

Date: **November 21, 2018**

To: **Joint Legislative Administrative Procedure Oversight Committee
Joint Legislative Oversight Committee on Justice and Public Safety**

From: **Fred Johnson, Assistant County Attorney, Forsyth County, NC**

Regarding: **Report per Session Law 2018-69: List of Defined Crimes for Forsyth County**

Dear Sirs:

The purpose of this report is to comply with the requirements imposed on Forsyth County under to Session Law 2018-69*:

* As a general note, under G.S. 14-4(a), all violations of the Forsyth County Code are generally Class 3 Misdemeanors unless specified otherwise. Parking violations are generally infractions under 14-4(b).

The following sections could give rise to crimes under the Forsyth County Code:

- Chapter 1 - General Provisions:
 - Section 1.8 - General penalty; continuing violations
 - Section 1.11 - Assault
- Chapter 3 - Air Quality Control:
 - 3-0106. - Penalties for violation of chapter. Subpart 2 (Criminal Penalties);
- Chapter 5 - Ambulances
 - Sec. 5-3. - Standards.
 - Sec. 5-4. - Communications and dispatch requirements.
 - Sec. 5-5. - Minimum limits of liability insurance for private franchise ambulance providers.
 - Sec. 5-6. - Rates and charges.
 - Sec. 5-7. - Franchise required.
 - Sec. 5-8. - Application.
 - Sec. 5-9. - Grant, renewal and transfer of franchise.
 - Sec. 5-10. - Suspension, revocation, termination.
 - Sec. 5-11. - Inspection.
 - Sec. 5-12. - Violations and penalties.
- Chapter 6 - Animals
 - Sec. 6-6. - General duties of keepers of animals.
 - Sec. 6-7. - Cruelty to animals.
 - Sec. 6-8. - Confinement, muzzling, and control of vicious animals.
 - Sec. 6-9. - Animal creating nuisance prohibited.

- Sec. 6-10. - Registration of dogs and cats required.
- Sec. 6-10.1. - Application for registration and renewal.
- Sec. 6-10.2. - Registration payment exemption
- Sec. 6-12. - Interference with enforcement of chapter.
- Sec. 6-13. - Running at large prohibited.
- Sec. 6-16. - Dog required to be spayed/neutered.
- Sec. 6-17. - Animal bite.
- Sec. 6-18. - Preventive measures for confinement of animals.
- Sec. 6-19. - Found domestic animals; reporting and/or registration.
- Sec. 6-24. - Compliance with state law; article as supplement to state law.
- Sec. 6-25. - Inoculation of dogs, cats and other pets.
- Sec. 6-26. - Inoculation tag and proof of vaccination for dogs and cats.
- Sec. 6-27. - Report and confinement of animals biting persons or showing symptoms of rabies.
- Sec. 6-28. - Destruction or confinement of animal bitten by rabid animal.
- Sec. 6-29. - Area-wide emergency quarantine
- Sec. 6-31. - Unlawful killing, releasing, etc., of certain animals.
- Sec. 6-32. - Failure to surrender animal for quarantine or destruction.
- Sec. 6-44. - Generally.
- Sec. 6-46. - Redemption by owner generally.
- Sec. 6-47. - Destruction or adoption of unredeemed animal generally.
- Sec. 6-48. - Procedure with respect to redemption or adoption of unvaccinated animal.
- Sec. 6-49. - Suspected rabid animals not to be redeemed or adopted.
- Sec. 6-50. - Destruction of wounded or diseased animals.
- Sec. 6-53. - Guard dogs and aggression-trained dogs.
- Sec. 6-54. - Possession of inherently dangerous exotic animals and wild animals prohibited.
- Sec. 6-55. - Violations and penalties.
- Sec. 6-58. - Registration and notification required.
- Sec. 6-59. - Dangerous dog or potentially dangerous dog declaration.
- Sec. 6-60. - Dangerous dogs—Additional requirements.
- Sec. 6-61. - Penalties.
- Chapter 7 - Building Permits and Inspections
 - Sec. 7-2. - State building codes adopted.
 - Sec. 7-3. - Actions to restrain violations of building codes.
 - Sec. 7-6. - Violations and penalties.
 - Sec. 7-17. - Permit required; permit application.
 - Sec. 7-19. - Permit to be kept at work site and produced upon request.
 - Sec. 7-20. - Termination of permit for failure to start or discontinuance of work.
 - Sec. 7-21. - Deviation from permit application, plans or specifications.
 - Sec. 7-23. - Notice when work completed; final inspection and issuance of certificate of completion and occupancy; adjustment of permit fees.

