24 hour storm event in a manner consistent with the Georgia Stormwater Management Manual.

(b) No county, municipality, consolidated government, or local authority shall charge a storm-water collection and disposal fee for any property that is certified as a water-neutral site by a professional engineer registered in accordance with Chapter 15 of Title 43. Submission of proof of certification shall be the responsibility of the property owner.

(c) A property certified in accordance with subsection (b) of this Code section shall remain exempt from the imposition of a storm-water collection and disposal fee unless the county, municipality, consolidated government, or local authority can show that such property is no longer a water-neutral site, as measured by the standards of the Georgia Stormwater Management Manual as it existed when such property was certified."

SECTION 2.

All laws and parts of laws in conflict with this Act are repealed.