

Ordinance	Fine	Text
§ 10.99 GENERAL PENALTY; ENFORCEMENT OF ORDINANCES; CONTINUING VIOLATIONS	Civil Penalty up to \$100 or imprisonment not to exceed 30 days.	§ 10.99 GENERAL PENALTY; ENFORCEMENT OF ORDINANCES; CONTINUING VIOLATIONS. (A) Any person, firm or corporation violating any of the provisions of any section or division of this code of ordinances for which no other penalty is provided, or failing or neglecting or refusing to comply with same, shall, upon conviction, be guilty of a Class 3 misdemeanor and subject to a fine not to exceed \$100 or imprisonment not to exceed 30 days, and each day that any of the provisions of this code of ordinances are violated shall constitute a separate offense. (B) Unless otherwise specifically provided, violation of any provision of this code of ordinances or other town ordinance may subject the offender to a civil penalty in the amount of \$100, to be recovered by the town in a civil action in the nature of a penalty within a prescribed period of time after he or she has been cited for the violation. (C) Any provision of this code of any other town ordinance may be enforced by an appropriate equitable remedy issuing from a court of competent jurisdiction. In such cases, the general court of justice shall have jurisdiction to issue such orders as may be appropriate, and it shall not be a defense to the application of the town for equitable relief that there is an adequate remedy at law. (D) (1) Any provision of this code or any other town ordinance that makes unlawful a condition existing upon or use made of real property may be enforced by injunction and order of abatement, and the general court of justice shall have jurisdiction to issue such orders. When a violation of such a provision occurs, the town may apply to the appropriate division of the general court of justice for a 12 Williamston - General Provisions mandatory or prohibitory injunction and order of abatement commanding the defendant to correct the unlawful condition upon or cease the unlawful use of the property. The action shall be governed in all respects by the laws and rules governing civil proceedings, including the Rules of Civil Procedure in general and Rule 65 in particular. (2) In addition to an injunction, the court may enter an order of abatement as a part of the judgment in the cause. An order of abatement may direct that buildings or other structures on the property be closed, demolished, or removed; that fixtures, furniture or other movable property be removed from buildings on the property; that grass and weeds be cut; that improvement or repairs be made; or that any other action be taken that is necessary to bring the property into compliance with this code or the ordinance. If the defendant fails or refuses to comply with an injunction or with an order of abatement within the time allowed by the court, he or she may be cited for contempt, and the town may execute the order of abatement. The town shall have lien on the property for the cost of executing an order of abatement in the nature of a mechanic's and materialman's lien. The defendant may secure cancellation of an order of abatement by paying all costs of the proceedings and posting a bond for compliance with the order. The bond shall be given with sureties approved by the Clerk of Superior Court in an amount approved by the judge before whom the matter is heard and shall be conditioned on the defendant's full compliance with the terms of the order of abatement within a time fixed by the judge. Cancellation of an order of abatement shall not suspend or cancel an injunction issued in conjunction therewith. (E) The provisions of this code and any other town ordinance may be enforced by any one, all or a combination of the remedies authorized and prescribed by this section. (F) Except as otherwise specifically provided, each day's continuing violation of any provision of this code or any other town ordinance shall be a separate and distinct offense. (G.S. § 14-4(a)) (Ord. passed 8-6-2007) Statutory reference: As to penalty for violation of town ordinances, see G.S. § 14-4 For provisions concerning enforcement of ordinances, see G.S. § 160A-175 For statutory authority, see G.S. § 160A-175
31.04 RULES OF DECORUM	10.99 GENERAL PENALTY	For the preservation of order and decorum during Commissioners meetings, the following Rules of Decorum shall govern. (A) Any person making personal, impertinent, slanderous or profane remarks, or who willfully utters loud, threatening or abusive language, or engages in any disorderly conduct which would impede, disrupt or disturb the orderly conduct of any meeting, hearing or other proceeding, shall be called to order by the Chairperson and, if the conduct continues, may, at the discretion of the Chairperson, be ordered barred from further audience before the Board during that meeting. (B) No person in the audience shall engage in disorderly conduct such as hand clapping, stamping of feet, whistling, using profane language, yelling and similar demonstrations, which conduct disturbs the peace and good order of the meeting. (1992 Code, § 2-9) Penalty, see § 10.99

