

**CITY OF RAEFORD,
NORTH CAROLINA**

CODE SECTION / ORDINANCE CRIMINAL PENALTY LISTING

The following table sets forth code (and uncodified ordinance) sections, violations of which impose a criminal penalty under G.S. 14-4(a). This listing excludes civil penalties.

CODE SECTION / ORDINANCE	DESCRIPTION OF CONDUCT	PENALTY
1-7	Unlawful altering of code	General penalty; max \$50 fine or max 30 days imprisonment
2 ½ - 8	Unlawful activation of alarm to summon police or fire response	same
3-2	Consumption of alcohol in public places	same
3-3	Unlawful display of alcoholic beverages on streets or city property	same
4-5	Cruelty to animals	\$500 fine or imprisonment of not more than 30 days
4-9(b)	Failure to appear before city clerk re citation or not paying civil penalty in prescribed time period	same
4-11(b)	Failure to appear before city clerk re citation for public nuisance animal or not paying civil penalty in prescribed time period	Same
4-12	Violation of vicious animal prohibitions	same
5-1	Buildings must comply building chapter requirements	General penalty; max \$50 fine or max 30 days imprisonment
5-2	Unlawful use of buildings	General penalty; max \$50 fine or max 30 days imprisonment

5-20	Buildings must comply with state building/technical codes	same
5-22	Permit required to alter or move frame building in fire limits	same
5-23	Permit required to alter or move awnings within fire limits	same
5-24	No window coverings which prevent effective fire-fighting in fire limits	same
5-41	Failure of owner to comply with notice to correct bldg. defects	Misdemeanor, max \$50 fine
5-43	Owner unlawfully permitting building to remain in unsafe condition	General penalty; max \$50 fine or max 30 days imprisonment
5-44	Unlawful removal of notices affixed by building inspector	same
5-45	Moving building without city approval and permit	same
5-57	Electrical standards must conform to state code	same
5-70	Permit required for certain electrical work	same
5-91	Compliance with state plumbing code is required	same
5-105	Plumbing permit and inspection required	same
5-120	Display required for assigned building/property number	same
5-121	Unlawful defacement of property number	same
6-15	Assorted cemetery rules and regulations	same
6-16	Unlawful sale of cemetery lot or grave space	same
7-20	Violation of curfew in emergency	General penalty; max \$50 fine or max 30 days imprisonment

7-39	Willful obstruction or hindering of emergency mgmt. personnel	same
8-1	Interference with firefighters and equipment	same
8-2	Person unlawfully riding in or on fire engine	same
8-3	Interfering with fire alarm system	same
8-4	Causing false fire alarm	same
8-5	Driving over fire hose	same
8-6	Unlawful destruction of property at scene of fire	same
8 ½ -7	Lack of building compliance with flood damage prevention chapter	Mas \$50 fine, max 30 days imprisonment, or both
8 ½ - 31	General standards in all special flood hazard areas	same
8 ½ - 32	Specific standards in special flood hazard areas	same
8 ½ - 33	Standards for floodplains without established base flood elevations	same
8 ½ - 34	Standards for riverine floodplains	same
8 ½ - 36	Additional standards re floodways and non-encroachment areas	same
9-1	Littering, unlawful burning of refuse, waste, etc	Class 3 misdemeanor; max \$200 fine, max 20 days in jail
9-10	Violation of Hoke County solid waste mgmt. ordinance	same
9-21	Unlawful use of city disposal site by non-resident	General penalty; max \$50 fine or max 30 days imprisonment
9-23	Placement of garbage at property not designated for that purpose	General penalty; max \$50 fine or max 30 days imprisonment

9-24	Unlawful dumping of certain items without permission at city site	same
9-25	Loitering or salvaging at city site without permission	same
9-26	Littering property surrounding city disposal property	same
10-1	Obstructing health officer	same
10-4	Unlawful operation of slaughterhouse or abattoir	same
10-5	Offensive odors from slaughterhouses and abattoirs	same
11-33(b)	Receipt of rental income after failure to correct housing defects	Misdemeanor, max \$50 fine
11-34	Owner failure to comply with removal or demolition order	Misdemeanor; max \$50 fine, or max 30 days imprisonment
11-50	Minimum space and use standards for dwellings	same
11-51	Minimum light and ventilation standards	same
11-52	Minimum exit standards	same
11-53	Minimum structural standards	same
11-54	Minimum property maintenance standards	same
11-55	Minimum electrical standards	same
11-56	Minimum heating standards	same
11-57	Responsibilities of owners and occupants	same
11-58	Minimum plumbing standards	General penalty; max \$50 fine or max 30 days imprisonment

