Citation	Municode Link	Title	Description of conduct criminalized	Text
Section 3.5-33(a)	nc/cleveland county/codes/c ode_of_ordinances?nodeld=C OOR CH3.5BUBURE ARTIIIMI HOCO_S3.5-	Minimum standards of fitness for dwellings and dwelling units	Failing to keep a dwelling in compliance with the minimum standards of fitness for human habitation and all of the requirements of Article II of the Cleveland County Code of Ordinances.	Every dwelling and dwelling unit used as human habitation or held out for use as human habitation, shall comply with all of the minimum standards of fitness for human habitation and all of the requirements of this article.
Section 3.5-33(b)	nc/cleveland county/codes/c ode of ordinances?nodeld=C OOR CH3.5BUBURE ARTIIIMI HOCO S3.5-	Minimum standards of fitness for dwellings and dwelling units	Occupying or letting another occupy or use for human habitation any dwelling or dwelling unit which does not comply with the minimum standards laid out in the Cleveland County Code of Ordinances.	No person shall occupy as owner-occupant, or let to another for occupancy or use as human habitation, any dwelling or dwelling unit which does not comply with all of the minimum standards of fitness for human habitation and all of the requirements of this article.
Section 3.5-34	nc/cleveland county/codes/c ode_of_ordinances?nodeId=C OOR_CH3.5BUBURE_ARTIIIMI	Minimum standards for structural condition	Failing to maintain the minimum standards for structural condition of a dwellling or dwelling unit.	The following standards shall constitute the minimum standards for structural conditions of a dwelling or dwelling unit: (1) Structural integrity. Walls, partitions, supporting members, sills, joists, rafters or other structural members shall not list, lean or buckle, shall not be rotted, deteriorated or damaged, and shall not have holes or cracks which might admit rodents. (2) Supports. Floors, walls, ceilings or roofs shall have adequate supporting members and strength to be reasonably safe for the purpose used. (3) Foundations. Foundations, foundation walls, piers or other foundation supports shall not be deteriorated or damaged. (4) Steps. Steps, stairs, landings, porches or other parts or appurtenances shall be maintained in such condition that they will not fail or collapse. (5) Egress. Adequate facilities for egress in case of fire or panic shall be provided. (6) Interior. Walls and ceilings of all rooms, closets and hallways shall be finished of suitable materials, which will, by use of reasonable household methods promote sanitation and cleanliness, and shall be maintained in such a manner so as to enable the occupants to maintain reasonable privacy between various spaces. (7) Watertight. The roof, flashings, exterior walls, basement walls, floors, and all doors and windows exposed to the weather shall be constructed and maintained so as to be weather and watertight. (8) Chimneys. There shall be no chimneys or parts thereof, which are defective, deteriorated or danger of failing, or in such condition or location as to constitute a fire hazard. (9) Floors. There shall be no use of the ground for floors, or wood floors on the ground.
Section 3.5-35(a)	nc/cleveland_county/codes/c ode of ordinances?nodeId=C OOR CH3.5BUBURE ARTIIIMI	Standards for basic plumping, heating and electrical equipment and facilities	Failing to maintain the minimum plumping standards as defined therein.	Plumbing standards. (1) Supply. Each dwelling unit shall be connected to a potable water supply and to a public sewer system or other approved sewage disposal system. (2) Facilities. Each dwelling unit shall contain not less than a kitchen sink, lavatory, tub or shower, water closet, and an adequate supply of both cold water and hot water. All water shall be supplied through an approved pipe distribution system connected to a potable water supply. For the purposes of this standard, a dwelling is not connected to a potable water supply if the water supply has been cut off because of nonpayment of the water bill or otherwise or if the system for any reason is not receiving a flow of potable water to the tap. (3) Maintenance. All plumbing fixtures shall be maintained in a state of good repair and in good working order. (4) Accessible. All required plumbing fixtures shall be located within the dwelling and be accessible to the occupants of the same. The water closet and tub or shower shall be located in a room or rooms affording privacy to the user.
Section 3.5-35(b)	nc/cleveland_county/codes/c ode of ordinances?nodeld=C OOR CH3.5BUBURE ARTIIIMI HOCO S3.5-	Standards for basic plumping, heating and electrical equipment and facilities	Failing to maintain the minimum heating standards for a dwelling.	Heating standards generally. Every dwelling shall have facilities for providing heat as stated below. Such facilities shall be maintained in a state of good repair and good working order. (1) Central and electric heating systems. Every central or electric heating system shall be of sufficient capacity to heat all habitable rooms, bathrooms and water closet compartments in every dwelling unit to which it is connected with a minimum temperature of sixty-eight (68) degrees Fahrenheit measured at a point three (3) feet above the floor during ordinary winter conditions. (2) Other Heating facilities. Where a central or electric heating system is not provided, each dwelling shall be provided with sufficient electrical receptacles, fireplaces, chimneys, flues or gas vents whereby heating appliances may be connected.

Section 3.5-35(c)	https://library.municode.com/ nc/cleveland_county/codes/c ode of ordinances?nodeId=C OOR CH3.5BUBURE ARTIIIMI HOCO 53.5- 35STBAPLHEELEQFA	Standards for basic plumping, heating and electrical equipment and facilities	Failing to maintain the minimum electrical standards for a dwelling.	Electrical standards. (1) Wiring, lights, outlets. Every dwelling shall be wired for electric lights and convenience receptacles. Every habitable room or space shall contain at least two (2) floor or wall type electrical receptacle outlets, installed in such a manner as determined by the state electrical code. In kitchens, at least three (3) such electrical convenience receptacles shall be provided. At least one (1) electrical convenience receptacle shall be provided in each bathroom. There shall be installed in every habitable room, bathroom, water closet room, laundry room, and furnace room at least one (1) supplied ceiling or wall type electric light fixture which shall be controlled by a wall switch, except for the laundry room and furnace room which may use a pull-chain type light fixture. In the event wall or ceiling light fixtures are not provided in any habitable room, then each such habitable room shall contain at least three (3) floor or wall type electric convenience receptacles. (2) Hall lights. Every public hall and stairway in every multiple dwelling shall be adequately lighted by electric lights at all times when natural daylight is not sufficient. (3) Maintenance. All fixtures, receptacles, equipment and wiring shall be maintained in a state of good repair, safe, capable of being used, and installed in accordance with the state electrical code.
Section 3.5-36	https://library.municode.com/ nc/cleveland county/codes/c ode of ordinances?nodeld=C QOR_CH3.5BUBURE_ARTIIIMI HOCO \$3.5-36VEST	Ventilations standards	Failing to maintain the minimum ventilation standards for a dwelling.	(a) General. Every habitable room shall have at least one (1) window or skylight facing directly to the outside. The minimum total window area, measured between stops, for every habitable room shall be eight (8) percent of the floor area of such room. Whenever walls or other portions of structures face a window or any room and such light-obstructing structures are located less than five (5) feet from the window and extend to a level above that of the ceiling of the room, such a window shall not be deemed to face directly to the outdoors and shall not be included as contributing to the required minimum total window area. Whenever the only window in a room is a skylight-type window in the top of such room, the total window area of such skylight shall equal at least fifteen (15) percent of the total floor area of such room. (b) Habitable rooms. Every habitable room shall have at least one (1) window or skylight which can easily be opened, or such other device as will adequately ventilate the room. The total openable window area in every habitable room shall be equal to at least forty-five (45) percent of the minimum window area size or minimum skylight-type window size as required, shall have other approved, equivalent ventilation. (c) Bathroom and water closet rooms. Every bathroom and water closet compartment shall comply with the light and ventilation requirements for habitable rooms except that no window or skylight shall be required in adequately ventilated bathrooms and water closet rooms equipped with an approved ventilation system.
Section 3.5-37	https://library.municode.com/ nc/cleveland_county/codes/c ode of ordinances?nodeId=C OOR CH3.5BUBURE ARTIIIMI HOCO S3.5-37SPUSLOST	Space, use, and location standards	Failing to maintain the minimum space, use and location standards for a dwelling.	(a) Room sizes. Every dwelling unit shall contain at least the minimum room size in each habitable room as required by the state residential building code. (1) Every dwelling unit shall contain at least one hundred fifty (150) square feet of habitable floor area for the first occupant, at least one hundred (100) square feet of additional habitable area for each of the next three (3) occupants, and at least seventy-five (75) square feet of additional habitable floor area for each additional occupant. (2) In every dwelling unit and in every rooming unit, every room occupied for sleeping purposes by one occupant shall contain at least seventy (70) square feet of floor area, and every room occupied for sleeping purposes by more than one (1) occupant shall contain at least fifty (50) square feet of floor area for each occupant twelve (12) years of age and over and at least thirty-five (35) square feet of floor area for each occupant under twelve (12) years of age. (b) Ceiling height. At least one-half (½) of the floor area of every habitable room shall have a ceiling height of not less than seven (7) feet and six (6) inches. (c) Floor area calculation. Floor area shall be calculated on the basis of habitable room area. However, closet area and wall area within the dwelling unit may count for not more than ten (10) percent of the required habitable floor area. The floor area of any part of any room where the height is less than four (4) feet six (6) inches shall not be considered as part of the floor area for the purpose of determining maximum permissible occupancy. (d) Cellar. No cellar shall be used for living purposes. (e) Basements. No basement shall be used for living purposes unless: (1) The floor and walls are substantially watertight; (2) The total window area, total openable window area and ceiling height is equal to those required for habitable rooms; (3) The required minimum window area of every habitable room is entirely above the grade adjoining such window area, except where the window or windows face a

