

<b><u>Ordinance</u></b>	<b><u>Section</u></b>	<b><u>Description</u></b>
Addressing and Road Naming Ordinance	Section 160	After the effective date of this Ordinance, any person, firm, or agent thereof that intentionally violates this Ordinance shall be guilty of a misdemeanor, for the conviction of which, the maxim penalty by law may be imposed. Each day's continuing violation is a separate and distinct offense.
Duplin County AirPark Development Ordinance	Article 3; Section IV	AirPark Permits shall be valid until revoked. The Enforcement Officer is tasked with periodically inspecting the structure(s), trees, and land use to determine continued compliance with this ordinance. If the land use or obstruction is in violation, the Enforcement Officer shall advise the owner in writing of the violations and of action necessary to bring the obstruction or land use into compliance. Failure by the owner to correct violations within 120 days of notification shall constitute grounds for revocation of the permit. Further, violators of this ordinance shall be subject, upon conviction, to fine and/or imprisonment as provided by GS 14-4
Peddling and Solicitation Ordinance	Section 3	This Ordinance shall be enforced by the Duplin County Sheriff Department. Any violation of a provision of this Ordinance shall constitute a Class 3 Misdemeanor, punishable upon conviction as provided in North Carolina General Statute 14-4 or any successor statute by a maximum fine as provided by statute.
Flood Damage Prevention Ordinance	Article 4; Section D (5)	<u>Failure to Comply with Order:</u> If the owner of a building or property fails to comply with an order to take corrective action for which no appeal has been made or fails to comply with an order of the governing body following an appeal, the owner shall be guilty of a Class 1 misdemeanor pursuant to NCGS 143-215.58 and shall be punished at the discretion of the court.
Fire Prevention and Protection Code Ordinance	Section 28 (a), (b), (c), (d), (e)	<u>Violations and Penalties:</u> (a) Any person who shall violate any of the provisions of the Ordinance hereby adopted or who shall fail to comply with any judicial

		<p>warrant, lawful order, or regulation made hereunder, or who builds in violation of any specifications, or plans shall be guilty of a misdemeanor. Each day that such violation continues shall constitute a separate offense. In the name of the County, the County Fire Code Enforcement Official, through the County Attorney, may enjoin the construction or erection of any facility, building, or structure which does not conform to the provisions of the Ordinance.</p> <p>(b) This Ordinance may be enforced by any of the remedies set forth in GS 153A-123, in addition to others specifically set out herein.</p> <p>(c) Any persons who violated this Ordinance subjects the offender to a civil debt if the offender does not pay the penalty within the time prescribed herein after he has been cited for violation of this Ordinance. The penalty for a civil violation shall be adopted by the Duplin County Board of Commissioners. Each day of violation constitutes a separate distinct offence.</p> <p>(d) Civil penalties must be paid within seven (7) business days after a citation has been issued by the fire Code enforcement Official for a violation. The Fire code Enforcement Official is authorized to issue written citation(s) in the name of the County for violations.</p> <p>(e) If any person shall violate this Ordinance or chapter or any provision thereof, he/she shall be guilty of a misdemeanor and shall be imprisoned and fined not more the maximum imposed by NCGS 14-4.</p>
Smoking, Tobacco, Vapor and E.N.D.S. Use (Designated Smoking Areas) Ordinance	Article 6 (a)	<u>Criminal Penalties:</u> Violation of this Ordinance shall constitute a Class 3 Misdemeanor. Each day during which a violation continues shall be determined a separate and distinct offense.
An Ordinance Regulating Ambulance Service and Granting of Franchises to Ambulance Operators	Section 12.2	<p><u>Violations of Ordinance</u></p> <p>1. Any act constituting a violation of the provisions of this Ordinance or a failure to comply with any of its requirements shall subject the offender to a civil penalty of \$500.00. If the offender fails to remedy the violation and pay any civil penalty within ten (10) days after being cited for said violation (or within the time prescribed by a citation if it provides for a longer period of time than ten days),</p>