12-48	Peddler, solicitors, transient vendors must register with city	same
12-50	Registered vendors, etc., must display city-issued badge	same
12-62	Unlawful sales-related noises on public ways	Same
12-63	Unlawful distribution of medical samples at dwelling houses	same
12-64	Defacing streets and sidewalks with advertising	same
12-65	Unlawfully posting advertising on property of another	same
12-76	License required for insulation contractors	same
13-3	Stop sign violation	same
13-4	Speed limits	same
13-5	U-turns	same
13-6	Unlawful left turns	same
13-7	Unlawful right turns	same
13-56	Unlawful operation of vehicles in city parks	Misdemeanor; general penalty applies
13-84	Failure to remove junked motor vehicle after order to do so	General penalty; max \$50 fine or max 30 days imprisonment
13-94	Unlawful removal of impounded vehicle	same
14-1	Possession of incendiary devices and materials	same
14-2	Failure to remove locks, etc. from certain refrigerators, etc.	General penalty; max \$50 fine or max 30 days imprisonment

14-3	Disorderly conduct	same
14-5	Indecent exposure	same
14-6	Disturbing public meetings	same
14-7	Disturbing school decorum	same
14-8	Obscenity	same
14-9	Prostitution	same
14-12	Throwing or firing rocks, stone, missiles, etc.	same
14-13	Discharging guns	Misdemeanor, G.S. 14-4; general penalty applies
14-17	Failure to pay fare or admission fee	General penalty; max \$50 fine or max 30 days imprisonment
14-18	Unauthorized use of police/fire dept signaling devices	same
14-19	Gambling	same
14-20	Damaging or defacing signs, posts, poles, fences, etc.	same
14-21	Damaging or interfering with city facilities	same
14-22	Violation of noise prohibition	Misdemeanor, G.S. 14-4; general penalty applies
14 ½-4	Violation of tennis court regulations	Misdemeanor; max \$50 fine, max 30 days imprisonment, or both
14 ½-5	Permit required for organized activities at city park, etc.	same
14 ½-6	Occupying city park for commercial activities and financial gain	Misdemeanor; max \$50 fine, max 30 days imprisonment, or both

14 ½-7	Unlawful motor vehicle operation in city park	same
14 ½-8	Unlawful construction of building, fence, etc. at city park, etc.	same
14 ½-9	Alcohol prohibited at city park	same
14 ½-10	Prohibited glass containers at city park	same
14-11	Unlawful picking or harvesting plants at city park	same
14-12	Improper control of pets at city park	same
15-1	Impersonation of police officer	same
15-2	Interference with police officer	same
15-18	Unlawful refusal to assist police officer upon being summoned	same
16-1	Obstructing public ways	General penalty; max \$50 fine or max 30 days imprisonment
16-2	Damaging public ways	same
16-3	Damaging street markers	same
16-4	Trains obstructing crossings	same
16-5	Unlawful bicycle riding on sidewalks	same
16-6	Roller skating on public ways	same
16-7	Skating or skateboarding in central business district	same
16-20	Blocking streets and sidewalks by non-permitted parade, etc.	General penalty; max \$50 fine or max 30 days imprisonment

16-31	Creating a public disturbance	same
16-32	Unlawful interference with parades, picket lines, etc.	same
16-46	Permit required for excavation of city street or sidewalk	same
16-48	Excavation areas must be protected	same
16-49	Excavation areas must be restored upon completion of work	same
17-5	Failure to list property for taxation within time required	same
18-1	Damaging, defacing utility poles	same
18-102	Unlawful taking or carrying away of city water	same
18-103	Unlawful provision or use of private water supplies	same
18-105	Unauthorized tampering with water line cut-offs, etc.	same
18-126	Failure to connect improved property with city water system	same
18-127	Permit required for connection to city water system	same
19-1	Defacing ornamental vegetation on public ways	same
19-2	Failure to remove sight obstructions at intersections	same
19-4	Failure to maintain grass parkings in sanitary condition	same
20-22	Unlawful acceptance of additional passengers in cab	same
20-23	Maximum seating/number of passengers in cab	General penalty; max \$50 fine or max 30 days imprisonment

20-24	Improper discharge of passengers by cab driver	same
20-25	Unlawful cab driver/owner acting on behalf of prostitutes, etc.	same
20-26	Unlawful transportation of alcohol by taxicab driver	same
20-27	Unlawful drinking of alcohol in taxicab	same
20-28	Unlawful sale of intoxicating liquids by cab drivers or owners	same
20-29	Rates must be displayed in cab	same
20-30	Engaging taxi service with intent to defraud	same
20-36	Certificate of convenience required for lawful taxi operation	same
20-39	Liability insurance must be maintained by taxi operations	same
20-52	City taxi driver permit required	same
20-55	Taxicab drivers must display driver's permit	same
21-1	Unlawful nuisance conditions on private property	G.S. 14-4; general penalty applies
22-8(e)(1)	Allowing occupancy of building for which city notice has been posted that building is unfit of any use	Class 3 misdemeanor; max \$200 fine or max 20 days imprisonment

NOTE re GENERAL PENALTY in CODE

Code § 1-8 provides a general penalty, applicable to code violations by default “when no specific penalty is provided,” of a fine of not more than \$50.00, or by imprisonment for not more than 30 days. Offenses are misdemeanors unless otherwise noted.