36.01 LEVYING TAX; RETAIL SHORT-TERM LEASE OR RENTAL OF MOTOR VEHICLES

36.99 Penalty

(A) Levy of tax. A tax is hereby imposed and levied in an amount equal to 1.5% of the gross receipts derived from the short-term lease or rental of vehicles at retail to the general public. This tax on gross receipts is in addition to the privilege license taxes authorized by G.S. § 160A-211. (B) Administration. The town, through its Tax Collector, will administer and collect from the operators of leasing and rental entities the tax hereby levied. The Town Tax Collector may advocate additional lawful rules and regulations necessary for implementation and collection of the tax. (C) Collection of the tax. Every person engaged in the business of the short-term lease or rental of vehicles at retail to the general public shall collect, at the time of the lease or rental, the tax herein levied, place the tax so collected in a segregated account and thereafter remit the tax to the Tax Collector in accordance with the provisions if this section. The taxpayer shall include, in each retail, short-term lease or rental agreement stating that the percentage amount enacted by this section of the total lease or rental price, excluding sales tax, is being charged as tax on gross receipts. The amount of the tax shall be stated separately from the lease or rental and shown separately on the taxpayer's records. The tax shall be paid by the customer to the taxpayer as trustee for and on account of the town. The taxpayer shall be liable for the collection thereof and for his or her payment to the Tax Collector, and the taxpayer's failure to charge or to collect the tax from the customer shall not affect the liability. (D) Situs. The transaction giving rise to the tax herein levied shall be deemed to have occurred at the location of the entity from which the customer takes delivery of the vehicle. (G. S. § 160A-215.1(b)) (E) Payment of taxes and filing of returns. The taxes levied hereby are due and payable to the town in monthly installments on or before day 15 of each month, prepare and render a return to the town. The town shall design, print and furnish to all the entities the necessary forms for filing the returns and 25 26 Williamston - Administration instructions to insure the full collection of the tax. These tax proceeds shall be placed in a segregated account by the collecting entity and are the property of the town. A return filed for this purpose is not a public record as defined by G.S. § 132-1 and may not be disclosed except as provided by law. (F) Taxpayer to keep records. The taxpayer shall keep and preserve suitable records of the gross receipts received by the taxpayer in the conduct so business and other books or accounts as may be necessary to determine the amount of the tax for which the taxpayer is liable under the provisions of this section. It shall be the duty of the taxpayer to keep and preserve, for a period of three years, all the records of gross receipts, other books and accounts described. All records, books and accounts herein described shall be open for the examination at all reasonable hours during the day by the Tax Collector or his or her duly authorized agent. (G) Misdemeanor for willful violation. Any person, firm, corporation or association who willfully attempts in any manner to evade a tax imposed herein or who willfully fails to pay the tax or make and file a return shall, in addition to the penalties provided by law and herein, be guilty of a misdemeanor punishable as provided by law. (H) Authority. This section is enacted pursuant to the provisions of G.S. § 160A-215.1. (Ord. passed 3-6-2006) Penalty, see § 36.99

(A) Generally. Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to § 10.99. (B) Levying tax. In case of failure or refusal to file a return or pay the tax for a period of 30 days after the time required for filing the return or paying the tax, there shall be an additional tax, as a penalty, of 5% of the tax due, with an additional tax of 5% for each additional month or fraction thereof until the tax is paid. The Town Board of Commissioners, for good cause shown, may consider appeals and adjust any penalty or additional tax imposed hereunder. (Ord. passed 3-6-2006)

36.99 PENALTY
§ 37.04 EXTENSION, ALTERATION AND THE LIKE, OF PROCLAMATION; VIOLATION OF RESTORATIONS PROHIBITED.

may exceed \$50, up to a maximum of \$500, as provided in G.S. § 14-4.

