

TOWN OF WHITE LAKE
ORDINANCES RELATED TO SESSION LAW 2018-69

CHARTER AND RELATED LAWS

Sec. 9 Discharge of firearms.

Sec 10. Bingo; Permit Required

Sec. 11. Digging ditches below a certain level

Title I General Provisions

Sec. 10.99 General Penalty provides generally that any violation of the code of ordinances for which no other penalty is provided is a Class 3 misdemeanor and subject to a fine not to exceed \$500.00. However, the ordinance must specifically state that the maximum fine may be greater than \$50.00. Otherwise the fine may be no more than \$50.00.

Exceptions are parking violations which are infractions only (Sec. 10.99 (B))

Title III Administration

Sec.31.01 State of Emergency (See Sec. 10.99)

Sec 31.02 Smoking in Municipal Buildings

Sec. 31.03 Concealed Weapons

Sec. 31.99 Provides penalty for violation of the declarations by the Mayor in a time of emergency and as otherwise provided under Title III. Provides for imprisonment not exceeding 30 days.

Chapter 33 Fire Department

Sec. 33.26 Inspections - Fire chief makes inspections and issues order or notice to abate a fire haard or hazards. (Sec. 10.99)

Title V Public works

Chapter 50: Sec 50.02 through 50.10 Public Works

Individuals must obtain a permit from the Board to collect waste. (Sec. 50.02 (E) and 50.07 (A)(B)(C) regulate the collection of garbage or waste and disposal thereof).

Sec. 50.09 prohibits littering and provides for collection of cost of removing the same from the violator.

Sec 50.99 PENALTY – failure to comply is subject to General Penalty of Sec. 10.99

Chapter 51 General Water and Sewer Provisions

Sect 51.06 Unlawful connections to Water or Sewer system.

Sec 51.99 PENALTY under Sec. 10.99

Chapter 52: WASTEWATER DISCHARGE AOND POLLUTION ABATEMENT

Sect 52.999 PENALTY – “willfully or negligently” violates or “falsifies” anY “INFORMATION OR DATA”

Title VII TRAFFIC CODE

Sect 70.01 through 70.20 are Licensing, Traffic and Parking Regulations.

Sec. 70.01 – Requires licensing of vehicles and registering same with the Bladen County Tax Assessor.

Sec. 70.15 Speed limit signs.

Sec 70.16 – Approach of Emergency Vehicles

Sec. 70.17 – Driving over or Blocking Fire Equipment

Sec. 70.18 Reckless Driving

Sec. 70.19 – Prohibited Parking - n/a

Sec. 70.20 Vehicle Size Restrictions on Residential Streets

Sec. 70.99 Penalty refers to Sec. 10.99

Chapter 71 – Speed limits on Town Streets

Chapter 72. Prohibited parking areas – (not applicable)

TITLE IX GENERAL REGULATIONS

Chapter 91 Fire Prevention and Protection

Sec 91.02 Unlawful to obstruct or paint a hydrant or fireplug.

Chapter 92 Abandoned, Nuisance and Junked vehicles.

92.01-92-.15 generally do not define misdemeanor conduct unless the vehicle is declared a nuisance and the Owner fails to remove it. (Sec. 92.04) or removal of an impounded vehicle from a storage facility after it has been declared a nuisance and impounded (Sec. 92.15).

Chapter 93 Parks and Recreation

Sec. 93.01 Unlawful to dive from commercial piers

Sec. 93.17 Unlawful to use land for a group camp without a permit.

Chapter 95 Parades and Demonstrations

Sec. 95-02 (A) Unlawful to parade, picket line, or group demonstration, without a permit. **(See Sec. 10.99)**

Chapter 96 Nuisances, Health and Sanitation

If a nuisance is determined as provided in this chapter, Town may proceed in a criminal action as provided in *GS Sec. 14-4*.

Title XI Business Regulations

Chapter 110 General Operating and Licensing Procedures

Sec 110.17 and 110.19 make it a misdemeanor to fail to obtain a business permit or license or to fail to pay taxes due. But see N.C. Gen. Stat. Sec. 160A-211 which was repealed by the General Assembly in 2015 which permitted business permits.

Chapter 111. Alcoholic Beverages

Sec. 111.02 Drinking or displaying in public places. **(See Sec. 10.99)**

Title XIII General Offenses

Chapter 130. General Offenses

Sect 130.01 through 130.04 Noise violations generally punishable under (Sec. 10.99) except Sec. 130.03(K) “indecent or profane language” in a loud and boisterous manner may be fined in excess of \$50, but not more than \$500.00.

Sec. 130.15 Discharge of firearms

Sec. 130. 30 - .33 Fire Bombs and Molotov Cocktails

Unlawful to possess or possess, transport or use fire bombs or Molotov cocktails

(Punishment: See Sec. 10.99)

TITLE XV Land Usage

Chapter 151. Buildings and Building regulations

Sec. 151.01 Contractor’s Duty to Obtain Zoning Permit (Punishment: See Sec. 10.99)

Sec. 151.05 Moving Buildings – contractor must pay a building permit fee and a zoning permit fee.

(Punishment: See Sec. 10.99)

Sec. 151.20 – 151.26 Defects in Buildings/Procedure and Duty of Owner/contractor to correct - upon discovery of defects: failure to properly construct or fire hazard

And owner or builder does not immediately remedy the defects (Punishment: See Sec. 10.99) and Failure to comply with an order of the Building Inspector Sec 151.26) is guilty of a misdemeanor.

Sec. 151.40 et. seq. provides for enforcement of provisions relating to abandoned buildings which are primarily civil in nature. However Sec. 151.48 provides that the Town may exercise its power to declare a nuisance. If so, then remedy would be by criminal process (Punishment: See Sec. 10.99)

Sec 151.60- .62 Plumbing Bonding and repair work must be done by bonded plumbers or their journeyman plumbers. (Punishment: See Sec. 10.99)

Chapter 152 Flood Damage Prevention

Sec. 152.99 provides that failure to comply with requirements “fined not mre that \$50.00 or imprisoned for not more that 30 days or both.”