Section 3.5-38	https://library.municode.com/ nc/cleveland county/codes/c ode of ordinances?nodeld=C OOR_CH3.5BUBURE_ARTIIIMI HOCO_S3.5-38SASAMAST	Safe and sanitary maintenace standards	Failing to maintain safe and sanitary maintenance standards for a dwelling.	shall be substantially weather tight and root. Every roundation wan, exterior wan and exterior root shall be substantially weather tight and rodent proof; shall be kept in sound condition and good repair: shall be capable of affording privacy; and shall be safe to use and capable of supporting the load which normal use would cause to be placed thereon. Every exterior wall shall be protected with paint or other protective covering to prevent the entrance or penetration of moisture or the weather. (b) Interior floors, walls and ceiling. Every floor, interior wall and ceiling shall be substantially rodent proof; shall be kept in sound condition and shall be safe to use and capable of supporting the load which normal use would cause to be placed thereon. (c) Windows and doors. Every window, exterior door, basement or cellar door and hatchway shall be substantially weather tight, watertight and rodent proof and shall be kept in sound working condition and good repair. (d) Stairs, porches and appurtenances. Every outside and inside stair, porch and appurtenance thereto shall be safe to use and capable of supporting the load that normal use would cause to be placed thereon and shall be kept in sound condition and good repair. All porches, decks, stairs and landings that are more than thirty (30) inches above adjacent ground or floor level shall have approved protective railings not less than thirty (30) inches and not more than thirty-four (34) inches in height for stairs and at least thirty-six (36) inches in height for porches, decks, and landings. (e) Bathroom
				floors. Every bathroom floor surface and water closet compartment floor surface shall be constructed and maintained so that it will be reasonably impervious to water and will permit such floor to be easily kept in a clean and sanitary condition. (f) Supplied facilities. Every supplied facility, piece of equipment or utility which is required under this article shall be so constructed or installed that it will function safely and effectively and shall be maintained in satisfactory working condition. (g) Drainage. Every yard shall be properly graded in order to obtain through drainage and to prevent the accumulation of stagnant water. (h) Noxious weeds. Every yard and all exterior property areas shall be kept free of species of weeds or plant
Section 3.5-39	https://library.municode.com/ nc/cleveland county/codes/c ode of ordinances?nodeld=C OOR_CH3.5BUBURE_ARTIIIMI HOCO_S3.5-39COINROIN	Control of insects, rodents and infestation	Failing to properly control for insects, rodents and infestation in a dwelling.	(a) Screens. In every dwelling unit, for protection against mosquitoes, flies and other insects. Every door opening directly from a dwelling unit to out-door space shall be equipped with screens and a self-closing devise. Every window or other devise with openings to outdoor space, used or intended to be used for ventilation, shall likewise be equipped with screens. (b) Rodent control. Every basement or cellar window used or intended to be used for ventilation, and every other opening to a basement which might provide an entry for rodents, shall be equipped with screens or such other device as will effectively prevent their entrance. (c) Infestation. Every occupant of a dwelling containing a single dwelling unit shall be responsible for the extermination of any insects, rodents or other pests therein or on the premises; and every occupant of a dwelling unit in a dwelling containing more than one (1) dwelling unit shall be responsible for such extermination whenever his dwelling unit is the only one infested. Whenever infestation exists in two (2) or more of the dwelling units in any dwelling or in the shared or public parts of any dwelling containing two (2) or more dwelling units, extermination shall be the responsibility of the owner. (d) Rubbish storage and disposal. Every dwelling and every dwelling unit shall be supplied with approved containers and covers for storage of rubbish as required by the County Code, and the occupant/owner, operator or agent in control of such dwelling or dwelling unit shall be responsible for the removal of rubbish. (e) Garbage storage and disposal. Every dwelling and every dwelling unit shall be supplied with an approved garbage disposal facility, which may be an adequate mechanical garbage can as required by the county.
Section 3.5-41(a)	ric/cicvciana country/coacs/c	Responsibilities of owners and occupants	As an owner of two or more units, failing to maintain in a clean and sanitary condition the shared or public areas of the dwelling and premises thereof.	Public areas. Every owner of a dwelling containing two (2) or more dwelling units shall be responsible for maintaining in a clean and sanitary condition the shared or public areas of the dwelling and premises thereof.
Section 3.5-41(b)	ode of ordinances?nodeld=C	Responsibilities of owners and occupants	An an occupant of a unit or dwelling, failing to keep in a clean and sanitary condition that part of the dwelling/premises which he occupies and controls.	Cleanliness. Every occupant of a dwelling or dwelling unit shall keep in a clean and sanitary condition that part of the dwelling, dwelling unit and premises thereof, which he occupies, and controls.

