

**Resolution #20-0087**  
**Resolution Book, Volume 2, Page 64**

**RESOLUTION ADOPTING THE CITY OF WINSTON-SALEM'S  
LEGISLATIVE PRIORITIES FOR THE 2020 LEGISLATIVE SESSION**

**WHEREAS**, the 2020 Session of the North Carolina General Assembly will formally convene on April 28, 2020; and

**WHEREAS**, the Winston-Salem City Council has identified the need for the enactment of the following Local Acts included in **Exhibit A** and has approved submission of the same to the Forsyth County Legislative Delegation for introduction, support and ratification by the North Carolina General Assembly during its 2020 Session:

1. An Act Allowing the City of Winston-Salem to sell real property for the purpose of increasing the supply of affordable housing for low and moderate income persons upon such terms and conditions it deems wise (Crossover Bill); and
2. An Act Authorizing the City of Winston-Salem to Refund System Development Fees for the Development of Affordable Housing.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Winston-Salem City Council hereby approves the submission of the bills attached hereto and incorporated herein as **Exhibit A**; and

**BE, IT FURTHER RESOLVED**, that the Mayor and Winston-Salem City Council hereby urges pursuant to the resolutions attached as **Exhibit B** support for HB 520 Firefighters Fighting Cancer Act, which creates a presumption that certain cancers are occupational diseases for firefighters and the inclusion of a local land use compatibility statement in the North Carolina Hemp Licensing process; and

**BE, IT FURTHER RESOLVED**, that the Mayor and Winston-Salem City Council hereby authorizes city staff to work cooperatively with the North Carolina Metropolitan Mayors' Coalition and the North Carolina League of Municipalities on their duly adopted advocacy

agendas, to the extent that the issues and goals identified therein are consistent with the interests of the City.

This Resolution shall become effective upon adoption.

EXHIBIT A

1. An Act Allowing the City of Winston-Salem to sell real property for the purpose of increasing the supply of affordable housing for low and moderate income persons upon such terms and conditions it deems wise ( Crossover Bill); and
2. An Act Authorizing the City of Winston-Salem to refund system developments fees for the Development of Affordable Housing.

HOUSE BILL 59

A BILL TO BE ENTITLED

AN ACT AUTHORIZING THE CITY OF WINSTON-SALEM TO CONVEY CITY-OWNED  
REAL PROPERTY FOR THE PURPOSE OF INCREASING THE SUPPLY OF  
AFFORDABLE HOUSING FOR LOW- AND MODERATE-INCOME PERSONS

The General Assembly of North Carolina enacts:

**SECTION 1.** The governing body of a municipality may, with or without consideration and upon such terms as it deems wise, convey city-owned real property for the purpose of increasing the supply of affordable housing for low- and moderate-income persons; provided no property acquired by the exercise of eminent domain may be conveyed under this section. The deed conveying the city-owned property may contain a restriction that provides the city-owned property shall revert to the municipality if it ceases to be used for increasing the supply of affordable housing for low- and moderate-income persons prior to the expiration of any time period for such use required by the governing body. Any conveyance of city-owned property under this section may be made only pursuant to a resolution adopted by the governing body at a regular or special meeting authorizing the appropriate municipal official to make the conveyance for the purpose of increasing the supply of affordable housing for low- and moderate-income persons. The resolution shall be posted on the municipality's Web site at least 10 calendar days prior to the date the conveyance is executed by the appropriate municipal official.

**SECTION 2.** This act applies to the City of Winston-Salem only.

**SECTION 3.** This act is effective when it becomes law.

A BILL TO BE ENTITLED  
AN ACT AUTHORIZING THE CITY OF WINSTON-SALEM TO REFUND SYSTEM  
DEVELOPMENT FEES FOR THE DEVELOPMENT OF AFFORDABLE HOUSING

The General Assembly of North Carolina enacts:

**SECTION 1. G.S. §162A-203. Authorization of system development fee.**

(a) A local governmental unit may adopt a system development fee for water or sewer service only in accordance with the conditions and limitations of this Article.