- Sec. 7-24. - Issuance of permit does not authorize violations of chapter or prevent correction of errors.
- Sec. 7-25. - General inspections for enforcement of building codes and correction of violations.
- Sec. 7-38. - To whom permits issued.
- Sec. 7-39. - Inspection fees.
- Sec. 7-51. - Violations and penalties.
- Sec. 7-52. - Adoption of state regulations; short title.
- Sec. 7-55. - Determination of requirements not covered by code.
- Sec. 7-56. - Approval of alternate materials and methods of installation.
- Sec. 7-58. - Evidence required to substantiate claims for alternates.
- Sec. 7-60. - Heating inspectors to enforce code; appointment and qualifications of inspectors.
- Sec. 7-63. - Notice to stop work.
- Sec. 7-64. - Inspection of new work or changes required; notice of completion of work.
- Sec. 7-65. - Inspection and approval of equipment; concealment of equipment; inspection certification reports.
- Sec. 7-66. - Duty to correct deficiencies found in work; issuance of permits prohibited until work complies with code.
- Sec. 7-67. - Maintenance of mechanical systems required.
- Sec. 7-68. - Hazardous mechanical installations declared illegal; abatement.
- Sec. 7-69. - Qualifications of persons installing, altering, repairing or replacing equipment.
- Sec. 7-70. - Officers and employees of inspections division not to have conflicts of interest.
- Sec. 7-82. - Permit required; application to be in person; applicant to furnish additional information.
- Sec. 7-83. - Drawings and specifications; examination of application and accompanying material.
- Sec. 7-84. - Action on permit application; scope of permit; when permit becomes invalid; extensions of time.
- Sec. 7-85. - Validity of permit dependent on payment of fees; double fee when work premature.
- Sec. 7-86. - Schedule of permit fees
- Sec. 7-91. - Required license.
- Sec. 7-92. - Required permit; fee.
- Sec. 7-93. - Inspections.
- Sec. 7-94. - Penalties.
- Sec. 7-100. - Office of electrical inspector designated; duties; conflict of interests.
- Sec. 7-101. - Adoption of local option rules.
- Sec. 7-102. - Permits and inspections.
- Sec. 7-103. - Permit fee schedules.

- Sec. 7-106. - Fee for after-hours inspections.
 - Sec. 7-113. - Minimum standards.
 - Sec. 7-114. - Residential buildings unfit for human habitation.
 - Sec. 7-115. - Application of North Carolina Uniform Residential Building Code.
 - Sec. 7-116. - Enforcement procedures.
- Chapter 10 - Fire Prevention and Protection
 - Sec. 10-4. - Adoption of technical codes and standards by reference; copies on file.
 - Sec. 10-6. - Permits.
 - Sec. 10-7. - Service of orders or notices.
 - Sec. 10-9. - Fee schedule.
 - Sec. 10-10. - Violations and penalties.
 - Sec. 10-11. - Removal of obstructions; prohibited parking.
- Chapter 11 - DISPOSITION OF ABANDONED AND JUNKED MOTOR VEHICLES
 - Sec. 11-2. - Criteria for determining when motor vehicles are health or safety hazards.
 - Sec. 11-3. - Health or safety hazards unlawful.
 - Sec. 11-3.1. - Violations and penalties.
 - Sec. 11-5. - Removal of vehicles abandoned or junked on private property.
- Chapter 14 - MOTOR VEHICLES AND TRAFFIC
 - Sec. 14-1. - County-owned property—Property to which restrictions applicable.
 - Sec. 14-3. - Same—operation of motor vehicles prohibited.
 - Sec. 14-4. - Same—Penalty for violation. [Note: Specifies violation as infraction]
 - Sec. 14-6. - Speed limit—Generally.
 - Sec. 14-7. - Yielding right-of-way, etc.—Generally.
 - Sec. 14-16. - Property to which article applicable—Designated.
- Chapter 15 - OFFENSES—MISCELLANEOUS
 - Sec. 15-1. - Loud and disturbing noise.
 - Sec. 15-1.1. - Penalty for violation.
 - Sec. 15-2. - State of emergency.
 - Sec. 15-3. - Hazardous materials response; financial responsibility.
 - Sec. 15-5. - Restrictions regarding discharge of firearms; exceptions.
 - Sec. 15-20. - Solid waste.
 - Sec. 15-22. - Entry on property.
 - Sec. 15-24. - Damage to plant growth.
 - Sec. 15-25. - Violations.
 - Sec. 15-26. - Possession or consumption of alcoholic beverages at county park sites.
 - Sec. 15-27. - Weapons on county property.
 - Sec. 15-28. - Violations and penalties.
- Chapter 16 - HUMAN RESOURCES
 - Sec. 16-5. - Political activities generally.
- CHAPTER 17 - RESPONSIBILITIES OF PAWNBROKERS