		<p>the civil penalty may be recovered in a civil action in the nature of a debt.</p> <ol style="list-style-type: none"> <li>2. This Ordinance may also be enforced by any appropriate equitable action authorized by law, including injunctive relief, whether or not there is an adequate remedy at law.</li> <li>3. Each day that any violation continues, regardless of the date of notice, shall be considered a separate offense for the purposes of the penalties and remedies specified in this section. In such an event, civil penalties begin to accrue from the date of the first notice of violation. For continuing violations, the initial citation and requirement that the civil penalty be paid within the time prescribed therein shall be the only notice required to be given; and shall be deemed to be an on-going citation and notice for continuing violations after the date of citation.</li> <li>4. Any one, all, or any combination of the foregoing penalties and remedies may be used to enforce this Ordinance.</li> <li>5. Violations of the provisions of this Ordinance of failure to comply with any of its requirements shall not constitute a misdemeanor as provided in NCGS 14-4, unless any specific penalty set forth elsewhere provides to the contrary.</li> </ol>
	Section 12.3	<p><u>Alternatives for Enforcement:</u> In addition to the provision of this section, any provision of this Ordinance or other ordinance of the County may be enforced by any one or more of the remedies authorized by NCGS 153A-123, excluding misdemeanor charges as provided in NCGS 14-4, unless any specific penalty set forth elsewhere provides to the contrary.</p>
An Ordinance Regulating the Siting, Operation and Maintenance of Solar Energy Generating Facilities	Section 8	<p><u>Violations:</u> Any act constituting a violation of the provisions of this ordinance or a failure to comply with any of its requirements shall subject the offender to a civil penalty of \$500.00. If the offender fails to remedy the violations and pay any civil penalty within ten (10) days after being cited for said violation (or within the time prescribed by a citation if it provides for a longer period of time than ten days), the civil penalty may be recovered in a civil action in the nature of a debt. Civil penalties begin to accrue from the date of the first notice of violation.</p>

		<p>This Ordinance may also be enforced by any appropriate equitable actions authorized by law, including injunctive relief, whether or not there is an adequate remedy at law.</p> <p>(a) Each day that any violation continues, regardless of the date of notice, shall be considered a separate offense for the purposes of the penalties and remedies specified in this section.</p> <p>(b) In such an event, civil penalties begin to accrue from the date of the first notice of violation. For continuing violations, the initial citation and requirement that the civil penalty be paid within the time prescribed therein shall be the only notice required to be given; and shall be deemed to be an on-going citation and notice for continuing violations after the date of citation.</p> <p>(c) Any one, all, or any combination of the foregoing penalties and remedies may be used to enforce this Ordinance.</p> <p>Violations of the provisions of this Ordinance of failure to comply with any of its requirements shall not constitute a misdemeanor as provided in NCGS 14-4, unless any specific penalty set forth elsewhere provides to the contrary.</p> <p><u>Alternatives for Enforcement:</u> In addition to the provision of this section, any provision of this Ordinance or other ordinance of the County may be enforced by any one or more of the remedies authorized by NCGS 153A-123, excluding misdemeanor charges as provided in NCGS 14-4, unless any specific penalty set forth elsewhere provides to the contrary.</p>
Animal Control Ordinance	Section 3-2 (c)	<p><u>Criminal Penalties:</u> Any person who violates the provisions of this Chapter shall be guilty of a Class 3 misdemeanor and shall be subject to a fine of \$50.00 for a first offense, \$100.00 for a second offense, and \$250.00 for all subsequent offenses, or imprisonment. Each day a violation occurs shall be a separate offense.</p>
Minimum Housing Standards Ordinance	Article D; Section 8	<p>Neither this article nor any of its provision shall be construed to impair or limit in any way the power of the County to define and declare nuisances and to cause their abatement by summary action or otherwise, or to</p>