Section 3.5-41(c)	,	Responsibilities of owners and occupants	An an occupant or a unit or dwelling, failing to dispose of rubbish and garabage in a clean and sanitary manner by placing it in the supplied storage facilities. As an owner or occupant, failing to make available rubbish and garbage storage facilities.	Rubbish and garbage. Every occupant of a dwelling or dwelling unit shall dispose of all his rubbish and garbage in a clean and sanitary manner by placing it in the supplied storage facilities. In all cases, the owner or occupant shall be responsible for the availability of rubbish and garbage storage facilities.
Section 3.5-41(d)	https://library.municode.com/ nc/cleveland_county/codes/c ode_of_ordinances?nodeId=C OOR_CH3.5BUBURE_ARTIIIMI HOCO_53.5-41REOWOC	owners and	An an occupant of a dwelling unit, failing to keep all supplied plumping fixtures in a clean and sanitary condition and exercising reasonable care in their proper use and operation.	Supplied plumbing fixtures. Every occupant of a dwelling unit shall keep all supplied plumbing fixtures therein in a clean and sanitary condition and shall be responsible for the exercise of reasonable care in the proper use and operation of same.
Section 3.5-41(e)	https://library.municode.com/ nc/cleveland county/codes/c ode of ordinances?nodeId=C OOR_CH3.5BUBURE_ARTIIIMI HOCO_S3.5-41REOWOC	owners and	As an occupant of a dwelling or dwelling unit, willfully destroying, defacing, or impairing any of the facilities or equipment or any part of the structure thereof.	Care of facilities, equipment and structure. No occupant shall willfully destroy, deface, or impair any of the facilities or equipment, or any part of the structure of a dwelling or dwelling unit.
Section 3.5-41(f)	https://library.municode.com/ nc/cleveland county/codes/c ode_of_ordinances?nodeld=C OOR_CH3.5BUBURE_ARTIIIMI HOCO_S3.5-41REOWOC	owners and	As an owner or designated agent, failing to maintain all buildings and structures according to the requirements of the Cleveland County Minimum Housing Code.	Maintenance. All buildings and structures including accessory buildings and structures, i.e. carports, garages, storage buildings, etc. and all parts thereof shall be maintained in a safe and sanitary condition and in accordance with the requirements of this code. All devices, facilities and safeguards required by this article shall be maintained in good working order. The owner or his designated agent shall be responsible for the maintenance of all buildings and structures to which this article applies.
Section 3.5-41(g)	OOD CUS EDUBLIDE ADTIUMAL	owners and occupants	As an owner or occupant of a residential building, structure, or property, to utilize the premises for the storage of abandoned vehicles, iceboxes, refrigerators, stoves, glass, building materials, rubbish, or similar items.	Care of premises. It shall be unlawful for the owner or occupant of a residential building, structure, or property, to utilize the premises of such residential property for the open storage of any abandoned motor vehicle, icebox, refrigerator, stove, glass, building materials, rubbish, or similar items. It shall be the duty and responsibility of every such owner or occupant to keep the premises of such residential property clean and to remove from the premises all such abandoned items as listed above, upon notice from the officer.
Section 3.5-41(i)	nc/cicvciana_county/coacs/c	owners and occupants	As an owner or person in control of a building or dwelling which is unoccupied and abandoned, burned, or otherwise dangerous, failing to keep such structure firmly secured against unauthorized entry.	Owners duty to secure buildings and dwellings. The owners, parties in interest or other parties in control or possession of any building or dwelling which is unoccupied and abandoned, burned, or otherwise dangerous shall at all times cause such structures to be firmly secured against unauthorized entry.
Section 3.5-43(a)	nej cievelana country couesj e	or owners and	As an owner or occupant of a building or dwelling, failing to give an inspecting officer free access to conduct inspections at reasonable times in order to conduct an inspection or examination.	For the purpose of carrying out the intent of this article, the officer is hereby authorized to enter, examine and survey at all reasonable times all dwellings, dwelling units, rooming units and premises, including abandoned structures. The owner or occupant of every dwelling, dwelling unit or rooming unit, or the person in charge thereof, shall give the officer free access to such dwelling, dwelling unit or rooming unit, and its premises, at all reasonable times for the purposes of such inspection, examination and survey.
Section 3.5-43(b)	https://library.municode.com/ nc/cleveland county/codes/c ode of ordinances?nodeld=C OOR CH3.5BUBURE ARTIIIMI HOCO_S3.5-43INUTOWOC	occupants	As an occupant of a dwelling, failing to give the owner, or his agent or employee, access at reasonable times to conduct repairs as necessary to effect compliance with the Cleveland County Minimum Housing Code.	Every occupant of a dwelling or dwelling unit shall give the owner thereof, or his agent or employee, access to any part of such dwelling or dwelling unit, and its premises, at all reasonable times for the purpose of making such repairs or alterations as are necessary to effect compliance with the provisions of this article or with any lawful order assigned pursuant to the provisions of this article.
Section 3.5-53(a)	https://library.municode.com/ nc/cleveland county/codes/c ode of ordinances?nodeld=C OOR_CH3.5BUBURE_ARTIIIMI HOCO_S3.5-53VIPE	Violations, penalty	As an owner of a dwelling, failing to obey the order of an officer made under the Cleveland County Minimum Housing Code.	It shall be unlawful for the owner of any dwelling or dwelling unit to fail, neglect or refuse to repair, alter or improve the same, or to vacate and close or vacate and remove or demolish the same, upon order of the officer duly made and served as herein provided, within the time specified in such order. Each day that any such failure, neglect, or refusal to comply with such order continues shall constitute a separate and distinct offense.
Section 3.5-53(b)	https://library.municode.com/ nc/cleveland_county/codes/c ode_of_ordinances?nodeld=C OOR_CH3.5BUBURE_ARTIIIMI HOCO_S3.5-53VIPE	Violations, penalty	As an owner of of a dwelling, continuing to occupy or permit the occupancy of the unit after being ordered to do otherwise under the Cleveland County Minimum Housing Code.	It shall be unlawful for the owner of any dwelling or dwelling unit, with respect to which an order has been issued pursuant to section 3.5-44 of this article, to occupy or permit the occupancy of the same after the time prescribed in such order for its repair, alteration, or improvement or its vacating and closing. Each day that such occupancy continues after such prescribed time shall constitute a separate and distinct offense.

Section 3.5-55	ode of ordinances?nodeId=C	Restrictions on employees	As an officer or employee of the building inspection department, having an improper financial interest in activities ordered by the department.	An officer or employee connected with the building inspection department, except one whose only connection is as a member of the board of adjustment established by this article, shall not be financially interested in the furnishing of labor, materials, or appliances for the construction, alteration, or maintenance of a building or in the making of plans specifications therefore, unless he is the owner of such building. Such officer or employee shall not engage in any work, which is inconsistent with his duties or with the interest of the department.
Section 4-29	https://library.municode.com/ nc/cleveland county/codes/c ode of ordinances?nodeld=C OOR CH4EMMAEMSE ARTIIE MMA DIVIGE S4- 29VIINENAR	Violations; interfering with enforcement of article	Obstructing or hindering emergency management staff in their duties under the Code of Ordinances.	It shall be unlawful for any person to violate any of the provisions of this article or of the regulations or plans issued pursuant to the authority contained in this article, or to willfully obstruct, hinder or delay any member of the emergency management organization in the enforcement of the provisions of this article or any regulations or plan issued under this article.
Section 4-77	ode of ordinances?nodeId=C	Franchise Required	Providing ambulance services or operating an ambulence without a license.	It shall be unlawful to provide ambulance services in the county or to operate an ambulance within the county without a franchise granted as provided in this article.
Section 5-1(a)	https://library.municode.com/ nc/cleveland_county/codes/c ode_of_ordinances?nodeld=C OOR_CH5LIBURE_ARTIINGE_S 5-1VIDRTHSCMOST	in theater screens	Operating a drive-in theater screen too close to the street	(a) It shall be unlawful for any person operating a drive-in motion picture theater to establish, operate or maintain a theater screen in the vicinity of any public street or highway in such manner that the surface of such theater screen upon which pictures are being projected is visible to any person operating a motor vehicle upon such street or highway. Each time pictures are projected on such theater screen shall be considered as a separate offense. (b) If any person shall violate this section, he shall be guilty of a misdemeanor and shall be subject to the penalties provided in section 1-8. (c) This section shall apply throughout the county, except that this section shall not be applicable within the corporate limits or jurisdiction of any municipality which has conducted the most recent election required by its charter or the general law, whichever is applicable, unless the governing body thereof shall, by resolution, agree to the application of this section within the municipality.
Section 5-3(j)(6)	https://library.municode.com/ nc/cleveland_county/codes/c ode_of_ordinances?nodeld=C OOR_CH5LIBURE_ARTIINGE_S 5- 3TAGRREDERESHRMLEREMOV_E	Penalties, interest, and remedies	Failing to properly withhold taxes related to short-term motor vehicle rentals	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.
Section 5-3(j)(7)	https://library.municode.com/ nc/cleveland county/codes/c ode of ordinances?nodeld=C OOR CH5LIBURE ARTIINGE S 5_ 3TAGRREDERESHRMLEREMOV E	Penalties, interest, and remedies	Failing to properly pay tax or keep tax records related to short-term motor vehicle rentals	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 1 misdemeanor.
Section 5-30	ode of ordinances?nodeId=C	Duty to file employee information with sheriff	Failing of a regulated facility (spa, health club, etc.) to file employee information with sheriff	It shall be the duty of all persons holding a license under this article to file with the sheriff of the county the names of all employees of the licensee and their home addresses, home telephone numbers and places of employment. Changes in the list of employees, with the names of new employees, must be filed with the sheriff within seven (7) days from the date of any such change.
Section 5-31	https://library.municode.com/ nc/cleveland county/codes/c ode of ordinances?nodeld=C OOR_CH5LIBURE_ARTIIMAMA PAHECL_DIV1GE_S5-31HOOP	Hours of operation	Engaging in business as a masseur or masseuse outside the hours of 8 a.m. to 10 p.m.	No masseur or masseuse or any person engaging in any of the businesses licensed under this article shall engage in such business, trade, profession, occupation or calling except within and between the hours of 8:00 a.m. and 10:00 p.m., nor shall any operator of a massage parlor or establishment or business to which this article applies operate the business except within and between the hours specified in this section.

