

## City of Durham Ordinances Subject to Criminal Punishment

City of Durham Ordinance	Activity Giving Rise to Criminal Punishment	Criminal Punishment	Subject Matter
<a href="#">Chapter 1, Sec. 1-9.</a>	Any violation of City ordinances	Misdemeanor for each separate violation, with a maximum fine of \$50 and maximum imprisonment of 30 days	General
<a href="#">Chapter 54, Article II, Div. 5, Sec. 54-188.(d)</a>	Any violation of City regulations on sales and solicitations in right-of-way, except for operation and parking of motor vehicle	Misdemeanor punishable by a maximum fine of \$500	Sales and Solicitations
<a href="#">Chapter 58, Article II, Sec. 58-36.(e)</a>	Deliberately damaging a waste receptacle provided by the City	Misdemeanor punishable by a maximum fine of \$100 and a maximum term of imprisonment of 30 days	Solid Waste
<a href="#">Chapter 26, Article VI, Sec. 26-189*</a>	Failure to comply with final order or direction of housing code administrator or housing appeals board	Misdemeanor punishable by a maximum fine of \$500	Property Maintenance
<a href="#">Chapter 30, Article V, Div. 4, Sec. 30-233.(a)*</a>	Conducting business without paying privilege license tax or valid license	Misdemeanor (no maximum specified, so G.S. imposes limit of \$50)	Taxes
<a href="#">Chapter 70, Article IV, Div. 8, Sec. 70-344.(1)</a>	Failure to obtain pretreatment permit for wastewater, or violating a pretreatment permit	Criminal punishment not specified; requires assistance of District Attorney	Wastewater
<a href="#">Chapter 70, Article V, Div. 5, Sec. 70-540.(3)</a>	Violation of City's Stormwater management and pollution control ordinance	Misdemeanor subject to the maximum fine permitted under state statutes (G.S. imposes limit of \$50 where fine isn't specified)	Stormwater

<a href="#">Chapter 70, Article X, Sec. 70-744.</a>	Violation of Stormwater standards for discharges	Violation is subject to all criminal penalties allowed under law (G.S. imposes limit of \$50 where fine isn't specified)	Stormwater
<a href="#">Chapter 66, Article VII, Sec. 66-436.(d)</a>	Failure to obtain a permit for temporary closing or block of City streets, or operation in violation of such a permit, except for operation and parking of motor vehicle	Misdemeanor punishable by a maximum fine of \$500	Traffic and Parking
<a href="#">Chapter 66, Article IV, Div. 5, Sec. 66-274.(d)</a>	Failure to obtain a contractor parking, or operation in violation of such a permit, except for operation and parking of motor vehicle	Misdemeanor punishable by a maximum fine of \$500	Traffic and Parking
<a href="#">Chapter 70, Article IX, Sec. 70-711.(d)</a>	Failure to obtain a permit for construction, alteration, or connection of a public water system in the City's utility service area	Criminal punishment not specified	Water Management
<a href="#">Chapter 70, Article I, Sec. 70-26.(c)</a>	Unauthorized, fraudulent, or otherwise illegal use or operation of water and sewer systems within the City	Escalated criminal violations, starting with a Class 1 misdemeanor at the first violation; subsequent violations are felonies of escalating classes	Water Management
<a href="#">Chapter 18, Article II, Sec. 18-22.</a>	Failure to provide the livable wage as provided for in City contracts	Intentional violations are a misdemeanor punishable by a fine of \$500	Contracts
<a href="#">City of Durham Unified Development Ordinance, Article 15, Sec. 15.3, Subsection 15.3.4</a>	Any violation of the UDO	Misdemeanor punishable by a maximum fine of up to \$500 and imprisonment of up to 30 days	Planning and Zoning (Generally)

<a href="#">City of Durham Unified Development Ordinance, Article 15, Sec. 15.5, Subsection 15.5.9</a>	A knowing or willful violation of the North Carolina Sedimentation Pollution Control Act of 1973 or other sedimentation rules or controls	Class 2 misdemeanor punishable by a maximum fine of \$5,000 <sup>1</sup>	Planning and Zoning (Sedimentation and Erosion Control)
<a href="#">City of Durham Unified Development Ordinance, Article 15, Sec. 15.8, Subsection 15.8.9</a>	Knowing, willful, or negligent violation of riparian buffer requirements	Negligent violation is Class 2 misdemeanor with maximum fine of \$15,000; Knowing or willful violation is a felony <sup>2</sup>	Planning and Zoning (Riparian Buffer Protection)
Chapter 50, Article VII, Sec. 50-472(d) (not yet codified digitally)	Any violation of the article on shared active transportation systems, except for provisions directly about the operation of a shared device	Misdemeanor punishable by maximum fine of \$500	Public Transportation

\*Ordinance includes a direct reference to General Statute 14-4

<sup>1</sup> Punishment authorized by NCGS § 113A-64.

<sup>2</sup> Punishment authorized by NCGS § 143-215.6B.