(b) A system development fee adopted by a local governmental unit under any lawful authority other than this Article and in effect on October 1, 2017, shall be conformed to the requirements of this Article not later than July 1, 2018.

(c) A local governing board or a joint agency created pursuant G.S. 160A-461 et. seq. may exempt affordable housing parcels from payment of system development fees or provide for a refund of any previously paid system development fees on affordable housing parcels, according to criteria adopted by the local governing board or joint agency.

**SECTION 2.** This act applies to the City of Winston-Salem only.

**SECTION 3.** This act is effective when it becomes law.

EXHIBIT B

1. Resolution of the Winston-Salem City Council Supporting HB 520 Firefighters Fighting Cancer Act.
2. Resolution of the Winston-Salem City Council Requesting the Inclusion of a Local Land Use Compatibility Statement in the North Carolina Hemp Licensing Process.

**RESOLUTION OF THE WINSTON-SALEM CITY COUNCIL SUPPORTING HB 520  
FIREFIGHTERS FIGHTING CANCER ACT**

**WHEREAS**, the City of Winston-Salem recognizes the important work of firefighters and that said work may expose firefighters to certain environmental conditions that may increase the likelihood of their developing certain cancers; and

**WHEREAS**, HB 520 Firefighters Fighting Cancer Act (“HB 520”), which applies to local government only, adds a new subsection to the Workers’ Compensation Act (“Act”) establishing that any condition or impairment caused by the following cancers are occupational diseases of firefighters under the Act: esophageal, intestinal, rectal, testicular, brain, Non-Hodgkin's lymphoma, multiple myeloma, mesothelioma, and oral cavity; and

**WHEREAS**, HB 520 would establish a presumption of eligibility for firefighters for compensation for an occupational disease under the Act so long as either: (1) the firefighter was required to submit to a physical upon entering the service; the exam failed to reveal any evidence of a firefighter occupational disease, as defined; and the firefighter has completed five years of service for the unit or (2) the firefighter was not required to submit to a physical upon entering the service, and at the time of disability by an occupational disease, as defined, the firefighter has completed five years of continuous service immediately preceding January 1, 2017, for the unit; and

**WHEREAS**, the unit of government can rebut such presumption if it believes that the condition was caused by some other means; and

**WHEREAS**, given the work of the firefighters, this appears to be a fair way of navigating and compensating the firefighters for the diseases that they are likely to develop due to their work.

**NOW, THEREFORE, BE IT RESOLVED** by that the Mayor and Winston-Salem City Council hereby expresses support for HB 520 Firefighters Fighting Cancer Act.

This Resolution shall become effective upon adoption.



**RESOLUTION OF THE WINSTON-SALEM CITY COUNCIL  
REQUESTING THE INCLUSION OF A LOCAL LAND USE  
COMPATIBILITY STATEMENT IN THE NORTH CAROLINA  
HEMP LICENSING PROCESS**

**WHEREAS**, the cultivation of hemp is legal in North Carolina under an industrial hemp program passed in 2015 and codified in Chapter 106 of the North Carolina General Statutes; and

**WHEREAS**, Congress passed in December 2018 the Agriculture Improvement Act of 2018 (the “Farm Bill”), which among other things legalized the cultivation of hemp and removed hemp from the Schedule I Controlled Substance Classification; and

**WHEREAS**, the passage of the Farm Bill promises to increase applications for North Carolina hemp licenses, as the former federal prohibition is no longer applicable; and

**WHEREAS**, as of January 30, 2019, North Carolina has 502 licensed industrial hemp growers, representing 6,381.88 licensed acres and 2,876,914 square feet of licensed greenhouse production and 337 processors registered with the Plant Industry Division; and

**WHEREAS**, the requirement of a local land use compatibility statement prior to issuing a license would allow local governments to express support for or concerns regarding that use and its impact upon the surrounding land uses much like the local government opinion form for ABC permits.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Winston-Salem City Council request that the North Carolina General Assembly and the North Carolina Industrial Hemp Commission consider including a local land use compatibility statement in the North Carolina hemp licensing process.

This Resolution shall become effective upon adoption.