

November 29, 2018

*Via Electronic Mail*

Joint Legislative Administrative Procedure Oversight Committee

Joint Legislative Oversight Committee on Justice and Public Safety

Re: Town of Pinetops - Session Law 2018-69 Submission

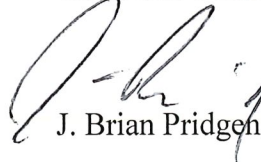
Dear Sirs and Madams:

Attached, please find a listing and description of all ordinances of the Town of Pinetops which are punishable pursuant to N.C. Gen. Stat. §14-4(a). Please contact me if additional information is required.

With best regards, I am

Very truly yours,

**CAULEY PRIDGEN, P.A.**



J. Brian Pridgen

JBP/slf  
Attachment  
cc: Client

## SESSION LAW 2018-69 SUBMISSION

FROM: TOWN OF PINETOPS, EDGECOMBE COUNTY, NORTH CAROLINA

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TO: THE JOINT LEGISLATIVE ADMINISTRATIVE PROCEDURE OVERSIGHT  
COMMITTEE AND THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE  
ON JUSTICE AND PUBLIC SAFETY

DATE: NOVEMBER 29, 2018

Chapter 10 General Provisions

Sets forth the penalties for violating town ordinances.

10.99 General Penalty

Chapter 34 Civil Emergencies

Prohibits certain conduct during times of a declared state of emergency.

34.02 Proclamation by Mayor; Restrictions Authorized

34.07 Required compliance with proclamation

34.99 Penalty

Chapter 50 Sewage

Prohibits (1) connection to the Town sewer system without approval of the town; (2) use of waste collection other than Town sewer with certain limited exceptions; (3) tampering with sewer lines or meters; and (4) discharge of certain materials/chemicals into the sewer system.

50.01 Certain properties required to be connected to public sanitary sewer or  
septic

Tank

50.02 Water closet, privy connecting with or emptying into drains

## Chapter 51 Electric System

Prohibits removal of trees or limbs near power lines without obtaining a permit from the town.

51.01 License required to cut or remove trees near power lines

51.99 Penalty

## Chapter 90 ABANDONED VEHICLES

Prohibits maintaining abandoned, junked, or nuisance vehicles.

90.01 Administration

90.02 Definitions

90.03 Abandoned vehicle unlawful; removal authorized

90.04 Nuisance vehicle unlawful; removal authorized

90.05 Junked motor vehicle regulated; removal authorized

90.06 Removal of abandoned, nuisance, or junked motor vehicles; pre-towing notice requirements

90.07 Exceptions to prior notice requirement

90.08 Removal of vehicles; post-towing notice requirements

90.09 Right to probable cause hearing before sale or final disposition of vehicle

90.10 Redemption of vehicle during proceedings

90.11 Sale and disposition of unclaimed vehicle

90.12 Conditions on removal of vehicles from private property

## Chapter 91 Animals

Prohibits (1) cruelty to animals; (2) maintaining dangerous, nuisance, noisy or unsecured animals; (3) failure to comply with rabies, vaccination, and privilege fee requirements; (4) keeping non-domestic animals.

91.01 Possession or harboring of wild animals

91.02 Keeping livestock; livestock running at large

91.03 Keeping horses prohibited

91.04 Parking horses and mules on street

91.05 Slaughtering for market prohibited

91.06 Disposition of carcasses

91.07 Town constitutes bird sanctuary

91.08 Annual dog license tax

### *County Animal Control Provisions*

91.20 Need for regulations

91.21 Subchapter not in conflict with statutes

91.22 Authority

- 91.23 Definitions
- 91.24 Enforcement responsibility
- 91.25 Violations
- 91.26 Exemptions for hunting dogs
- 91.27 Impoundment of animals
- 91.28 Disposition of animals
- 91.29 Procedure of enforcement

#### 91.99 Penalty

### Chapter 92 Fire Protection

Prohibits (1) failure to obey fire and police officers at scene of fire, (2) use of fire for various dangerous activities, (3) storage of various combustible materials, and (4) improper maintenance of heat ventilating or producing components and systems.

- 92.01 Required obedience to fire and police officers at scene of fire
- 92.02 Bonfires and outdoor rubbish fires
- 92.03 Smoking prohibited under certain conditions
- 92.04 Use of torches for removing paint and sweating pipe joints
- 92.05 Hot ashes and other dangerous materials
- 92.06 Accumulation of waste materials
- 92.07 Handling readily combustible materials
- 92.08 Storage of readily combustible materials
- 92.09 Powder storage
- 92.10 Flammable decorative materials
- 92.11 Storage or display in roofed-over malls
- 92.12 Open flames, lights or kindling of fire restricted
- 92.13 Maintenance of chimneys, vents, heat producing appliances, and exhaust systems

### Chapter 93 Health and Sanitation

Prohibits (1) not keeping property free of trash, and waste, (2) placing slops or filth on private or public property; and (3) maintaining public nuisances.

- 93.01 Prohibited disposal of garbage, trash and refuse
- 93.02 Slops or filth in streets or on premises
- 93.03 Maintenance of premises
- 93.04 Notice to abate violation

### Chapter 94 Noise

Prohibits creating excessive and disturbing noise.