		enforce his ordinance by criminal process as authorized by GS 12-2 and Article D Section 8, and the endorsement of any remedy provided herein shall not prevent the enforcement of any other remedy or remedies provided herein or in other ordinances or law.
Duplin County Airport Land Use and Height Restriction Ordinance	Article IX; Section 90	<u>Enforcement:</u> The ordinance may be enforced by any one or more of the remedies authorized by GS 153A-123
Backflow Prevention Ordinance	Article 4; Section 402 (e)	<u>Criminal Sanctions:</u> Any violation of this ordinance shall also subject, upon conviction, to a fine and/or imprisonment pursuant to NCGS 14-4
Subdivision Regulation	Article II, Section 204.1, 204.2, 204.3	<p><u>Penalties for Violation:</u></p> <p>204.1 After the effective date of this ordinance, any person who, being the owner or agent of the owner of any land located within the territorial jurisdiction of this ordinance, therefore, subdivides his land in violation of this ordinance or transfer or sells land by reference to exhibition of, or any other use of a plat showing a subdivision of the land before the plat has been properly approved under the terms of this ordinance and recorded in the Office of the Duplin County Register of Deeds, shall be guilty of a misdemeanor. The description by metes and bounds in the instrument of transfer or other document used in the process of selling or transferring land shall not exempt the transaction from this penalty. The county through its attorney or other official designated by the Board of Commissioners may enjoin illegal subdivision, transfer or sale land by action for injunction. Further, violators of this ordinance shall be subject, upon conviction, to fine and/or imprisonment as provided by GS 14-4</p> <p>204.2 Each day's continuing violation of this ordinance shall be a separate and distinct offence.</p> <p>204.3 Nothing in this section shall be construed to limit the use of remedies available to the county. The County may seek to enforce this ordinance by using and one, all or a combination of remedies.</p>
Manufactured Home and Travel Trailer Park Ordinance	Article VIII; Section 94	<u>Violations:</u> The operation permit shall be valid until revoked. The enforcement officer may periodically visit the park to determine continued compliance with this ordinance and other applicable regulations. If the park is determined to be in violation the enforcement officer shall notify the owner/operator in writing of the violations and of action necessary to

		bring the park into compliance. Failure by the owner/operator to correct violations within 120 days of notification shall constitute grounds for revocation of the permit. If the permit is revoked, the enforcement officer shall notify the owner/operator in writing of the status of the permit, the action needed to correct the violation, and the enforcement techniques available to the county to remedy continued violation. Operation of a mobile home park without a valid operation permit is a misdemeanor subject to enforcement actions as provided for ty state law. When the enforcement officer determines that the park has been brought back into compliance with applicable regulations, he shall reinstate the operation permit.
	Article X; Section 101	<p><u>Enforcement:</u> This ordinance may be enforced by an one or more of the remedies authorized by GS 153A-123, including but not limited to the following:</p> <ul style="list-style-type: none"> <li>(1) A Violation of this ordinance shall constitute a misdemeanor, punishable by a maximum fine of \$50.00 or imprisonment for no more than 30 days</li> <li>(2) Violation of this ordinance subjects the offender to a civil penalty of fifty (\$50.00) dollars</li> <li>(3) This ordinance may be enforced by an appropriate equitable remedy issuing from a court of competent jurisdiction</li> <li>(4) This ordinance may be enforced by injunction, order of abatement or both</li> <li>(5) Each day's continuing violation of this ordinance is a separate and distinct offence.</li> </ul>
Duplin County Inspection Department Administrative Procedures Ordinance	Article IV; Section 4-10	<p><u>Willful Failure or Refusal to Comply with Order:</u> It shall be unlawful for any person to willfully fail or refuse to comply with any final order or direction of the Building Inspector or Board of Commissioners made by virtue and in pursuance of this Article, and any person violating this Article shall, upon conviction, be punished as provided by GS 14-4 for the violation of local ordinances, and every day such person shall willfully fail or refuse to comply with any final order or direction of the Building Inspector of Board of Commissioners made by virtue and in pursuance of this Article shall constitute a separate and distinct offence.</p>

An Ordinance Levying a Tax on Gross Receipts Derived from Retail Short-Term Lease or Rental of Vehicles	Section 8	<p><u>Penalties , Interest, Remedies:</u></p> <p>Any taxpayer who willfully attempts, or any person who aids or abets any taxpayer to attempt in any manner to evade or defeat a tax imposed herein or its payment, shall, in addition to other penalties provided by law, be guilt of a Class H felony.</p> <p>Any taxpayer required to collect, withhold, account for, and pay over any tax who willfully fails to collect or truthfully account for and pay over the tax shall, in addition to other penalties provided by law, be guilty of a Class 1 misdemeanor.</p> <p>Any taxpayer required to pay any tax, to make a return, to keep any records, or to supply any information, who willfully fails to pay the tax, make the return, keep the records, or supply the information, at the time or times as required by law, or rules issued pursuant thereto, shall, in addition to other penalties provided by law, be guilty of a Class misdemeanor.</p>
Ordinance Establishing Financing of the E-911 Emergency Telephone Service, Duplin County, North Carolina	Misuse of 911 System Penalty	Any person who intentionally calls the 911 number for other than purposes of obtaining public safety assistance commits a misdemeanor.
Duplin County Adult Business Ordinance	Section 8-801	<p>This ordinance shall be enforced by the Duplin County Planning Department. Other agencies with responsibilities in the areas of public health, safety and law enforcement are hereby empowered to enforce this ordinance.</p> <ul style="list-style-type: none"> <li>(a) Any person who violates this article shall be quilt of a misdemeanor and upon conviction shall be punished in accordance with Section 14-4 of the North Carolina General Statutes</li> <li>(b) This article may be enforced against any person who is in violation by an appropriate equitable remedy issuing from a court of competent jurisdiction as provided for in Section 153A-123(d) of the North Carolina General Statutes</li> <li>(c) This article may be enforced against any person who is in violation by injunction and order of abatement as provided for in Section</li> </ul>

