



**AN ORDINANCE AMENDING THE TOWN CODE OF THE
TOWN OF NAGS HEAD, NORTH CAROLINA AS IT PERTAINS
TO CHAPTER 44 UTILITIES, SEC 44-35**

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Town of Nags Head, North Carolina, that section 44-35 of the Town Code shall be amended.

PART I. That **Chapter 44 UTILITIES**, Division 1. GENERALLY be amended as follows:

Sec. 44-35. Payment of bills.

Water bills shall be mailed on the 10th and 25th of each month depending on the cycle to which your address corresponds. 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 5th and the 20th, respectively, 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 principal amount of the bill. The Town Manager has the discretion of waiving late payment fees in extreme circumstances beyond the Town's control. A non-payment fee will be added to the account per the consolidated fee schedule on the 20th and the 5th, respectively, following the billing past due date. Without further notice, water services will be cut off seven (7) days after the non-payment fee has been added to the account if the total amount due on the account has not been paid in full. If Town Hall is closed, bill due dates and nonpayment water services cut offs will be the following business day. Water services cannot be disconnected on Fridays, weekends, Town holidays, the day before a Town holiday, or the day before Town Hall is closed. In this event, non-payment fees will still be applied on the date that corresponds with the respective billing cycle and water service will be disconnected 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. Effective Date.

This ordinance amendment shall be in full force and effect upon the date of adoption by the Board of Commissioners.

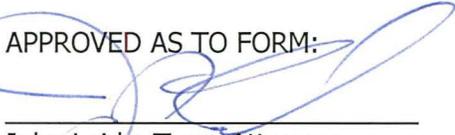

Benjamin Cahoon, Mayor
Town of Nags Head

ATTEST:


Brittany A Phillips, Town Clerk



APPROVED AS TO FORM:


John Leidy, Town Attorney

Date adopted: November 5, 2025

Motion to adopt by Commissioner _____
Motion seconded by Commissioner _____
Vote: _____ Ayes _____ Nays