(B) During the existence of a proclaimed state of emergency, it shall be unlawful for any person to violate any provision of any restriction imposed by any proclamation authorized by this chapter. The fine for violation of any such restriction may exceed \$50, up to a maximum of \$500, as provided in G.S. § 14-4. (1992 Code, § 8-4) Penalty, see § 10.99

(A) Definitions. For the purpose of this section, the following definitions shall apply unless the context indicates or requires a different meaning. SMOKING. The inhaling, exhaling, burning or carrying of a lighted pipe, cigar, cigarette or other combustible tobacco product. (B) Smoking regulated in municipal buildings. It shall be unlawful for any person to smoke in any building or facility or portion of a building or facility now or hereafter owned, leased, operated, occupied, managed or controlled by the town, except in specially designated smoking areas. The Board of Commissioners shall have the authority to designate smoking areas within each town building or facility. An area within any building or facility may be designated as a smoking area only if the ventilation of the area is sufficient, any adverse impact on municipal employees and members of the public is minimal and no fire or other safety hazard will be created by smoking in the area. (C) Smoking prohibited in municipal vehicles. It shall be unlawful for any person to smoke in any vehicle now or hereafter owned or leased by the town. (D) Conflict of laws. If any portion of this section or the enforcement thereof is found to be preempted by state or federal law, the preemption shall not operate to invalidate the rest of the ordinance, and the same shall remain in full force and effect. (E) Effective date. This section shall be effective upon adoption. (Ord. passed 10-4-1993) Penalty, see § 38.99

38.01 REGULATING SMOKING IN
MUNICIPAL BUILDINGS AND
VEHICLES

Penalty, see § 38.99

10.99 GENERAL PENALTY (A) The Town Administrator, or designee, shall conduct an investigation on final applicants for regular full- and part-time positions in the city government; on final applicants for all coaches, assistant coaches or other volunteers working directly with children participating in the town’s activities and events; persons applying for permits or license to operate adult establishments; dance halls; game rooms; massage parlors; and as a canvasser, pawn broker, peddler or itinerant merchant, precious metal dealer, or taxi driver. It shall be a precondition of employment or for working directly with children in a volunteer capacity, that upon request, the applicant provide necessary personal identification, including a birth certificate, social security number (as allowed by law) and driver’s license, if available, so the Town Administrator or designee may cause a thorough search to be made of local and state criminal records for the purpose of determining if the applicant has a history of criminal convictions by use of the Division of Criminal Information Network (DCIN). (B) Prior to denial or termination of employment as a full- or part-time employee, or prior to the termination of a volunteer or prior to denial of a permit or license to operate a business within the city which termination or denial is based upon criminal history record inquiry (CHRI) received from criminal information and identification section (CIIS) through the Williamston Police Department, the Town Administrator or designee shall verify the existence of a record by obtaining a certified public record or by submitting a fingerprint card of the individual to the CIIS for verification that the CHRI record belongs to the individual. (C) The Williamston Police Department shall provide the findings from the use of the DCIN to the Town Administrator or designee. (D) If any criminal history check reveals a prior record, the applicable clerk of court shall be contacted to obtain the record. The town shall pay the applicable party the cost of obtaining a criminal history record check. (E) All parties handling sensitive information described herein shall comply with North Carolina State Law, particularly G.S. § 160A-168, all federal laws, rules, regulations, and the town ordinances, as they relate to the confidential handling of criminal record checks. (Ord. 2009-4, passed 9-21-2009) § 38.99 PENALTY. (A) General. Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to § 10.99.

§ 38.02 CRIMINAL HISTORY
CHECKS.