- Sec. 17-2. - Records.
 - Sec. 17-3. - Inspection of stock.
 - Sec. 17-4. - Photographic identification required.
- Chapter 19 - SOLID WASTE
 - Sec. 19-3. - Storage.
 - Sec. 19-4. - Collection and transportation generally.
 - Sec. 19-5. - Frequency of removal.
 - Sec. 19-6. - Inspection and approval of transporting vehicles.
 - Sec. 19-7. - Method of disposal generally.
 - Sec. 19-8. - Deposit in open dump prohibited; deposit upon street or highway.
 - Sec. 19-9. - Open burning.
 - Sec. 19-10. - Additional regulations.
 - Sec. 19-11. - Owner, lessee, etc., not to permit open dump, etc.
 - Sec. 19-12. - Duty of owner, lessee, etc., to remove.
 - Sec. 19-15. - Violation of or failure to comply with article.
 - Sec. 19-21. - Required.
 - Sec. 19-22. - Inspection and approval of applicant's facilities, equipment and operating methods.
 - Sec. 19-23. - Term; renewal.
 - Sec. 19-24. - Revocation.
 - Sec. 19-37. - Required.
 - Sec. 19-38. - Filing and contents of application.
 - Sec. 19-42. - Authorized fees.
 - Sec. 19-43. - May be exclusive; term.
 - Sec. 19-44. - Holder to have solid waste management permit and comply with chapter and applicable state and local regulations.
 - Sec. 19-45. - Holder to present fee schedule to customers; duty of holder to remove customers' solid waste.
 - Sec. 19-49. - Transfer or abandonment.
 - Sec. 19-50. - Termination or suspension.
 - Sec. 19-51. - Records to be kept.
 - Sec. 19-52. - Violations and penalties.
- Chapter 20 - STREETS
 - Sec. 20-6. - Address reference system.
 - Sec. 20-7. - Addressing format.
 - Sec. 20-8. - Street naming standards.
 - Sec. 20-10. - Display of address numbers.
 - Sec. 20-10. - Display of address numbers.
- Chapter 22 - VOLUNTARY AGRICULTURAL DISTRICTS
 - Sec. 22-4. - Certification and qualification of farmland.

- Sec. 22-5. - Application and approval procedure.
 - Sec. 22-6. - Revocation and renewal of conservation agreement.
- Chapter 23 - UNIFIED DEVELOPMENT ORDINANCES TECHNICAL CODE
 - Sec. 23-1. - Adoption.
 - Sec. 23-2. - Zoning map—Adoption by reference.
- Chapter 25 - APPEARANCE COMMISSION
 - Sec. 25-1. - Creation.
 - Sec. 25-2. - Purpose.
 - Sec. 25-3. - Responsibilities and duties of the commission.
 - Sec. 25-4. - Membership.
 - Sec. 25-5. - Meetings.
 - Sec. 25-6. - Administration.

CERTIFICATE OF SUBMITTAL

I, Fred Johnson, hereby certify that on this date I submitted this **Report** upon the Requesting by depositing a copy thereof in the United States mail, postage prepaid, and addressed as follows:

Jt. Leg. Administrative Procedure Oversight Committee
Attn: Representative Jonathan C. Jordan, Co-Chair
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300 N Salisbury Street, Room 420
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Jt. Leg. Administrative Procedure Oversight Committee
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Jt. Leg. Oversight Committee on Justice and Public Safety
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This the 21 of November, 2018.



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