Section 5-32	ode of ordinances?nodeId=C OOR_CH5LIBURE_ARTIIMAMA	Treatment of persons of opposite sex	As a masseuse or masseur, treating a person of the opposite sex under certain circumstances	It shall be unlawful for any person holding a license under this article to treat a person of the opposite sex, except upon the signed order of a licensed physician, osteopath, chiropractor, or registered physical therapist. The order shall be dated and shall specifically state the number of treatments, not to exceed ten (10). The date and hour of each treatment given and the name of the operator shall be entered on such order by the establishment where such treatments are given and shall be subject to inspection by the police at any reasonable time. The requirements of this section shall not apply to treatments given in the residence of a patient, in the office of a licensed physician or osteopath or registered physical therapist or chiropractor, or in a regularly established and licensed hospital or sanitarium.
Section 5-33	ode of ordinances?nodeld=C	Patronage of establishment by minors	for a doctor or failing to verify the age of persons patronizing	(a) Written order from physician required. It shall be unlawful for a licensee to permit any person under the age of eighteen (18) to patronize any massage parlor or similar establishment licensed under this article unless such person carries with him at the time of such patronage a written order directing the treatment to be given, signed by a regularly licensed physician. (b) Duty of operator. It shall be the duty of the operator of a massage parlor or similar establishment licensed under this article to determine and have verification of the age of persons patronizing such establishment. (c) Violation of this section shall be grounds for the revocation of the license of the establishment.
Section 5-82	https://library.municode.com/ nc/cleveland county/codes/c ode of ordinances?nodeld=C OOR CH5LIBURE ARTIIIPA S5- 82REEPRE	Record-keeping requirements	Failikng to properly keep records as a pawn-broker	transaction which shall correspond in all essential particulars to a detachable pawn ticket or copy thereof attached to the record. (b) The pawnbroker shall, at the time of making the pawn or purchase transaction, enter upon the pawn ticket a record of the following information which shall be typed or written in ink and in the English language: (1) A clear and accurate description of the property, including model and serial number if indicated on the property; (2) The name, residence address, phone number, and date of birth of pledgor; (3) Date of the pawn transaction; (4) Type of identification and the identification number accepted from pledgor; (5) Description of the pledgor including approximate height, weight, sex, and race; (6) Amount of money advanced; (7) The date due and the amount due; (8) All monthly pawn charges, including interest, annual percentage rate on interest, and total recovery fee; and (9) Agreed upon "stated value" between pledgor and pawnbroker in case of loss or destruction of pledged item. Unless otherwise noted, "stated value" is the same as the loan value. (c) The following shall be printed on all pawn tickets: (1) The statement that "ANY PERSONAL PROPERTY PLEDGED TO A PAWNBROKER WITHIN THIS STATE IS SUBJECT TO SALE OR DISPOSAL WHEN THERE HAS BEEN NO PAYMENT MADE ON THE ACCOUNT FOR A PERIOD OF 60 DAYS PAST MATURITY DATE OF THE ORIGINAL CONTRACT. NO FURTHER NOTICE IS NECESSARY."; (2) The statement that "THE PLEDGOR OF THIS ITEM ATTESTS THAT IT IS NOT STOLEN, HAS NO LIENS OR ENCLUMBRANCES, AND IS THE PLEDGOR'S TO SELL OR PAWN."; (3) The statement that "THE PLEDGOR OF THIS ITEM ATTESTS THAT IT IS NOT STOLEN, HAS NO LIENS OR ENCLUMBRANCES, AND IS THE PLEDGOR'S TO SELL OR PAWN."; (3) The statement that "THE PLEDGOR OF THIS ITEM ATTESTS SHAT IT IS IN TOLEN, HAS NO LIENS OR ENCLUMBRANCES, AND IS THE PLEDGOR'S TO SELL OR PAWN."; (3) The statement that "THE PLEDGOR OF THIS ITEM ATTESTS SHAT IT IS IN TOLEN THE PLEDGOR'S Signature and the pawnbroker's signature or initials. (d) The pledgor shal

				A pawnbroker shall not:
Section 5-85	https://library.municode.com/ nc/cleveland_county/codes/c ode of ordinances?nodeld=C OOR CH5LIBURE ARTIIIPA SS- 85PR	Prohibitions	Violating any of the enumerated prohibitions related to pawnbrokers	(1) Accept a pledge from a person under the age of eighteen (18) years; (2) Make any agreement requiring the personal liability of a pledgor in connection with a pawn transaction; (3) Accept any waiver, in writing or otherwise, of any right or protection accorded a pledgor under this article; (4) Fail to exercise reasonable care to protect pledged goods from loss or damage; (5) Fail to return pledged goods to a pledgor upon payment of the full amount due the pawnbroker on the pawn transaction. In the event such pledged goods are lost or damaged while in the possession of the pawnbroker, it shall be the responsibility of the pawnbroker to replace the lost or damaged goods with merchandise of like kind and equivalent value. In the event the pledgor and pawnbroker cannot agree as to replacement, the pawnbroker shall reimburse the pledgor in the amount of the value agreed upon pursuant to North Carolina General Statutes 91A-7(b); (6) Take any article in pawn, pledge, or as security from any person, which is known to such pawnbroker to be stolen, unless there is a written agreement with local or state police; (7) Sell, exchange, barter, or remove from the pawnshop any goods pledged, pawned, or purchased earlier than forty-eight (48) hours after the transaction, except in case of redemption by pledgor or items purchased for resale from wholesalers; (8) Operate more than one (1) pawnshop under one (1) license, and such shop must be at a permanent place of business; or (9)
Section 6-1(a)	ode of ordinances?nodeld=C	Consumption of intoxicating liquor in public place	Consuming alcohol in a public place.	It shall be unlawful for any person to drink or otherwise consume or attempt to drink or otherwise consume or to aid and abet others in drinking or otherwise consuming any malt beverage, wine, or other intoxicating liquor in any public place, including but not limited to any public road, street, highway, parking area, sidewalk, public building, public park, public school, athletic contest, or any other public place, premises or property which is open to the general public within the boundaries or confines of the county. This section shall not apply to the Convention Center located in the LeGrand Center on the campus of Cleveland Community College. This section shall also not apply to the property leased to Destination Cleveland County, Inc., and known as The Earl Scruggs Center: Music and Stories from the American South.
Section 6-2(a)	ode_of_ordinances?nodeId=C	Entering onto landscaped areas of county property	Entering landscaped areas owned by the County other than by the walkways and driveways provided.	It shall be unlawful for any person to enter upon any landscaped portion of real property owned by the county except by means of the walks and driveways provided, unless specifically authorized to do so for maintenance or other county purposes.
Section 6-5	https://library.municode.com/ nc/cleveland_county/codes/c ode_of_ordinances?nodeld=C OOR_CH6OFMIPR_S6-SFI	IFireworks	Using fireworks when notifed by the fire marshall not to do so.	State fireworks laws permit the use of fireworks that do not contain more than four (4) grams of explosive and do not leave the ground (safe and sane fireworks). During times when weather conditions are dangerous to the point use of any fireworks may cause a fire, this section will apply so that any use of fireworks is prohibited if the fire marshal has issued a burning ban. In the event any permit has been obtained for a professional fireworks display, these types of displays will also be discontinued until conditions are favorable for a display. The fire marshal's office will notify permit holders in the event this occurs and a stop work order is being issued in accordance with G.S. § 160A-421.
Section 7-28	https://library.municode.com/ nc/cleveland county/codes/c ode of ordinances?nodeld=C OOR_CH7PARE_ARTIIUSPURE AR_S7-28HOUS	Hours of Use	Entering a public recreation during closed hours unless launching a boat, camping, or fishing at certain spots.	All public recreation areas located within the unincorporated boundaries of the county shall be closed between the hours of 10:00 p.m. and 6:00 a.m. each day, including Sunday. It shall be unlawful for any person to enter or to remain in such recreation areas during such closed hours, with the following exceptions: (1) Use or entry for the exclusive purpose of launching or removing boats, and then only if such launching and retrieval of boats takes place within a reasonable time. (2) Use of those areas contained and encompassed in such recreation areas designated for camping or occupancy by recreational vehicles, and then only if such occupants are lawfully engaged and occupied in camping or parking of recreational vehicles or are the invited guests of any person so lawfully occupied. (3) Use of that area on the Broad River south of the Highway 150 bridge at the Broad River canoe access, which will be open for bank fishing during the hours posted on the premises.