10.99 GENERAL PENALTY (A) General. Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to § 10.99. 2009 S-1 Municipal Policies 30A (B) Regulating smoking in municipal buildings and vehicles. Violation of § 38.01 shall subject the offender to a civil penalty in the amount of \$10 to be recovered by the town. Violators shall be issued a written citation which must be paid to the town within 48 hours. Violation of § 38.01 shall not constitute a misdemeanor or infraction punishable under G.S. § 14-4. (Ord. passed 10-4-1993)

38.99 PENALTY.

51.05 OBSTRUCTION OF DRAINAGE DITCH.	§ 51.99 PENALTY	It shall be unlawful for any person to deposit refuse, including dirt, in any ditch or otherwise obstruct any ditch in the town if the ditch carries in it any water running off the street in the town, or off any property, title to which is held by the town. (1992 Code, § 13-5) Penalty, see § 51.99
51.20 COLLECTION PRACTICES; GENERALLY.	§ 51.99 PENALTY	to any customer whose account remains delinquent. The term DELINQUENT shall have the same meaning as that term is defined in the Water Use Ordinance of the Town of Williamston. (1992 Code, § 13-8) (Ord. passed 7-1-1991; Ord. passed 4-7-2008) Penalty, see § 51.99
§ 51.99 PENALTY		(A) Violation of any of the provisions of this chapter shall constitute a misdemeanor and shall be punishable as provided in § 10.99. Each day of violation of this chapter shall constitute a separate offense. (B) The provisions of this chapter shall in no way limit or restrict its enforcement to the remedies provided, but instead the provisions shall also be enforced as provided in G.S. § 160A-175. (1992 Code, § 13-22)
52.01 PLANTINGS ON RIGHT-OF-WAY BETWEEN CURBS AND SIDEWALK NEAR INTERSECTIONS.	§ 52.99 PENALTY.	No planting or other obstruction more than 36 inches high may be made on the right-of-way between the curb and sidewalk for a distance of 25 feet from the corners of intersections.
		be permitted to exceed ten inches in height upon occupied property or vacant lots within the town. Every owner, lessee, occupant or person in possession of property in the town shall cut down, within ten inches of the ground, all weeds, grass or other noxious growth thereon as often as may be necessary and at least twice each year, the first time not later than June 15 and the second time not later than September 15 of each year. If the weeds, grasses or other noxious growth are not cut in compliance with this section, the town, through its agents and employees, shall proceed to have the weeds, grass or other noxious growth cut out, and the owner, lessee, occupant or person in possession of the property shall be responsible to the town for the cost thereof as provided in G.S. § 160A-193.
§ 52.02 MAXIMUM PERMITTED HEIGHT OF GROWTH.	§ 52.99 PENALTY.	
52.03 WHEN DEEMED PUBLIC NUISANCE.	§ 52.99 PENALTY.	The uncontrolled growth of noxious weeds and grass, pausing or threatening to cause conditions dangerous and prejudicial to the public health or a fire hazard dangerous to the public safety, upon any premises or upon any vacant lot, is hereby declared to be a public nuisance.
§ 52.06 ABATEMENT OF NUISANCE BY TOWN; UPON REQUEST.	§ 52.99 PENALTY.	within ten days from receipt of the order, request the Town Administrator in writing to remove the conditions constituting the nuisance, the costs of the removal to be paid by the person making the request. If not paid, the costs shall be a lien upon the land or premises where the nuisance was situated and shall be collected as unpaid taxes as provided in G.S. § 160A-193
§ 52.07 UPON FAILURE OF PROPERTY OWNER TO OBEY NOTICE.	§ 52.99 PENALTY.	If any person who, under the provisions of § 52.05, has been ordered to abate a nuisance, fails to do so or fails to request the Town Administrator to do so, within ten days of receipt of the order, the Town Administrator shall proceed to remove the conditions constituting the nuisance. The costs of the removal shall be a lien upon the premises where the nuisance was situated and shall be collected as unpaid taxes as provided in G.S. § 160A-193.
		In any case in which the Town Administrator is unable to give written notice to the owner, lessee, occupant or person in possession of premises upon which a nuisance exists, whether by reason of inability to identify any person or to ascertain his or her address, the Town Administrator shall give the notice by publication in a newspaper of general circulation which is qualified under G.S. § 1-597 to publish legal advertisements in the county. At the same time, the Town Administrator shall post a copy of the notice at a conspicuous place upon the premises in question. The ten day period provided in § 52.06 shall commence to run from the date of the newspaper publication, and the cost of the publication shall be included in the cost of removal of the conditions which constitute the nuisance. (1992 Code, § 13-21)
§ 52.08 WHEN NOTICE CANNOT BE GIVEN	§ 52.99 PENALTY.	
§ 52.99 PENALTY.		(A) Violation of any of the provisions of this chapter shall constitute a misdemeanor and shall be punishable as provided in § 10.99. Each day of violation of this chapter shall constitute a separate offense. (B) The provisions of this chapter shall in no way limit or restrict its enforcement to the remedies provided, but instead the provisions shall also be enforced as provided in G.S. § 160A-175.

