

**TOWN OF CAMERON**  
**LIST OF ORDINANCE OFFENSES PUNISHABLE AS**  
**A MISDEAMEANOR**  
**SESSION LAW 2018-69**  
**As of October 27, 2018**

**ALCOHOLIC BEVERAGES** – Unlawful for any person to sell, consume or serve malt beverages and unfortified wines upon any public street, alley, sidewalk, park or open lot or any other public place within the corporate limits. May be charged with a misdemeanor and if found guilty, subject to a fine and imprisonment up to 30 days.

**REGULATION AND LICENSING OF DOGS** – Any person who shall violate fail, neglect or refuse to comply may be charged with a misdemeanor and if found guilty, subject to a fine and imprisonment up to 30 days.

**NUISANCE ORDINANCE** – Any owner or occupant who allows to exist on any parcel any condition which may be declared to be noxious, detrimental to health or constitute a nuisance who is found in violation may be charged with a misdemeanor and if found guilty, subject to a fine and imprisonment up to 30 days.

**SOLID WASTE COLLECTION ORDINANCE** – Any owner or occupant who throws or deposits in to the street or sidewalk any trash, rubbish, broken glass, etc. or places yard debris that does not conform to the ordinance may be charged with a misdemeanor and if found guilty, subject to a fine and imprisonment up to 30 days.

**WATER SYSTEM ORDINANCE** – Any owner or occupant who does not adhere to the provisions outlined in the ordinance including tampering with water meters may be charged with a misdemeanor and if found guilty, subject to a fine and imprisonment up to 30 days.

**ZONING ORDINANCE** – Any person who does not obtain the proper permits or violates other provisions of this ordinance may be charged with a misdemeanor and if found guilty, subject to a fine and imprisonment up to 30 days.

**SUBDIVISION ORDINANCE** – Any owner or agent of the owner of any land located within the jurisdiction of the ordinance who subdivides his land in violation of this ordinance or transfers or sells land before the plat has been approved under the terms of this ordinance may be charged with a misdemeanor and if found guilty, subject to a fine and imprisonment up to 30 days.

## **Memorandum**

**TO:** Rep. Jonathan C. Jordan and Sen. Andy Wells—Co-Chairs of the Joint Legislative Administrative Procedure Oversight Committee

Rep. James L. Boles, Jr., Rep. Ted Davis, Jr., and Sen Shirley B. Randleman--- Co-Chairs of the Joint Legislative Oversight Committee on Justice and Public Safety

**FROM:** T.C. Morphis, Jr. (General Counsel for the Town of Cameron) and Brady Herman

**DATE:** November 20, 2018

**RE: Response to the Requirements set forth in Section 3 of Session Law 2018-69 (House Bill 379) for the Town of Cameron, N.C.**

---

Attached is the response of the Town of Cameron, North Carolina to the requirements set forth in Section 3 of Session Law 2018-69 for local governmental units. The attached document contains a list of all Cameron's ordinances that create criminal offenses pursuant to G.S. 14-4(a), with brief descriptions of the prohibited conduct.

If you have any questions about this Memorandum, please contact either T.C. Morphis by email at [morphis@broughlawfirm.com](mailto:morphis@broughlawfirm.com), or Brady Herman at [bherman@broughlawfirm.com](mailto:bherman@broughlawfirm.com), at The Brough Law Firm, tel: (919)-929-3905. Also, please acknowledge receipt of this Memorandum and its sufficiency in complying with Session Law 2018-69, Section 3.

## **Ordinance for Regulation and Licensing of Dogs**

**Section 1.02—Licensing:** Requires all dogs kept, harbored or maintained by their owners in the Town to be registered with the Town Clerk after three (3) months of age. This provision does not apply to dogs temporarily in the Town who are non-residents, seeing eye dogs properly trained to assist blind persons, or dogs temporarily residing inside the Town for purposes of breeding. Mandates proof of rabies for the issue of a license.

