

Town of Weaverville - Ordinance Violation Misdemeanors

Ordinance	Web Link	Section	Description
Animals Ordinance	https://library.municode.com/nc/weaverville/codes/code_of_ordinances?nodeId=PTIICOOR_CH4AN_ARTIILI_S4-43PE	Article II Section 4-43(a)	(a)Each violation of any of the provisions of this article [Livestock] by an owner/custodian of the livestock or potbellied pig shall subject such owner/custodian to a citation for a violation of this article and a charge of a misdemeanor in accordance with G.S. 14-4.
Businesses Ordinance	https://library.municode.com/nc/weaverville/codes/code_of_ordinances?nodeId=PTIICOOR_CH6BU_ARTIIISTVE_S6-94PE	Article III Section 6-94	Pursuant to G.S. 14-4, any person who violates this article [Street Vendors] shall be guilty of a misdemeanor punishable by a fine of \$500.00 and/or not more than 30 days in jail.
Environment Ordinance	https://library.municode.com/nc/weaverville/codes/code_of_ordinances?nodeId=PTIICOOR_CH10EN_ARTIVOPBU_S10-75PE	Article IV Section 10-75	The Town of Weaverville Fire Chief or his approved designee shall cause extinguishment of all open burning that violates this chapter. The Town of Weaverville Fire Marshal or Police Chief and their approved designees may issue a citation in the amount of \$100.00 per incident. Violation of this article [Open Burning] shall constitute a misdemeanor punishable in accordance with G.S. 14-4. In addition to any citation/penalty, the violator may be assessed the cost of extinguishing the fire by the town. These costs are to be calculated using the fees set out in the town's schedule of fees as adopted by the town council and on file in the office of the town clerk.
Subdivisions Ordinance	https://library.municode.com/nc/weaverville/codes/code_of_ordinances?nodeId=PTIICOOR_CH25SU_ARTIIILEPR_S25-49PEVI	Article III Section 25-49(a)	After the effective date of this chapter [Subdivisions], any person who, being the owner or agent of the owner of any land located within the jurisdiction of the town, thereafter subdivides his land in violation of this chapter or transfers or sells land by reference to, exhibition of, or any other use of a plat showing a subdivision of the land before the plan has been properly approved under the terms of this chapter and recorded in the office of the Buncombe County Register of Deeds, shall be guilty of a Class 1 misdemeanor. The description by metes and bounds in the instrument of transfer or other document used in the process of selling or transferring land shall not exempt the transaction from this penalty. The town council may bring an action for injunction of any illegal subdivision, transfer, conveyance or sale of land and the court shall, upon appropriate findings, issue an injunction and order requiring the offending party to comply with this chapter. In addition to other remedies, the town may institute any appropriate action or proceedings to prevent the unlawful subdivision of land, to restrain, correct or abate the violation, or to prevent any illegal act or conduct.

Town of Weaverville - Ordinance Violation Misdemeanors

Ordinance	Web Link	Section	Description
Solid Waste Management Ordinance	https://library.municode.com/nc/weaverville/codes/code_of_ordinances?nodeId=PTIICOOR_CH22SOWAMAS_ARTIINGE_S22-6SCACRELI	Article I Section 22-6 (c)	(c) Violation of any provision of this section [Scattering or Accumulation of refuse or littering] or of any obligation imposed by it shall constitute a misdemeanor. In addition to and separate from any of the remedies set forth by this section, any person violating the provisions of this section shall be assessed a penalty of \$50.00 for each day during which such violation shall continue and shall be a separate and distinct violation of this section.
Flood Damage Prevention Ordinance	https://library.municode.com/nc/weaverville/codes/code_of_ordinances?nodeId=PTIICOOR_CH13FLDAPR_ARTIIGEPR_S13-58PEVI	Article II Section 13-58(1)(3)	(1) Violation of the provisions of this chapter [Flood Damage Prevention] or failure to comply with any of its requirements, including violation of conditions and safeguards established in connection with grants of variance or special exceptions, shall constitute a Class 1 misdemeanor. Any person who violates this chapter or fails to comply with any of its requirements shall, upon conviction thereof, be fined not more than \$25,000.00 or imprisoned for not more than 120 days, or both. Each day such violation continues shall be considered a separate offense. Nothing herein contained shall prevent the town from taking such other lawful action as is necessary to prevent or remedy any violation. (3) Failure to remove any artificial obstruction or enlargement or replacement thereof, that violates this chapter or the provision of any permit issued under the authority of this chapter may subject the person in violation of this chapter to a fine of not more than \$5,000.00 per day, and such fine shall constitute a separate violation of this chapter for each day that the failure continues after written notice from the floodplain administrator. Any fine imposed hereunder shall be a civil penalty which may be recovered by the county in a civil action in the nature of a debt.
Zoning Ordinance	https://library.municode.com/nc/weaverville/codes/code_of_ordinances?nodeId=PTIICOOR_CH36ZO_ARTVI_IISIRE_S36-209VIAR	Article VIII Section 36-209(d)(1)(d)(3)	(d)(1) In addition to or in lieu of the other remedies set forth in this section, the zoning administrator or his designee may issue a citation setting forth a civil penalty of \$50.00, pursuant to G.S. § 160A-175(c). In the case of a continuing violation, each 72-hour period during which the violation continues to exist shall constitute a separate violation. The citation shall be served upon the person(s) described in subparagraph (a) by the means set forth therein. In the event the offender does not pay the penalty within 30 days of service of the citation, the civil penalty shall be collected by the town in a civil action in the nature of debt, which shall not subject the offender to the penalty provisions of G.S. § 14-4. (d)(3) In addition to or in lieu of the other remedies set forth above, the town may use all of the remedies set forth in G.S. § 160A-175. Specifically, the person violating a provision of this chapter may be charged with a misdemeanor or infraction pursuant to G.S. § 14-4 and fined in accordance with the provisions.

Town of Weaverville - Ordinance Violation Misdemeanors

Ordinance	Web Link	Section	Description
Fire Prevention and Protection Ordinance	https://library.municode.com/nc/weaverville/codes/code_of_ordinances?nodeId=PTIICOOR_CH12FIPRPR_ARTIIFIPRCO_S12-54FIPROPCOPE	Article II Section 12-54 (f)	If any person shall violate this section [Fire Prevention operational and construction permits], he/she shall be guilty of a class 3 misdemeanor and shall be fined not more than \$500.00 per violation, in accordance with G.S. 14-4.
Traffic Ordinance	https://library.municode.com/nc/weaverville/codes/code_of_ordinances?nodeId=PTIICOOR_CH28TR_ARTIIOPEVE_S28-38TRTRREST	Article II Section 28-38 (d)	Pursuant to G.S. 14-4, any person who violates this section [Truck traffic on residential streets] shall be responsible for any infraction and shall be required to pay a penalty of not more than \$50.00. Each violation shall be a separate and distinct offense.