§ 53.01 TOWN REQUIRED
CONNECTION TO WATER AND
SEWER LINES.

(A) Any owner of improved property located within the town limits of the Town of Williamston and upon or within a reasonable distance of any water line or sewer collection line owned, leased and 17 2011 S-2 18 Williamston - Public Works operated by the Town of Williamston, shall be required to connect his or her premises with the water line, sewer line or both. (B) Charges shall be made in accordance with the specifications and schedules of the town then in effect. (C) Any connections shall be made in accordance with the specifications of the town, and it shall be unlawful for any person without authority from the town to make any excavation in any street or other right-of-way for the purpose of connecting with a water line or sewer line or for any other purpose. (D) The town's providing its water or sewer line at or within close proximity of the owner's property line shall be considered "a reasonable distance" as that term is used herein. (Ord. passed 7-12-1993) Penalty, see § 10.99 W

§ 53.15 WATER USE ORDINANCE.

(A) The town's duly adopted Water Use Ordinance is adopted herein by reference as if set out in full. Any subsequent amendments to that ordinance shall be automatically and simultaneously incorporated into this chapter. (B) The text of the Water Use Ordinance shall be maintained under separate cover in the office of the Town Administrator and shall be available for public inspection during regular business hours. (1992 Code, § 28-1) (Am. Ord. 2009-7, passed 12-16-2009)

§ 53.30 SANITARY SEWER USE
ORDINANCE

out in full. Any subsequent amendments to that ordinance shall be automatically and simultaneously incorporated into this subchapter. (B) The text of the Sanitary Sewer Use Ordinance shall be maintained under separate cover in the office of the Town Administrator and shall be available for public inspection during regular business hours. (1992 Code, § 25-1)