				Generally. It shall be unlawful for any person to commit any of the following acts at any public recreation area:
				(1) Destroying, defacing, disturbing or removing any building, sign, structure or equipment placed on the premises by the operator of the area.
			Destroying signs, harming birds, building an open fire,	(2) Killing or harming any animal or bird.
Section 7-29(a)	ode of ordinances?nodeId=C	Unlawful acts	littering, speeding in a vehicle, parking a vehicle in a restricted area, behaving boisterously, using obscene	(3) Building any open fire in any place other than those places specifically designated for such purposes.
,	OOR CH7PARE ARTIIUSPURE AR S7-29UNAC	generally	language, and/or driving trail bikes or other off-road recreational vehicles.	(4) Disposing of garbage or other litter in places or receptacles other than those provided for such purposes.
				(5) Operating vehicles in excess of posted speed limits, or parking in restricted areas.
				(6) Behaving in a disorderly or boisterous manner, or using obscene or profane language.
				(7) Driving trail bikes or other off-road recreational vehicles.
Section 7-29(b)	OOD CHIDADE ADTIILISDIDE	possession of	Possessing firearms in a public recreation area unless doing so pursuant to a concealed carry permit	Possession of firearms. It shall be unlawful for any person, other than a person permitted to carry a concealed handgun under NCGS 14-415.11, to possess any firearm, air gun, explosives or fireworks at any public recreation area.
Section 7-29(c)	ode of ordinances?nodeId=C OOR CH7PARE ARTIIUSPURE AR S7-29UNAC	Unlawful acts possession, consumption of alcoholic beverages	Posessing or consuming alcohol in a public recreation area	Possession, consumption of alcoholic beverages. No person using or occupying the public recreation areas shall drink, consume or possess any unsealed or opened container of alcoholic liquor or alcoholic beverage, nor shall any such person consume alcoholic liquor or any mixture thereof within the boundaries of such recreation areas.
		Ţ.		(a) It shall be unlawful for any person to consume or display in public any beer, malt, wine, spirit, liquor or other beverage which sale is regulated or licensed by the state alcoholic beverage control board or any controlled substance or any other intoxicating substance while within the boundaries of the Greenway.
Section 7-30	ode of ordinances?nodeId=C	Alcoholic	Displaying or consuming alcohol and/or becoming intoxicated by any controlled substance while on the Broad	(b) It shall be unlawful for any person to be or become intoxicated by any controlled substance or any other substance while within the boundaries of the Greenway.
	OOR CH7PARE ARTHIRUREBR RIGRAR S7-30ALBE	beverages	River Greenway	(c) Any violation by any person of the foregoing sections shall be punishable as a Class 3 misdemeanor.
				(d) All definitions contained in G.S. Ch 18B apply to this section.
Section 7-31	https://library.municode.com/ nc/cleveland_county/codes/c ode of ordinances?nodeld=C OOR CH7PARE ARTIIIRUREBR RIGRAR S7-31FIWE		Posessing or carrying any lethal weapon, or using any fireworks or explosives, while on the Broad River Greenway	(a) It shall be unlawful for any person, other than authorized Greenway employees and/or law enforcement officers while engaged in the duties of their office and/ or a person permitted to carry a concealed handgun under NCGS 14-415.11, to carry or possess any firearm, air gun, bow and arrow, or other lethal weapon while within the boundaries of the Greenway. A violation of this section shall be punishable as a class 3 misdemeanor. (b) It shall be unlawful for any person, except as may be authorized by a permit duly issued, to possess or use any fireworks or explosives within the boundaries of the Greenway. A violation of this provision shall be punishable as a class 3 misdemeanor.
Section 7-32	https://library.municode.com/ nc/cleveland county/codes/c ode of ordinances?nodeld=C OOR_CH7PARE_ARTIIIRUREBR RIGRAR_S7-32ARRVE		Operating an all-terrain vehicle on the Broad River Greenway.	(a) It shall be unlawful for any person to operate an all-terrain vehicle within the boundaries of the Greenway. (b) The term "all-terrain vehicles" shall include, but not be limited to, any two-, three- or four-wheeled vehicle such as motorcycles, motorbikes or other vehicles which are designed for off-road operation. This provision shall not extend to such vehicles which are licensed for highway use and which are used only in designated areas of the Greenway. (c) Any violation of this section shall be punishable as a Class 3 misdemeanor.
-		•		

Section 7-33	https://library.municode.com/ nc/cleveland county/codes/c ode of ordinances?nodeld=C OOR_CH7PARE_ARTIIBUREBR RIGRAR_S7-33DOOTPE	pets	Taking a vicious animal on the greenway after being asked by a Greenway official to remove the animal, or taking a pet on the greenway without a leash, or tying out or otherwising leaving or confining unsupervised a pet on the Broad River Greenway.	 (a) It shall be unlawful for any person to keep or retain in the Greenway a noisy, vicious or dangerous dog or other animal after being asked by a Greenway official to remove such animal. (b) Dogs and other pets are allowed in the Greenway if they are kept on a leash or otherwise confined at all times so that they do not annoy others and are not noisy, vicious or dangerous animals and the owner or caretaker of said animal has not been asked by a Greenway official to remove such animal. (c) It shall be unlawful if dogs and other pets are not kept on a leash or otherwise confined at all times. (d) It shall be unlawful to tie out or otherwise leave or confine unsupervised dogs and/or other pets.
Section 7-34	https://library.municode.com/ nc/cleveland county/codes/c ode of ordinances?nodeld=C OOR CH7PARE ARTIIIRUREBR RIGRAR_S7-33DOOTPE	and biking trails	Hiking, horseback riding, or bike riding in areas of the Broad River Greenway not specifically designated as a trail for such activity.	(a) It shall be unlawful for any person to hike, horseback ride or bike ride in areas not specifically designated as a trail for such activity
Section 7-35	https://library.municode.com/ nc/cleveland_county/codes/c ode_of_ordinances?nodeld=C OOR_CH7PARE_ARTIIIRUREBR RIGRAR_S7-35ROVE	Rocks and vegetation	Destroying or removing plants, animals, minerals, or artifacts from the Broad River Greenway without a collector's permit, and rock or cliff climbing or rapelling on the Broad River Greenway.	(a) It shall be unlawful for any person to remove, destroy or injure any tree, flower, shrub, fern, artifact, rock or mineral within the Greenway. (b) It shall be unlawful for any person to collect plants, animals, minerals or artifacts from any area within the Greenway without first having obtained a collector's permit, which shall be issued for educational or scientific purposes. Anyone wishing to obtain a collector's permit shall submit a written request and shall be subject to the conditions stated on the permit. (c) It shall be unlawful for any person to engage in rock or cliff climbing or rappelling in any area within the Greenway.
Section 7-36	https://library.municode.com/ nc/cleveland_county/codes/c ode_of_ordinances?nodeld=C OOR_CH7PARE_ARTHIRUREBR RIGRAR_S7-36REVECA	Recreational vehicles and	Camping on the greenway and engaging in certain camping-related activities unless doing so in areas specified and designated for camping; using a mothome or camping trailer anywhere on the Broad River Greenway.	tan it shall be unlawful for any person to camp or reside in any motor nome, camping trailer of other recreational vehicle within the Greenway. (b) It shall be unlawful for any person to camp in the Greenway in any area other than areas specified and designated for camping. (c) It shall be unlawful for any person to build or tend any fire, except in designated campfire areas. Greenway officials and employees may prohibit fires in designated areas when a fire hazard makes such action necessary. It shall be unlawful for any person to build or tend a fire who has not reached the age of sixteen (16) years or older and that at all times a competent person of sixteen (16) years or older must continuously tend any fire from the time it is kindled until it is extinguished. (d) It shall be unlawful for any person to break or cut any live wood for the purpose of fueling a fire. (e) It shall be unlawful for any person to operate or use any audio device or any other noise-producing device in such a manner and at such times as to disturb other persons within the Greenway. No person shall operate or use any public address system, whether fixed, portable or vehicle mounted, except when such use or operation has been approved by Greenway officials. (f) It shall be unlawful for any person to grill anywhere on the Greenway property except in designated areas and in permanently placed grill equipment. It shall be unlawful to use portable and/or personal grills anywhere on Greenway property, except in designated areas as

Section 7-37	https://library.municode.com/ nc/cleveland_county/codes/c ode of ordinances?nodeId=C OOR CH7PARE_ARTIIIRUREBR RIGRAR_S7-37BO		Canoing, kayaking, or boating on the Broad River within the Broad River Greenway without wearing a life preserver	(a) It shall be unlawful for any person to occupy a canoe, kayak or any other boat in any portion of the Broad River within the Greenway without complying with all state and federal regulations regarding the wearing and usage of life vests and preservers. (b) Boating upon any portion of the Broad River within the Greenway shall be subject to such regulation as may reasonably be imposed by officials of the Greenway for the safety of boaters and others.
Section 7-38	nc/cievelana county/codes/c	Glass bottles, containers and litter	Bringing any glass bottles onto the Broad River Greenway; littering on the Broad River Greenway	(a) It shall be unlawful for any person to possess or bring onto the Broad River Greenway any glass bottles or glass containers at any time. (b) It shall be unlawful for any person to dispose of garbage or any other litter in places or receptacles other than those provided for such purpose. (c) It shall be unlawful for any person to dispose of any litter, garbage, refuse or waste by dumping or otherwise placing it into the river or other waters within the Greenway at any time. It shall be unlawful for any person to discharge waste water or other noxious substances into the river or other waters within the Greenway at any time.
Section 9-38	https://library.municode.com/ nc/cleveland_county/codes/c ode of ordinances?nodeld=C OOR CH9ST ARTIISTNABUNU S9-38UNDESTNA	Unauthorized designation of street name	Naming or designating a public road or private subdivision street or private mobile home park road without the written consent of the County	It shall be unlawful for any person, without the written consent of the county, to name or designate the name of any public road, neighborhood public road, private subdivision street or private mobile home park road in the unincorporated areas.
Section 9-39	nc/cleveland county/codes/c ode of ordinances?nodeld=C OOR CH9ST ARTIISTNABUNU	Naming private street with name similar to existing street name	Naming a private street or road with a name similar to the name of an existing street	It shall be unlawful for any person, without the written consent of the county, to name a private street or road with a name which duplicates or is substantially similar to the name of an existing street or road within the unincorporated areas of the county.
Section 9-41	ode of ordinances?nodeld=C	Street Signs Erection by developer	Failing, as a developer of a subdivision, mobile home park, industrial park, or similar development, to erect appropriate street signage	The developers of new subdivisions, mobile home parks, industrial parks and other similar developments shall erect the appropriate street signage in accordance with guidelines set by the county. Upon written request by the developer or owner, the county will authorize the developer to erect the approved signage, provided that the placement and signs meet all current county sign specifications.
Section 9-42		Street Signs Erecting unauthorized sign	Erecting any street sign without the written approval of the county planning department	It shall be unlawful for any person to erect any street sign on any public road, neighborhood public road, private subdivision street or private manufactured home park road in the unincorporated areas of the county without the written approval of the county planning department.
Section 9-43	nc/cleveland county/codes/c ode of ordinances?nodeId=C OOR_CH9ST_ARTIISTNABUNU	Street Signs Erecting sign not meeting county specifications	Erecting a street sign that does not meet current county sign specifications	It shall be unlawful for a person, without the written consent of the county, to erect any street sign on any roadway, public or private, in the unincorporated areas of the county, that does not meet the current county sign specifications.
Section 9-44	nc/cleveland county/codes/c ode_of_ordinances?nodeId=C OOR CH9ST ARTIISTNABUNU	Street Signs Removing, damaging, or obscuring sign	Removing, defacing, damaging, or obscuring a street sign without the written consent of the county	It shall be unlawful for any person, without the written consent of the county, to remove, deface, damage or obscure a street sign under the jurisdiction of this article.
Section 9-45	ode of ordinances?nodeld=C	Unauthorized assignment of number	Assigning a number to a structure without the written approval of the county.	It shall be unlawful for any person to number or assign a number to any structure without the written approval of the county.