**Section 1.03—Tag and Collar:** Requires each owner, who is issued a valid license and dog tag under the previous section, to securely fasten the tag to the dog's chain, collar, or harness, which the dog must wear at all times unless it is accompanied by its owner or is engaged in hunting or other sport which a collar might endanger its safety.

**Section 1.04—Restraint:** Prohibits any person owning or having the custody of any dog to allow such dog to run at large on any public street or other public place in the Town, or on private property without the permission of the owner of such property unless such dog is secured and held by a chain, rope, leash, or other physical device, or is in the presence of or under the control of the person owning or accompanying the dog.

**Section 1.05: Notice to Owner of Dog Running At Large:** Prohibits any person, after given notice by the Chief of Police or Animal Control that a dog is at large within the town, to fail to comply with the terms of the notice.

**Section 1.06—Impoundment:** When a dog is found running at large and its ownership is known to the apprehending officer or animal control, the officer, at his discretion, need not impound the dog but may cite the owner to appear in court and answer charges of violating this Article.

## **Privilege License Tax Ordinance**

**Section 1-4—Who Must Pay Privilege License Tax:** Requires every person who conducts business within the Town's Corporate limits to pay an annual privilege license tax determined by the Town Board. Charitable organizations, blind persons, members of the armed forces and merchant marine are exempt from paying any privilege license tax under this ordinance.

**Section 1-10—Licenses Application:** Every person must apply to the Town for each privilege license required under this ordinance no less than thirty (30) days before the date the tax is due. The application must be submitted on the forms provided by the Town and contain all the information that is set forth and designated in this section of the Town Code.

**Section 1-19—Duty to Determine Whether Fee is Due:** Mandates that each person owes a duty to determine whether the business he or she owns or operates is taxed under this ordinance, and if so, whether that tax has been paid for the current fee year.

**Section 1-21—Duty to Post License:** A licensee must post the privilege license or licenses conspicuously in the place of business to be licensed.

Section 1-27(a)—Enforcement of Ordinance, Criminal Penalties: Conducting business within the Town without having paid the privilege license tax, or conducting business without a valid license, or without posting a license in accordance with this ordinance is a misdemeanor as provided in G.S. 14-4.

## **Solid Waste Collection Ordinance**

### **Article II- Rules and Regulations**

Section 1: Requires all persons owning, managing, operating, renting or occupying any dwelling, building or other place where garbage or rubbish accumulates or is produced, to provide receptacles for such garbage and refuse for collection by the garbage service.

Section 2: Owners must supply a sufficient number of receptacles to hold the quantity of garbage or rubbish accumulated. All receptacles are required to be constructed, maintained, and covered at all times as to prevent the entrance of animals or flies. Plastic garbage bags are to be used and securely tied to prevent spillage in the Town vehicle, and owners are responsible for cleanup in case of ruptured bags.

Section 3: All owners and occupants are required to set containers at curbside on designated pickup days no later than 9:00 a.m.

Section 4: Prohibits burning any matter in garbage or rubbish receptacles or bulk containers. Liquid or semi-liquid matter will not be collected by the Town and prohibits such matter to be put in containers for removal by the garbage collector.

Section 6: Requires all tree limbs, trunks, and the like to be cut in six (6) foot lengths no larger than three (3) inches in diameter and placed neatly in a pile. Prohibits any piece to be collected that is over fifty (50) pounds. Tree limbs that are over six (6) feet in length or over (3) inches in diameter must be removed at the owner's expense.

Section 7: Requires all accumulations from lot clearings, building construction, repairs and remodeling to be removed by the contractor or owner of the premises at his or her own expense. Accumulations that are not removed within fifteen (15) days after the project is completed will be in violation of this ordinance.

Section 8: Prohibits throwing, depositing in, sweeping on, or raking into any public street, sidewalk, or gutter any leaves, trash, filth, rubbish, broken glass, tin cans, refuse, ashes, waste, loose paper, or any other materials. Such materials must be accumulated and placed in their respective places or proper receptacles as provided in this ordinance.