(A) Several parameters or conditions may require the town to implement the water shortage response plan (WSRP). These include but may not be limited to: 2011 S-2 Water and Sewers 21 (1) Significant reductions in well water levels; (2) A significant increase in pump run times for the predetermined total flow at the well(s); (3) Contaminants in the water system; (4) Acts of terrorism or vandalism; (5) Main breaks; and (6) Natural disasters. (B) If the factors listed above reduce well water levels, increase pump run times or by any event or combination of events significantly hinder the water system's capacity to adequately deliver water, WSRP phases will be enacted in the following order: (1) Phase I - voluntary conservation will be enacted if a 20% reduction in normal well water levels is noted or if pump run times increase 20% in order to maintain previous rates or any other event which causes a 20% reduction in the water system's capacity. The Public Works Director or his or her designee shall, on a daily basis, monitor the supply and demand upon that supply. In addition the mayor (or his or her agent) is authorized to call upon all water customers to employ voluntary water conservation measures. Class 3 non-essential uses should be halted. Notification to employees and customers shall be publicized in a newspaper of general circulation in the area, the general news media, mailers, door hangers, public postings, or any other appropriate method. The town will terminate phase I activation at such time as the threat is no longer viewed as a significant threat to system operation. (See § 53.54 Conservation Measures and § 53.52 Water Use Classifications) (2) Phase II - mandatory conservation will be enacted if a 40% reduction in normal well water levels is noted or if pump run times increase 40% in order to maintain previous rates or any other event which causes a 40% reduction in the system's capacity. The town shall continue to encourage voluntary water conservation measures defined under the voluntary conservation declaration, and further shall impose a ban on all Class 3 non-essential water uses. Notification shall follow the provisions outlined for voluntary conservation. Phase II activation will be terminated or phased down at such time as the threat is no longer viewed as a significant threat to system operation. (See § 53.52 Water Use Classifications) (3) Phase III - water shortage emergency will be enacted if a 60% reduction in normal well waters levels is noted or if pump run times increase 60% in order to maintain previous rates or any other event which causes a 60% reduction in the system's capacity. Class 1, essential uses shall be identified, in specific, as targets for voluntary conservation initiatives. Also, all Class 2, socially or economically important uses and Class 3, non-essential uses shall be banned. If it is deemed necessary to further 2011 S-2 22 Williamston - Public Works provide for the equitable distribution of critically-limited water supplies and assure that sufficient water is available to preserve public health and safety, more specific mandatory reduction measures may be enforced. Such measures may include mandatory usage reductions for businesses, household allotments based on the number of persons served, or temporary interruption of service. Under extreme conditions requiring mandatory reduction the following measures will apply: (a) Residential customers may be allotted 1,000 gallons per month per person per connection. (b) The following surcharges will apply for customers exceeding allotted usage. 1. Monthly usage of 1,001 - 1,250 gallons/person/connection will result in a 25% surcharge. 2. Monthly usage of 1,251 - 1,500 gallons/person/connection will result in a 75% surcharge. 3. Monthly usage of 1,501 or more gallons/person/connection will result in a 150% surcharge. (c) In order to maintain current water rates commercial, industrial, and institutional facilities will be required to reduce their monthly water consumption by 25% of the previous 12-month water consumption average. Average water usage may be evaluated on an individual basis for customers with seasonal demand fluctuations. 1. A 10 - 24% water use reduction from the previous 12-month average usage will result in a 25% surcharge on the monthly billing. 2. A 0 - 9% usage reduction will result in a 50% surcharge on the monthly bill. 3. An increase of 1 - 25% above the previous 12 month average usage will result in a 100% surcharge added to the next monthly bill. 4. Increased usage beyond 25% of the previous 12 month average will be (A) In addition to surcharges mentioned in § 53.47, failure to comply with the mandatory conservation measures contained herein will result in a notice of violation and a civil penalty. For violations of Phase II conditions there will be a \$50 fine for the first offense. The fine will increase by \$50 for each subsequent offense. A fifth violation will result in discontinuation of service. Service may be restored upon return to Phase I conservation and payment of all applicable fees. (B) Violation of Phase III conditions will result in a \$ 100 fine for the first offense, \$350 for the second offense and discontinuation of service for the third offense. Service may be restored upon return to Phase I conservation and payment of all applicable fees. (C) Any customer or other person aggrieved by a decision or action imposing a civil penalty or other remedy for non-compliance with the requirements of this subchapter may file a complaint by calling town hall and issuing such complaints with the Town Administrator. The Town Administrator shall provide an opportunity for the customer or aggrieved party to rebut the finding of a violation, or provide evidence of circumstances beyond the customer's control which resulted in the violation. A record of evidence regarding disputed violations shall be kept, and a written notice of the town's final decision and action in such cases shall be provided to the customer or aggrieved party

§ 53.47 PLAN IMPLEMENTATION.

§ 53.49 VIOLATIONS,
SURCHARGES AND PENALTIES
70.004 OBEDIENCE TO POLICE.

Penalty, see § 70.999

No person shall refuse to comply with any lawful order or direction of a police officer.