Cleveland County

Senior Staff Attorney

Section 9-46	https://library.municode.com/ nc/cleveland county/codes/c ode of ordinances?nodeid=C OOR_CH9ST_ARTIISTNABUNU _S9-46PONUREST	Posting of numbers required; standards	Failing to post numbers on a residence, industry, business, or other structure.	The owner of any residence, industry, business or other structure shall be required to post numbers on the structure for the health, safety and general welfare of the citizens of the county. In the posting of house and building numbers on structures, owners shall use the following standards: (1) Height. The number for a house, building, mobile home space or unit shall be a minimum of three (3) inches in height. The building number of an apartment, townhouse, mobile home park or condominium complex shall be a minimum of six (6) inches in height. (2) Placement. a. House numbers should be placed either in the approximate center of the building or on the street end of the building near the main entrance so that the number may be viewed from either the roadway or the parking area which serves the building. b. In the case of mobile home parks, six-inch or higher numbers should be placed at or near the main entrance in the absence of a main structure. c. The house or building numbers, except in the case of mobile home park lots or sites, should be maintained within a three-foot perimeter of the front entranceway of the structure. Should this number not be visible due to landscaping or other obstructions, or if the setback is greater than one hundred (100) feet from the centerline of the roadway which fronts the structure, the assigned number should also be placed at or near the driveway which serves the structure. d. Each mobile home space should be marked uniformly within the park with three-inch or larger numbers at the lot entrance, on the electrical service, or in another conspicuous place, in order to afford visibility of the number from the roadway which serves the space. Marking of a mobile home is permitted, provided that the numbers are visible from the roadway. (3) Color. House or building numbers should be of a contrasting color to the color scheme of the house, building or mobile home so that the number is clearly visible, and numbers should be maintained in a similar manner.
Section 10-44	https://library.municode.com/ nc/cleveland county/codes/c ode of ordinances?nodeld=C OOR_CH10TRMOVE_ARTIIPAS TST_DIV2PACONEFA_S10- 44USFA	Use of facilities	Parking any vehicle on county-owned property contrary to the rules established by the Board of Commissioners.	It shall be unlawful to park any vehicle in or on any county-owned parking lot or parking facility in violation of or contrary to the rules established by the board of commissioners for the use of the parking lots or facilities, or to use the parking lots or parking facilities in any manner other than that designated by the board of commissioners.
Section 11-34(a)	ode of ordinances?nodeId=C	Storage and disposal generally	As an owner occupant, tenant, or lessee of any property, failing to deposit, store, or permit to accumulate any waste except as otherwise authorized.	accumulate, any garbage, rubbish, or solid waste upon such property except in the following manner: (1) Garbage shall be stored in a container meeting the following requirements, or other type of container conforming to the intent of this article: a. Containers shall be durable, rust-resistant, nonabsorbent, watertight, rodent-proof and easily cleanable, with a close-fitting, flytight cover in place, and with adequate handles or bails to facilitate handling. b. Containers are not to exceed thirty-five (35) gallons capacity when manually handled. (2) Solid waste, rubbish, or garbage shall not be deposited, stored or permitted to accumulate on any property in such a manner that it provides food or harborage for rodents and vermin or creates a fire or safety hazard. (3) Time limits. a. It shall be unlawful for any person occupying any dwelling or dwelling unit to place or leave outside of any building longer than thirty (30) days any dilapidated furniture, icebox, refrigerator, stove or other appliance, machinery, equipment, building material or other item which is either in a wholly or partially rusted, wrecked, junked, dismantled or inoperative condition which, in the opinion of the health director, constitutes a potential public health hazard. This subsection shall not apply to a licensed junk dealer.

				Any person or entity not regulated through division 2 of this article who is collecting or
				transporting solid waste shall comply with the following:
Section 11-34(https://library.municode.com, nc/cleveland_county/codes/c ode_of_ordinances?nodeld=C OOR_CH11WAMA_ARTIISOW A_DIV1GE_S11-34STDIGE	Storage and disposal generally	As a non-commercial entity, to collect or transport solid waste except as provided.	(1) Escape of material prohibited. Structures or containers used for the collection or vehicles and containers used for transportation of solid waste shall have containers or loose material effectively enclosed, secured or covered, as defined in this article, and have those containers or loose material capable of being loaded and unloaded, in such a manner that no portion of the material therein can or will blow, fall, leak, spill, or otherwise escape from said structures, vehicles or containers. a. Actual escape of material from a structure, vehicle or container shall constitute prima facie evidence of ineffective enclosing, securing or covering, but proof of actual escape of material shall not be required to show ineffective enclosing, securing, or covering of material. b. Effective means shall not include merely enclosing solid waste in plastic bags, even if those bags are tied or held shut, unless those bags are enclosed, secured, or covered. (2) Any material that does escape from a structure, vehicle or container shall be immediately recovered by the person or entity that owns or is responsible for that material during its collection or transport, that material returned to the structure, vehicle or container to prevent further escape, and the affected area properly cleaned. In addition to a violation of this paragraph (b), failure to immediately recover and remove such material may also be a violation of paragraph (d) and other paragraphs, sections, or laws.
				(3) When transporting solid waste, the means of enclosing, securing or covering containers or
Section 11-34(https://library.municode.com, nc/cleveland_county/codes/c ode_of_ordinances?nodeld=C OOR_CH11WAMA_ARTIISOW A_DIV1GE_S11-34STDIGE	Storage and Disposal generally - Construction site housekeeping	As an owner, developer, or contractor associated with resident or commercial construction/repair, failing to deal with the accumulation of waste as provided.	cohistnation site waste shall be regularly collected and removed. (3) Construction site scrap shall be regularly collected and removed. (3) Construction site waste shall be maintained in containers and transported by vehicles in compliance with paragraph (b)(1) of this section. (4) Owners, developers, and contractors are responsible to prevent escape of waste material from containers or vehicles, pursuant to paragraph (b)(1), and for any recovery or cleaning associated with waste from containers or vehicles, pursuant to paragraph (b)(1), while those containers or vehicles are also the responsibility of a waste licensee authorized through division 2 of this article. A violation of this paragraph may also be a violation of section 11-34(d).

