



**AN ORDINANCE AMENDING THE CODE OF ORDINANCES  
OF THE TOWN OF NAGS HEAD, NORTH CAROLINA**

**NOW, THEREFORE, BE IT ORDAINED** by the Board of Commissioners of the Town of Nags Head, North Carolina, that Chapter 44, *Utilities* of the Code of Ordinances shall be amended as follows:

**PART I.** That Town Code Sec. 44-35. *Payment of bills.* be amended as follows:

Water bills shall be mailed on the tenth 10<sup>th</sup> and 25<sup>th</sup> of each month depending on the cycle to which your address corresponds. (or the closest working day to these dates): When Town Hall is closed, they will be mailed on the previous business day. Each cycle will receive a bill every other month. A calendar is established at the beginning of each fiscal year outlining dates for billing, due date, penalty date, late notices and cut-off dates for each cycle. Water services charges are immediately due and become past due on the 5<sup>th</sup> and the 20<sup>th</sup>, respectively, 25 days following the respective billing of the following month. After the expiration of the appropriate water billing past due date, there shall be levied a late payment fee in an amount equal to ten percent of the principle amount of the bill. ~~Forty days after the water billing date,~~ water services may be cut off for nonpayment on the 20<sup>th</sup> and the 5<sup>th</sup>, respectively, following the billing past due date, without further notice and a tag fee per the consolidated fee schedule will be added to the account. If Town Hall is closed, bill due dates and nonpayment water services cut offs will be the following business day. Even when service is cut off, water customers retain the liability for the minimum charge for each billing period the service is discontinued. Payment of water bills may be enforced as provided in G.S. 160A-314.

**PART II. Severability.**

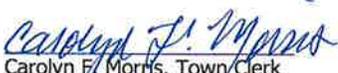
All Town ordinances or parts of ordinances in conflict with this ordinance amendment are hereby repealed. Should a court of competent jurisdiction declare this ordinance amendment or any part thereof to be invalid, such decision shall not affect the remaining provisions of this ordinance amendment nor the Zoning Ordinance or Town Code of the Town of Nags Head, North Carolina which shall remain in full force and effect.

**PART III. Effective Date.**

This ordinance amendment shall be in full force and effect from and after the **8<sup>th</sup>** day of **January 2020.**

  
Benjamin Canoon, Mayor  
Town of Nags Head

ATTEST:

  
Carolyn F. Morris, Town Clerk



APPROVED AS TO FORM:

\_\_\_\_\_  
John Leidy, Town Attorney

Date adopted: January 8, 2020

Motion to adopt by Commissioner \_\_\_\_\_  
Motion seconded by Commissioner \_\_\_\_\_  
Vote: \_\_\_\_\_ AYES \_\_\_\_\_ NAYS