70.006 PUBLIC EMPLOYEES TO OBEY TRAFFIC REGULATIONS.	Penalty, see § 70.999	The provisions of this chapter shall apply to the driver of any vehicle owned by or used in the service of the United States government, the state, County or town, and it shall be unlawful for any driver to violate any of the provisions of this chapter or state law. (1992 Code, § 16-6) Penalty, see § 70.999
70.008 BOARDING OR ALIGHTING FROM VEHICLES.	Penalty, see § 70.999	No person shall board or alight from any public conveyance or other vehicle while the conveyance or vehicle is in motion. (1992 Code, § 16-8) Penalty, see § 70.999
70.009 UNLAWFUL RIDING	§ 70.999 PENALTY.	ignated or intended for the use of passengers. (B) This provision shall not apply to an employee engaged in the necessary discharge of a duty, nor to persons riding within truck bodies in spaces intended for merchandise. (1992 Code, § 16-9) Penalty, see § 70.999
70.010 ENTERING, JUMPING ON OR RIDING VEHICLES WITHOUT PERMISSION.	§ 70.999 PENALTY.	No person shall enter, jump on or ride any automobile or other vehicle without the consent of the owner or driver. (1992 Code, § 16-10) Penalty, see § 70.999
70.011 DUTY TO STAY INSIDE MOVING VEHICLES; HANGING	§ 70.999 PENALTY.	ich he or she is riding, except to give the signals as are by law required, and no person shall hang onto any vehicle whatsoever. (1992 Code, § 16-11) Penalty, see § 70.999
70.012 LIMITATION ON NUMBER OF PERSONS IN FRONT SEAT	§ 70.999 PENALTY.	It shall be unlawful for the driver or the person in charge of any motor vehicle to permit more than three persons, including the driver, to ride in the front or driver's seat of a motor vehicle. (1992 Code, § 16-12) Penalty, see § 70.999
70.030 STOP BEFORE ENTERING THROUGH STREET.	§ 70.999 PENALTY.	When stop signs are placed upon highways which intersect a through street, the driver shall bring his or her vehicle to a stop before entering the intersection, and he or she shall not proceed into or across the through street until he or she has first determined that no conflict with traffic will ensue. (1992 Code, § 16-21) Penalty, see § 70.999 Statutory reference: For state law as to authority of town to erect stop signs and require obedience thereto, see G.S. § 20-158
70.031 STOP BEFORE ENTERING STOP INTERSECTION.	§ 70.999 PENALTY.	When stop signs are placed at intersections, every driver shall stop before entering the intersection, and he or she shall not proceed into or across the through street until he or she has first determined that no conflict with traffic will ensue. (1992 Code, § 16-22) Penalty, see § 70.999
§ 70.032 VEHICLES NOT TO BLOCK INTERSECTIONS OR CROSSWALKS	§ 70.999 PENALTY.	No driver shall move his or her vehicle across an intersection or a marked crosswalk unless he or she knows that there is sufficient space on the other side of the intersection or crosswalk to accommodate his or her vehicle without obstructing the passage of other vehicles or pedestrians, although a traffic control signal may be indicating his or her right to proceed. (1992 Code, § 16-23) Penalty, see § 70.999
70.034 DRIVING THROUGH FUNERAL PROCESSIONS.	§ 70.999 PENALTY.	No vehicle shall be driven through a funeral procession, except for authorized emergency vehicles when the same are responding to calls. (1992 Code, § 16-25) Penalty, see § 70.999
70.036 TURNS PROHIBITED AT CERTAIN INTERSECTIONS.	§ 70.999 PENALTY.	(A) No vehicle shall make a left turn at any street intersection designated by an appropriate sign. (B) No vehicle shall make a right turn at any street intersection designated by an appropriate sign. (1992 Code, § 16-27) Penalty, see § 70.999
§ 70.037 LIMITATIONS ON BACKING.	§ 70.999 PENALTY.	The driver of a vehicle shall not back it into any intersection or over a crosswalk nor shall he or she back it otherwise unless the movement can be made in safety and ample warning has been given by hand and horn or other signal. (1992 Code, § 16-28) Penalty, see § 70.999
§ 70.038 EMERGING FROM ALLEY OR PRIVATE DRIVEWAY	§ 70.999 PENALTY.	The driver of a vehicle merging from an alley, driveway or building shall stop the vehicle immediately prior to reaching the sidewalk or the sidewalk arena extending across any alleyway. Upon entering the roadway, he or she shall yield the right-of-way to all vehicles approaching on the roadway. (1992 Code, § 16-29) Penalty, see § 70.999 Statutory reference: For similar state law, see G.S. § 20-156
§ 70.039 VEHICLES NOT TO BE DRIVEN ON SIDEWALKS;	§ 70.999 PENALTY.	The driver of a vehicle shall not drive within any sidewalk area except at a permanent or temporary driveway. (1992 Code, § 16-30) Penalty, see § 70.999
70.040 OPERATION OF BICYCLE ON SIDEWALK.	§ 70.999 PENALTY.	It shall be unlawful for any person to operate a bicycle upon any sidewalk in the business area of the town. (1992 Code, § 16-31) Penalty, see § 70.999