Section 11-34(d)	ode of ordinances?nodeId=C	Storage and Disposal generally	Throwing, dumping, or depositing solid waste onto a public road, street, or highway, or any property owned either by anyone, or upon any public property, park, or recreation area.	Other than on property specifically designated and permitted for that use, no person shall throw, dump, or deposit solid waste upon, or cause or allow solid waste to be thrown, dumped or deposited upon, or allow solid waste to escape containment and come to be upon, any road, street, or highway; any property owned either by himself or another person; or upon any public property, park, or recreation area. (1) Fine for violation. Any person violating the terms of this paragraph shall pay the following: (i) In addition to any fines, attorney's fees if and as incurred in the enforcement or prosecution of the violation, or as allowed by the court; and (ii) For the first violation, a fine of two hundred fifty dollars (\$250.00); (iii) For a second violation, and for each subsequent violation, a fine of five hundred dollars (\$500.00).
Section 11-35	ode of ordinances?nodeld=C	Open burning of garbage prohibited	Openly burning garbage	There shall be no open burning of garbage by any person. Garbage, as defined in section 11-28 of this Code, means all putrescible waste, including animal offal and carcasses and recognizable industrial byproducts, but excluding sewage and human waste. (1) Fine for violation. Any person violating the terms of this section shall pay a fine in the amount of one hundred dollars (\$100.00).
Section 11-36	ode of ordinances?nodeId=C	l '	Disposing of a dead animal without following proper procedures	In order to provide for the safe disposal of the bodies of dead animals, one of the following procedures shall be followed by animal owners in the county for disposal of dead animals: (1) Transport to the NCDA diagnostic lab. If the cause of death cannot be determined locally, the bodies of dead animals should be taken to the animal disease diagnostic lab. The bodies of large animals should be taken to a diagnostic lab, and the bodies of small animals can be accommodated at the Shelby lab. (2) Burial on the animal owner's property. If the cause of death can be determined by the owner of the animal or a local veterinarian, then the body of the animal should be buried on the land of the animal owner. (3) Disposal by a commercial processing firm. (4) Transport to the county landfill. If an animal owner does not have the equipment necessary to bury the body of an animal, then the body of the animal can be disposed of at the county landfill. The bodies of all animals disposed of at the landfill must be disposed of according to instructions from the employees of the landfill and at such locations as from time to time determined by the employees of the landfill.

Section 11-37	https://library.municode.com/ nc/cleveland_county/codes/c ode_of_ordinances?nodeId=C OOR_CH11WAMA_ARTIISOW A_DIV1GE_S11-37STDISCTI	Storage and disposal of scrap tires	Storing or disposing of scrap tires without following proper rules and procedures.	approved by the board. (b) The board may set reasonable fees for the disposal of scrap tires, and all persons disposing of scrap tires shall pay the established fee. (c) It shall be unlawful for any person to dispose of a scrap tire in the county except as provided by this article. Each scrap tire disposed of in violation of this article shall be a separate offense. (d) A person who accumulates more than fifty (50) tires at a collection site that are not stored in a building shall comply with all of the following: (1) Only tires shall be accumulated in a tire storage area. (2) The tires shall be accumulated in piles no greater than eight (8) feet in height with horizontal dimensions no greater than one hundred (100) feet by twenty (20) feet. (3) The area in which the tires are accumulated shall be completely enclosed with a woven wire fence or wooden fence that is at least six (6) feet tall and has lockable gates. (4) The following setback restrictions shall apply to the location of the fenced storage area with respect to property lines, roadway and utility rights-of-way: fifty (50) feet on the front; twenty (20) feet on each side; and twenty (20) feet on the rear.
Section 11-38	https://library.municode.com/ nc/cleveland_county/codes/c ode_of_ordinances?nodeId=C OOR_CH11WAMA_ARTIISOW A_DIVIGE_S11- 38USCOLACOWARECEEN	Use of county landfill, county waste/recycling centers Generally	Failing to abide by the rules and regulations governing the use of the County landfill.	All persons using sanitary landfills or solid waste/recycling centers operated by the county shall abide by the rules and regulations governing their use. A violation of such rules and regulations shall constitute a violation of this article.
Section 11-39	https://library.municode.com/ nc/cleveland_county/codes/c ode_of_ordinances?nodeld=C OOR_CH11WAMA_ARTIISOW A_DIV1GE_S11-39SASELA	SameUse of landfill.	Improperly using the County landfill by engaging in prohibited activities, disposing of waste not allowed at the landfill, or disposing of conditional waste without first obtaining written approval from the landfill.	(a) The county sanitary landfill may be used for the disposal of solid waste by county residents or nonresident property owners. The landfill shall be open during business hours as established by the health department. In emergency situations, the landfill shall be opened for additional hours as may be directed by the health director or authorized representative. Except when open during regular business hours, the landfill shall be kept locked and entry shall not be permitted. Solid waste shall be disposed of at the landfill in a manner and according to the procedures required by the health department. (b) The following activities shall be prohibited at the county landfill: (1) Loitering or rummaging about landfills and removing articles therefrom. (2) Depositing material at any point in the landfill except where indicated by authorized employees of the landfill or by official signs. (3) Discharging firearms or explosives by unauthorized personnel. (4) Driving any vehicle in excess of fifteen (15) miles per hour. (c) The following wastes shall not be disposed of in the county sanitary landfill: (1) Radioactive waste. (2) Hazardous waste. (3) Infectious waste. (4) Burning and smoldering materials. (5) Liquid waste. (6) All materials regulated by Senate Bill III. (7) Land clearing debris, stumps, tree trunks, etc. (d) The following waste may be accepted on a conditional basis only: (1) Tires. (2) Sludges. (3) Barrels. (4) Shards. (5) Dead animals. (6) Springs, wire, cable, bands, plastic packaging, and similar materials in large quantities, or in lengths exceeding three (3) feet. (7) Asbestos. (e) All persons wishing to dispose of conditionally acceptable waste in the sanitary landfill shall first obtain written approval from the authorized employees of the landfill at least three (3) working days before transporting the conditionally approved waste to the landfill. (f) Fine for violation. Any person violating the terms of this section shall pay a fine in the amount of one hundred dollars (\$100.00)

Section 11-40	ode of ordinances?nodeId=C OOR CH11WAMA ARTIISOW	SameUse of solidwaste/recycling centers.	Improperly using solid waste/recycling centers by leaving waste outside of a designated center, removing items from a designated center, setting fire or damaging a designated waste container, depositing commercial waste, or depositing prohibited waste in a solid waste/recycling center.	(a) Solid waste/recycling centers are maintained at numerous sites throughout the county for the convenience of county residents, on land owned by the county. Solid waste may be deposited in the solid waste/recycling centers only in accordance with the provisions of this article. (b) All solid waste shall be deposited inside the solid waste/recycling centers in indicated containers. No solid waste shall be left at the solid waste/recycling centers outside of a designated container. (c) No person may remove any item from a solid waste/recycling center, climb on or into a designated container, or damage or willfully set fire to or attempt to set fire to contents of any designated container. (d) Commercial, industrial and institutional solid waste may not be deposited in the county-owned solid waste/recycling centers. (e) The following waste may not be deposited in solid waste/recycling centers: (1) Hazardous waste. (2) Liquid waste. (3) Infectious waste. (4) Radioactive waste. (5) Dead animals. (6) Construction and demolition waste. (7) Burning or smoldering materials, or any other materials that would create a fire hazard. (8) Sludge. (9) Cable, wire, spring, steel and similar materials in large quantities or in lengths exceeding three (3) feet. (e) Fine for violation. Any person violating the terms of this section shall pay a fine in the amount of one hundred dollars (\$100.00).
Section 11-41	ode of ordinances?nodeId=C	Operation of	Operating a landfill in the County not in accordance with the rules and regulations for solid waste disposal adopted by the state commission for health services.	Any landfill located in the county shall be operated according to rules and regulations providing standards for solid waste disposal adopted by the state commission for health services, bulletin no. 411. The operational requirements for a sanitary landfill, as outlined in the state administrative code, as amended, are made a part of this article by reference.
Section 11-42	https://library.municode.com/ nc/cleveland_county/codes/c ode_of_ordinances?nodeld=C OOR_CH11WAMA_ARTIISOW A_DIV1GE_S11-42DEPI	Demolition pits	Operating a demolition pit without receiving written approval from the health director or not in accordance with the relevant rules and regulations.	Anyone wishing to operate a demolition pit shall make a written request to the health director, listing the name of the persons who will be using the pit, what type of solid waste is to be put into the pit, and to what use the land will be put when filled. Demolition pits shall be operated in accordance with the solid waste rules and regulations of the state department of human resources, division of health services, and shall be approved by the division of health services.
Section 11-43	ode of ordinances?nodeld=C		Failing to take actions regarding an illegal solid waste dump as required by the health director.	Any person having an illegal solid waste dump shall, upon notification by the health director, take the following actions: (1) Implement effective rat control measures for at least two (2) weeks after closing the dump to prevent rat migration to adjacent properties, if determined necessary by the health director. (2) Compact and cover existing solid waste with at least two (2) feet or more of compacted earth approximately two (2) weeks after any necessary rat control baiting. (3) Implement erosion control measures by grading and seeding as necessary. (4) Post signs indicating the dump site closure.
Section 11-44	ode of ordinances?nodeld=C OOR CH11WAMA ARTIISOW A DIV1GE S11- 44TELAWHWAHABEDEREPRER	been deposited required prior to	Erecting a building on land where there has been or is a garbage or solid waste deposited before tests are made of the property showing there is no danger of settling or explosion due to methane.	No building shall be erected on any land where there has been or is being any garbage or solid waste deposited until tests are made of the property showing there is no danger in the future of settling or explosion due to methane gas being formed from the solid waste that has been deposited.