		<p>153A-123(e) of the North Carolina General Statutes against any person who is in violation</p> <p>(d) Each day 's continuing violation of this article by any person is a separate and distinct offence</p>
Noise Ordinance	Enforcement and Penalties (2)	<p>A misdemeanor warrant may be issued either immediately or upon issuance of a citation and the violator's failure to pay same.</p> <p>Misdemeanors shall be punishable by a fine of five hundred dollars (\$500.00) and/or imprisonment up to thirty (30) days.</p>
The Solid Waste Enforcement Ordinance	Article X; Section 102	<p><u>Prosecution:</u> In addition to or in lieu of civil penalties described herein, violations of this ordinance may be prosecuted as misdemeanors in accordance with the General Statutes of North Carolina. In the case of criminal violations each day a violation occurs or continues to occur shall be a separate offense and that person or firm in violation of this ordinance shall be subject to a fine not exceeding fifty dollars (\$50.00) and imprisonment not exceeding thirty (30) days for each offense.</p>
The Junkyard and Salvage Yard Ordinance	Article VII; Section 71	<p><u>Enforcement:</u> This ordinance may be enforced by any one or more of the remedies authorized by GS 153a-123, including but not limited to the following:</p> <ol style="list-style-type: none"> <li>(1) A violation of this ordinance shall constitute a misdemeanor, punishable by a maximum fine of \$50.00 dollars or imprisonment for not more than 30 days</li> <li>(2) Violation of this ordinance subjects the offender to a civil penalty of fifty (\$50.00) dollars.</li> <li>(3) This ordinance may be enforced by an appropriate equitable remedy issuing from a court of competent jurisdiction</li> <li>(4) This ordinance may be enforced by injunction, order of abatement or both as provided in GS 153A-123 (e)</li> <li>(5) Each day's continuing violation of this ordinance is a separate and distinct offence.</li> </ol>
State of Emergency Ordinance	Section XIV	<p><u>Penalty for Violation:</u> Any person violating any prohibition or restriction imposed by a proclamation authorized by this ordinance shall be guilty of a misdemeanor, punishable upon conviction by a fine not exceeding \$50 or imprisonment not exceeding 30 days, as provided by GS 14-4.</p>



Mobile Home Registration Ordinance	Violations	If any person shall violate the rules and regulations of this ordinance, he or she shall be guilty of a misdemeanor and punishable by a fine not to exceed fifty dollars or imprisonment not exceeding thirty days, as provided in the General Statutes of North Carolina.
Regulation of Mass Gatherings Ordinance	Section 8	<u>Penalty:</u> Any persons who violates any provision of this ordinance shall be guilty of a misdemeanor and shall be punished as provided in GS Section 14-4. The County Health Director may through a court of competent jurisdiction enjoin violations of this ordinance.
Town of Magnolia Sewer Use Ordinance	Section 8.3 (a)	<u>Criminal Violations:</u> The District Attorney for the applicable judicial District may, at the request of the Town, prosecute noncompliant users who violate the provisions of NCGS 143-216.6B [Note under North Carolina Law, it is a crime to negligently violate any term, condition, or requirement of a pretreatment permit, or negligently fail to apply for a pretreatment permit, issued by local governments (GS 143-216.6B(f)), to knowingly and willfully violate any term, condition, or requirement of a pretreatment permit, or knowingly and willfully fail to apply for a pretreatment permit issued by local governments (GS 143-215.B(g)), to knowingly violate any term, condition, or requirement of a pretreatment permit issued by local governments, or knowingly fail to apply for a pretreatment permit, knowing at the time that a person is placed in imminent danger of death or serious bodily injury, (GS 143-2156B(h)), and to falsify information required under Article 21 of Chapter 143 of the General Statutes (GS 143-215.6B(i))]