

# *Town of Faison*

110 North East Center Street  
Post Office Box 365  
Faison, North Carolina 28341-0365

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(910) 267-2721  
FAX (910) 267-1848

October 24, 2018

Representative Ted Davis, Jr.  
Co-Chair: Oversight Committee on Justice and Public Safety  
N. C. House of Representatives  
300 N. Salisbury Street, Room 417B  
Raleigh, N. C. 27603-5925

Representative Davis;

In reference to Session Law 2018-69 (House Bill 379), "An Act to Assist the Criminal Law Recodification Working Group", The Town of Faison, N. C. is submitting our ordinance related information to your committee as requested.

If further information is needed, we can be contacted at 910-267-2721 or by emailing the request to [faisontownmayor@earthlink.net](mailto:faisontownmayor@earthlink.net).

Sincerely,

Carolyn Kenyon,  
Mayor

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THE BEGINNING OF OUR ORDINANCE BOOK HAS A PAGE STATING:

- A. Under Section 1. The following compilation of ordinances is hereby adopted as the official CODE OF ORDINANCES OF THE TOWN OF FAISON, N.C.
- B. Under Section 8. It shall be unlawful for any person to change or amend by additions or deletions any part or portion of this Code, or to alter or tamper with the Code in any manner whatsoever which will cause the ordinances of the Town to be misrepresented thereby. Any person violating this section shall be guilty of a misdemeanor and shall be punished as provided by the N.C. G.S. Section 14-4

NORTH CAROLINA G.S. SECTION 14-4. VIOLATION OF LOCAL ORDINANCES MISDEMEANOR:

- (a) Except as provided in subsection (b), if any person shall violate an ordinance of a county, city, town, or metropolitan sewerage district created under Article 5 of Chapter 162A, he shall be guilty of a Class 3 misdemeanor and shall be fined not more than five hundred dollars (\$500.00). No fine shall exceed fifty dollars (\$50.00) unless the ordinance expressly states that the maximum fine is greater than fifty dollars (\$50.00).
- (b) If any person shall violate an ordinance of a county, city, or town regulating the operation or parking of vehicles, he shall be responsible for an infraction and shall be required to pay a penalty of not more than fifty dollars (\$50.00).

Terms used in North Carolina General Statutes 14-4

Misdemeanor: Usually a petty offense, a less serious crime than a felony, punishable by less than a year of confinement.

The following is a list of our Ordinances and the stated penalty for each of them:

1. WATER SYSTEM—Tampering with water lines and devices. Violations of this section will incur a penalty as outlined in N.C. G.S. Section 14-151.
2. SEWER SYSTEM---Violations incur a penalty as outlined in N.C. G.S. Section 14-4.
3. CEMETARY----Prohibiting entry between sunset and sunrise. Violating is under NC G.S. Section 14-4.
4. GOLF CARTS---Violating is under NC G.S. Section 14-4 and as applicable to Part 10 of NC G.S. Chapter 20 (rules of the road).
5. COLLECTION OF SOLID WASTE---Violating is under NC G.S. Section 14-4 and could incur court costs.
6. PROHIBITION OF DONATION BINS----Violating is under NC G.S. Section 14-4.
7. YARD SALES---Violating is under NC G.S. Section 14-4.
8. GENERAL NUISANCES----- Violating is under NC G.S. Section 14-4 and could incur court costs.

9. CURFEW---Violating is under NC G.S. Section 14-4 plus stating that with a 1<sup>st</sup> offence of a minor, the parent will be given a written warning by law officer. With a 2<sup>nd</sup> offence the minor and the minor's parent will be subject to a criminal citation. If the minor is under 12 years of age a report will be made and copy sent to the Duplin County Department of Social Services.
10. STREETS AND SIDEWALKS---Violating is under NC G.S. Section 14-4.
11. GAME ROOMS--- Violating is a civil fine in the amount of \$500.00 imposed by zoning enforcement officer.
12. ANIMAL CONTROL-----Violating is under NC G.S. Section 14-4.
13. DISCHARGE OF FIREARMS WITHIN TOWN LIMITS----Violating is under NC G.S. Section 14-4.
14. DISTURBING PUBLIC MEETINGS---Violating is under NC G.S. Section 14-4.
15. DAMAGING TOWN PROPERTY---Violating is under NC G.S. Section 14-4.
16. OPEN BURNING WITHIN TOWN LIMITS---Violating is under NC G.S. Section 14-4.
17. LOITERING IN PUBLIC PLACES, TOWN OWNED PROPERTY , BUILDINGS AND BY RAILROAD TRACTS---- Violating is under NC G.S. Section 14-4.
18. CONSUMPTION AND POSSESSION OF MALT BEVERAGES AND WINE ON PUBLIC STREETS AND MUNICIPAL PROPERTY PROHIBITED----Violating is under NC G.S. Section 14-4.
19. PEDDLERS AND ITINERANT MERCHANTS--- Violating is under NC G.S. Section 14-4.
20. TAXICABS---- Violating is under NC G.S. Section 14-4.
21. FATS, OILS, AND GREASE CONTROL---Violating is under NC G.S. Section 14-4 and requirements set forth by NC Division of Water Quality issued by the Collection System permit.
22. MINIMUM HOUSING ORDINANCE---Violating is under NC G.S. Section 14-4.
23. WATER SHORTAGE ORDINANCE--- Violating is under NC G.S. Section 14-4.