				burning requirements must be met:
Section 11-45	https://library.municode.com/ nc/cleveland county/codes/c ode of ordinances?nodeld=C OOR_CH11WAMA_ARTIISOW A_DIV1GE_S11-45OPBU	Open burning	Failing to comply with county and state regulations regarding open burning.	(1) General. A person shall not kindle or maintain or authorize to be kindled or maintained any open burning unless conducted and approved in accordance with this section. (2) Permit required. A permit shall be obtained from the code official in accordance with Section 105.6 of the North Carolina Fire Prevention Code prior to kindling a fire for recognized silvicultural or range of wildlife management practices, prevention or control of disease or pests, or a bonfire. Application for such approval shall only be presented by and permits issued to the owner of the land upon which the fire is to be kindled. (3) Authorization. Where required by state or local law or regulations, open burning shall only be permitted with prior approval from the state or local air and water quality management authority, provided that all conditions specified in the authorizations are followed. (4) Prohibited open burning. Open burning that will be offensive or objectionable due to smoke or odor emissions when atmospheric conditions or local circumstances make such fires hazardous shall be prohibited. The code official is authorized to order the extinguishments by the permit holder or the fire department of open burning which creates or adds to a hazardous or objectionable situation. (5) Location. The location for open burning shall not be less than fifty (50) feet from any structure and provisions shall be made to prevent the fire from spreading to within fifty (50) feet of any structure. Exceptions: a. Fires in approved containers that are not less than fifteen (15) feet from a structure shall be twenty-five (25) feet where the pile is size three (3) feet or less in diameter and two (2) feet or less in height. (6) Bonfires. A bonfire shall not be conducted within twenty-five (25) feet of a structure or combustible material unless the bonfire is contained in a barbeque pit. Conditions which could cause a fire to spread within twenty-five (26) feet of a structure within twenty-five (27) percentional fires. Poccastional fires and the s
Section 11-64	https://library.municode.com/ nc/cleveland county/codes/c ode of ordinances?nodeld=C OOR_CH11WAMA_ARTIISOW A_DIVZCOCOTRDI_S11- 64LIREEX	Il icense regilired:	Failing to obtain a license before engaging in the business of collecting/transporting/disposing of solid waste in the county outside a municipality (except for certain charities).	(a) It shall be unlawful for any person to engage in the business of collecting, transporting and disposing of solid waste, outside of any municipality, but within any area in the county, except under the authority in full force and effect given by a license as provided for in this division. (b) This section shall not apply to valid religious, charitable or civic organizations which are collecting, transporting, recycling or disposing of solid waste as a fund-raising project.
Section 11-68	OOR CH11WAMA ARTIISOW A_DIV2COCOTRDI_S11- 68SATRLICHOWBU	license; changes in ownership of	Selling or transferring a license to engage in the business of collecting/transporting/disposing of solid waste without applying to and receiving written approval from the Board of Commissioners.	No license granted under the provisions of this division shall be sold, assigned, pledged or transferred, nor shall control thereof be changed by stock transfer or otherwise or any rights thereunder leased, nor shall any merger or combination affecting the license be made through acquisition or control by stock purchase or otherwise, except after application to and written approval by the board of commissioners.
Section 11-70	ode of ordinances?nodeId=C OOR CH11WAMA ARTIISOW	licenseeGeneral	As a licensee, failing to serve every person who contracts with the entity for solid waste collection in an appropriate manner or unlawfully discriminating among customers.	The licensee shall serve every person who contracts with it for solid waste collection in such a manner that the licensee does not cause the person to be in violation of this article. The licensee shall not discriminate against any person for contract purposes in violation of the Civil Rights Act, as amended, on the basis of race, color, creed, religion, national origin, physical impairment, or sex.

Cleveland County

Elliot Engstrom
Senior Staff Attorney

Section 11-71	https://library.municode.com/ nc/cleveland_county/codes/c ode_of_ordinances?nodeId=C OOR_CH11WAMA_ARTIISOW A_DIV2COCOTRDI_S11- 71SAOLTRWA	SameCollection and transportation of waste	As a licensee, failing to properly collect and transport solid waste.	solid waste in its area to a county-operated disposal site or facility or to a licensed recycling center. (b) Vehicles or solid waste containers used by the licensee for the collection and transportation of garbage or refuse containing garbage shall be secured or covered, leakproof, durable and of easily cleanable construction. Containers shall be cleaned as often as necessary, but not less than twice a year, to prevent the causing of a nuisance or insect breeding, and shall be maintained in good repair. The licensee shall have adequate solid waste container and vehicle cleaning facilities. The licensee shall close all lids on solid waste containers after the containers are emptied and shall plug all drains in solid waste containers where required by local and state regulations. Vehicles shall display, in three-inch numbers and/or letters, in an area visible on the driver's side door or the left front fender, the county issued identification numbers. (c) Vehicles or containers used for the collection and transportation of any solid waste shall be loaded and moved in such a manner that the contents will not fall, leak or spill therefrom, and shall be adequately secured or covered to prevent spillage therefrom. Should spillage occur, the material shall be recovered immediately by the solid waste hauler and returned to the vehicle or container, and the area properly cleaned. (d) All trucks and other equipment and methods of disposal shall conform with the state department of human resources, division of health services, environmental health section bulletin no. 4, as amended or reprinted, establishing solid waste management rules. (e) The licensee shall maintain in its employment a sufficient number of employees to adequately serve the area assigned to it and shall own and control sufficient equipment and machinery to perform the duties and services of collecting, transporting and disposing of the solid waste in the county. (f) The licensee shall submit a monthly report to the health director or authorized represe
Section 11-72	https://library.municode.com/ nc/cleveland_county/codes/c ode_of_ordinances?nodeId=C OOR_CH11WAMA_ARTIISOW A_DIV2COCOTRDI_S11- 72APAC	Application for account	Depositing any waste in the county sanitary landfill without properly applying for and being approved for an account for billing and collection; failing to properly maintain vehicles that transport waste to the landfill.	All municipalities, businesses, contract haulers and licensed/permitted haulers, before depositing any waste in the county sanitary landfill, must first comply with the following: (1) Apply for and be approved for the establishment of an account for billing and collection of appropriate solid waste disposal fees and display the county identification numbers as required by section 11-71(b). (2) Vehicles and containers used for the collection and transportation shall be covered, leakproof, durable, and easily cleanable. They shall be cleaned as often as necessary to prevent a nuisance and insect breeding and shall be maintained in good repair. Should spillage occur, the material shall be recovered by the solid waste hauler and returned to the vehicle or container, and the area properly cleaned.
Section 11-77	https://library.municode.com/ nc/cleveland_county/codes/c ode_of_ordinances?nodeId=C OOR_CH11WAMA_ARTIISOW A_DIV2COCOTRDI_S11- 77DEHA	Declaration of hauler	Failing to declare with a licensed/permitted solid waste collector.	Every property owner with a residential dwelling located on his property, and the property is located outside a municipality with a municipal collection system, must declare with a licensed/permitted solid waste collector between November 1 and December 31 of each year, whether that property will be serviced by a licensed/permitted solid waste collector or whether the licensed/permitted solid waste collection service will be discontinued. If the property owner declares with a licensed/permitted solid waste collector, the dwelling will be exempt from the annual solid waste user fee. If the property owner does not declare with a licensed/permitted solid waste collector, the property owner shall be subject to the annual solid waste user fee as is from time to time assessed by the board of county commissioners. Once the annual solid waste user fee has been assessed against a property, there will be no refund of the fee during the following year.
Section 11-100	https://library.municode.com/ nc/cleveland county/codes/c ode of ordinances?nodeld=C OOR CH11WAMA ARTIIIRAM AHAWA_511- 100POTRDIRAMA	Possession, transport, disposal of radioactive material	Doing basically anything with radioactive or hazardous waste without EPA approval.	It shall be unlawful for any person to use, manufacture, produce, process, store, dump, bury, transport, transfer, receive, acquire, own or possess any hazardous waste in the county. This section shall not apply to any person permitted to use, manufacture, produce, process, store, dump, bury, transport, transfer, receive, acquire, own or possess hazardous waste by the Environmental Protection Agency, nor to any person who has applied for and received interim status under the hazardous waste and consolidated permit regulations issued by the Environmental Protection Agency on May 19, 1980.