Note that provisions in Chapter 12, Article II, concerning privilege license taxes, are not included in light of the legislature’s repeal of privilege licensing statutes.

ADDENDUM 1

ZONING ORDINANCE

Section 17.2 of the zoning ordinance provides that violation of the ordinance, upon conviction, is a misdemeanor and “shall be fined not more than five hundred dollars (\$500.00), or imprisoned for not more than thirty (30) days.”

Violation of the following zoning ordinance sections would trigger the above criminal penalty.

- 4.1. Zoning affects all land and every building and use.
 - 4.2. Required yards not to be used by building.
 - 4.3. Relationship of building to lot.
 - 4.4. Street access.
 - 4.5. Reduction of lot and yard areas prohibited.
 - 4.6. Business uses of manufactured homes, trailers, and manufactured offices.
 - 4.7. Buffers.
 - 4.8. Swimming pools, hot tubs and non-portable spas.
 - 4.9. Environmental performance standards.
 - 4.10. Satellite dish antennas (or earth stations).
 - 4.11. Temporary use of manufactured homes and offices in emergencies.
 - 4.12. Manufactured home requirements.
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- 6.1. General requirements of district regulations.
 - 6.2. RA-20 Residential/Agricultural District.
 - 6.3. R-12 Residential District.
 - 6.4. R-8 Residential District.
 - 6.5. R-8N Residential District.
 - 6.6. R-6 Residential District.
 - 6.7. RMF-12 Multi-Family Residential District.
 - 6.8. RMH Manufactured Home Park District.
 - 6.9. CB Central Business District.
 - 6.10. HC Highway Commercial District.
 - 6.11. NB Neighborhood Business District.

6.12. IL Light Industrial District.

6.13. IH Heavy Industrial District.

7.2. Continuation, maintenance, and repair of nonconformity allowed without permit.

7.3. Bringing a nonconformity into compliance.

7.4. Conditional use permit required for any proposed alteration, expansion, change, rebuilding, or resumption of a nonconformity.

9.1. Front yard modification in residential districts.

9.2. Other yard modifications.

9.3. Height limit exceptions.

9.4. Retaining walls.

9.5. Fences and walls.

9.6. Side yard provided but not required.

9.7. Lot size without all public utilities.

9.8. Zero lot lines.

10.2. Combination of required parking space.

10.3. Remote parking space.

10.4. Requirements for parking lots.

10.5. Manufactured home and trailer parking and storing.

10.6. Vehicle storage.

10.7. Minimum parking requirements.

10.8. Design standards for off-street parking.

10.9. Off-street loading purpose and general requirements.

10.10. Design standards for off-street loading space.

10.11. Minimum off-street loading requirements.

11.2. General requirements.

11.4. Required signs.

11.5. Signs permitted in residential districts.

11.6. Signs permitted in the Central Business District.

11.7. Signs permitted in the Highway Commercial District.

- 11.8. Signs permitted in the Neighborhood Business District.
- 11.9. Signs permitted for industrial districts.
- 11.10. Industrial park signs.
- 11.11. Shopping center signs.
- 11.12. Temporary signs
- 11.13. Signs permitted in conjunction with nonconforming uses.
- 11.14. Nonconforming signs.
- 11.15. Prohibited signs.
- 11.16. Institutional signs.
- 11.17. Illumination.
- 11.18. Maintenance and removal of unsafe signs.

- 12.4. Conformity to plan and time limitation.
- 12.5. Residential planned unit developments.
- 12.6. Common open space.
- 12.7. Commercial and industrial planned unit developments.

- 13.2. Building permits.
- 13.3. Certificate of occupancy.

ADDENDUM 2

SUBDIVISION ORDINANCE

Section 2.4.B of the subdivision ordinance provides that violation of the ordinance “shall subject the offender to criminal prosecution and, upon conviction, to fine and/or imprisonment set to the maximum allowed in G.S. 14.4.”

Violation of the following zoning ordinance sections would trigger the above criminal penalty.

<u>Sec.</u>	<u>Section subject matter</u>
3.1.	Plat shall be required on any subdivision of land.
3.2.	Approval prerequisite to plat recordation.
3.5.	Sketch plan for major subdivisions.
3.6.	Required submittal of preliminary plat
3.7	Required submittal of final plat
4.1.	General requirements for subdivisions.
4.2.	Suitability of land.
4.3.	Prohibited duplication of subdivision names and streets
4.4.	Subdivision design.
4.5.	Streets.
4.6.	Buffer strips.
4.7.	Utilities.
4.8.	Storm water drainage.
4.9.	Other requirements for subdivisions.