- 94.01 Loud or unnecessary noises
- 94.02 Enumeration of acts resulting in noise

## Chapter 95 Streets and Sidewalks

Prohibits (1) damaging streets or sidewalks; (2) unpermitted construction impacting Town streets or sidewalks; (3) obstructing streets or sidewalks by assembly, construction, placement of objects, or display of goods; (4) burning or throwing trash on streets; (5) and riding bicycles or playing baseball on streets or sidewalks.

### *General Provisions*

- 95.01 Prohibited acts as to streets, sidewalks, ditches and drains
- 95.02 Obstruction of streets and sidewalks
- 95.03 Permit required for sale or advertising on streets or sidewalks

### *Excavations*

- 95.15 Permit required; restoration of surface
- 95.16 Bond or cash deposit
- 95.17 Covering of excavation; warning lights

### *Parades, Demonstrations and Pickets*

- 95.30 Definitions
- 95.31 Permit requirements
- 95.32 Revocation of permit
- 95.33 Prohibited acts
- 95.34 Exemptions

## Chapter 111 Pool Halls

Prohibits operation of pool halls not in compliance with requirements of town code ordinances.

- 111.01 Pool halls not to be open to minors
- 111.02 Closing hours

## Chapter 130 Offenses Against Public Peace and Safety

Prohibits (1) various acts disturbing the public peace, (2) littering, (3) public defecation, urination, or spitting, (4) impersonating a town employee, selling unwholesome meat, (5) violation of the curfew ordinance.

- 130.01 Ringing bells for mischievous purpose
- 130.02 Disorderly conduct
- 130.03 Disturbing the peace

- 130.04 False alarms
- 130.05 Fruit peelings, chewing gum and the like not to be dropped on streets or Sidewalks
- 130.06 Halloween activity
- 130.07 Defecating or urinating in public places
- 130.08 Spitting on public places
- 130.09 Soliciting for magazines and books
- 130.10 Impersonating town officer or employee
- 130.11 Courteous conduct between town officers and employees and the public
- 130.12 Unwholesome meat prohibited for sale
- 130.13 Curfew
  
- 130.99 Penalty

## Chapter 131 Offenses Against Property

Prohibits (1) defacing or damaging public or town property and (2) littering.

### *General Provisions*

- 131.01 Defacing or injuring public property
- 131.02 Tampering with town property
- 131.03 Trespassing on or damaging real property
- 131.04 Violators to pay for damage

### *Littering*

- 131.15 Definition
- 131.16 Prohibited deposits
- 131.17 Sweepings from premises
- 131.18 Duty of business establishments
- 131.19 Litter thrown or spilled from vehicles
- 131.20 Depositing litter in parks and other public places

## Chapter 132 Weapons Offenses

Prohibits discharging firearms in town limits.

- 132.01 Discharging firearms or other devices
- 132.02 Posting of signs prohibiting the carrying of concealed weapons on certain municipal property

## Chapter 133 Alcohol and Drug Offenses

Prohibits (1) open containers in public, (2) loitering in public places for the purpose of selling drugs, and (3) selling alcohol to minors or outside of permitted hours.

133.01 Drinking or having opened container in possession on streets

133.02 Regulation of beer and wine sales

133.03 Loitering for the purpose of engaging in drug related activity

## Chapter 150 Buildings

Prohibits (1) failure to maintain a dwelling that meets the minimum housing standards and (2) maintaining an abandoned dwelling.

150.06 Structures dangerous to public health or safety constitute nuisances

150.22 Minimum standards of fitness for dwellings and dwelling units

150.23 Structural condition

150.24 Basic plumbing, heating, and electrical equipment and facilities

150.25 Ventilation

150.26 Space, use and location

150.27 Safe and sanitary maintenance

150.28 Control of insects, rodents, and infestations

150.29 Applicable to rooming houses.

150.30 Responsibilities of owners and occupants

150.32 Inspections; duty of owners and occupants

150.33 Procedure for enforcement

150.37 Enforcement of order

150.41 Violations; penalty

150.42 Extraterritorial provision

### *Abandoned Structures*

150.74 Standards for enforcement

150.75 Procedure for enforcement

150.76 Violation; penalty

## **ZONING ORDINANCE**

Prohibits (1) development of property not in accordance with district use regulations and (2) development or change of use of property without Town approval.

## Section 61 Screening Requirements

62	Visibility at Intersections in Residential Districts
63	Fences, Walls and Hedges
64	Accessory Buildings
65	Exceptions to Height Regulations
66	Parking and Storage of Certain Vehicles
67	Curb Cuts
Section 80	Off-Street Parking Required
81	Determination of Parking Requirements
82	Combination Required Parking Spaces
83	Day Time-Night Assignments
84	Lighting
85	Safety Barriers
86	Parking Areas Adjacent to Public Alleys
87	Improvement, Design and Location Standards
88	Off-Street Loading Requirements
Section 90	Intent
91	Nonconforming Lots of Record
92	Non-Conforming Structures
93	Non-Conforming Use of Land and/or Structures
94	Loss of Non-Conforming Status
95	Repair Permitted
96	Conditional Use Not Non-Conforming
Chapter 131	Penalties for Violation