Section 9: Requires the owner to remove any large household appliances, fixtures, or furniture at their own expense.

## **Street Vending Ordinance**

**Section 100.1—Prohibition of Street Vending without Privilege License:** Prohibits any person to engage in the outdoor sale of goods or merchandise of any kind or allow street vending to occur on premises under his or her control. This provision does not apply to customary garage or yard sales. Street vending is allowed on days designated as Street Fair Day so long as the vendor obtains and prominently displays a Street Vendors Privilege License and otherwise complies with the provisions of this ordinance.

**Section 100.2—Application for Privilege License, Payment of Tax, Issuance of License:** Requires any vendor obtaining a privilege license authorizing such vendor to engage in street vending on a designated Street Fair Day to submit an application with the Town Clerk at least 24 hours before the event begins, and pay the appropriate privilege license tax of twenty-five (\$25.00) dollars as provided in this section.

**Section 100.3—Regulations Applicable to Vendors:** Prohibits any vendor engaged in street vending on Street Fair day to (1) occupy a space that exceeds 400 square feet; (2) begin setting up any stalls or booths before noon on the Friday immediately preceding the Street Fair; or (3) sell merchandise on Friday immediately preceding the Street Fair.

## **Water System Ordinance**

**Section 1:** Requires all owners of improved property within the Town and upon or within a reasonable distance of any water lines owner and operate by the Town to connect his or her premises with the Town water system.

**Section 2:** Requires the Town to fix the amount for which the owner of improved property located within the Town will be charged to connect his or her premises with the Town's water system.

**Section 3:** Upon written notice from the Town Clerk, the owner or owners of improved property within the Town must connect his or her premises with the Town's water system within thirty (30) from the date of notification.

**Section 4:** Prohibits any person or entity owning improved property in the Town to use any water from a private well located on his or her premises or adjacent thereto, in order to provide running water, by means so as to exclude the utilization of the Town's water system by occupants of the dwellings or other improvements located on the property.

**Section 5:** Prohibits any unauthorized person to maliciously, or willfully break, damage, destroy, uncover, deface or tamper with any structure appurtenance, or equipment which is part of the water system owned by the Town. Any person violating this provision will be subject to immediate arrest and charged with a misdemeanor.

**Section 6:** Requires all authorized employees of the Town possessing proper credentials and identification to be permitted to enter all properties for the purposes of inspection, repairing,

observation, measurement, sampling, and testing, in accordance with the provisions of this ordinance.

Section 15: Prohibits (1) any water lines connected to the Town system to be accepted and maintained by the Town until such lines are dedicated to and become the property of the Town along with a recorded easement for the inspection, maintenance, and repair; (2) any connection or extension made to the Town water system except with prior notice and approval of the Town; and (3) any connection or extension to be accepted by the Town unless such connection or extension meets the Town standards and the property tied on complies with the Town ordinances.

Section 16: Requires every house, apartment, trailer, building, condominium, or independently owned or plumed unit requiring a water connection pursuant to this ordinance to be separately and independently connected. When two or more houses or units are connected with the same water lateral, a separate meter must be provided for each house or unit.

### **Zoning Ordinance**

Section 3—Application and Enforcement: The Zoning Officer must notify any person, firm, or corporation of a suspected violation of this zoning ordinance in person or in writing. Any person, firm, or corporation who violates the provisions of this ordinance will be guilty of a misdemeanor.

### **Ordinance of Major Subdivisions**

Section 3-4—Penalties for Violation: Any person who, being the owner or agent of the owner of any land located within the jurisdiction of this Ordinance, who thereafter subdivides his land in violation of this Ordinance or transfers or sells land by reference to, exhibition of, or any other use of a plat showing a subdivision of land before the plat has been properly approved under the terms of this Ordinance and recorded in the Office of the Moore County Register of Deeds will be guilty of a misdemeanor as provided by G.S. § 14-4.