70.041 USE OF HANDLEBARS ON
BICYCLES OR MOTORCYCLES § 70.999 PENALTY.

No person shall ride a bicycle or motorcycle on any street without having his or her hands on the handlebars. (1992 Code, § 16-32) Penalty, see § 70.999

§ 70.042 CLINGING TO MOVING
VEHICLES. § 70.999 PENALTY.

Any person riding upon any bicycle, motorcycle, coaster, sled, roller skates or any toy vehicle shall not attach the vehicle or himself or herself to any public conveyance or other moving vehicle upon any roadway. (1992 Code, § 16-33) Penalty, see § 70.999

§ 70.043 RIDING ON
HANDLEBARS. § 70.999 PENALTY.

The operator of a motorcycle or bicycle, when upon a street, shall not carry any person upon the handlebars, frame or tank of his or her vehicle, nor shall any person so ride upon any vehicle. (1992 Code, § 16-34) Penalty, see § 70.999

(A) (1) No person shall operate, ride or use any motive device propelled or designed for propulsion by human power upon any public street, public sidewalk, public vehicular area, including but not limited to the Town Hall premises and parking area, located in any commercial district as identified by the Williamston Zoning Map or on any major thoroughfare as identified by the Thoroughfare Plan for Williamston, dated 1995. (2) The term MOTIVE DEVICE PROPELLED OR DESIGNED FOR PROPULSION BY HUMAN POWER includes: tricycles, coasters, scooters, skateboards, roller-skates, roller blades, sleds and wagons, but shall not include bicycles, strollers and wheelchairs nor shall it include other devices operated by handicapped or disabled persons. 2011 S-2 12 Williamston - Traffic Code (B) Any person operating, riding or using any motive device propelled or designed for propulsion by human power in areas not specified in division (A) above shall keep to the right-hand portion of a street and yield the right-of-way to pedestrians and/or vehicular traffic. All persons must exercise due care for their own safety and the safety of other persons using the street and shall not operate in a reckless manner. All persons must also utilize safety equipment to include but not be limited to helmets, elbow pads, knee pads and wrist guards. (C) No person shall ride or use any motive device propelled for propulsion by human power in a reckless manner or without exercising due care for their own safety or the safety of other persons using the sidewalk. Any person operating, ride or use any motive device propelled for propulsion by human power on a sidewalk shall yield the right-of-way to any pedestrian. (D) No person shall operate, ride or use any skateboard in city-owned parks except in designated areas. (E) Notwithstanding the foregoing, during special occasions and celebrations as from timeto-time designated by the Board, the chief of police is hereby authorized and empowered to designate certain public streets or portions thereof upon which persons may be permitted to operate, ride or use any motive device propelled for propulsion by human power under such rules and regulations as may be prescribed by the chief of police to insure the public safety. (Ord. 2010-21, passed 10-4-2010) Penalty, see § 70.999

70.044 COASTERS, ROLLER SKATES
AND THE LIKE § 70.999 PENALTY.

Parked cars shall move out in the direction headed, or if they are parked at an angle with the curb, they shall back out at that angle until they have cleared the other cars and shall then proceed in the direction they are most nearly headed in. (1992 Code, § 16-37) Penalty, see § 70.999

§ 70.045 MOVING CARS FROM
PARKED POSITION § 70.999 PENALTY.

No vehicle shall be driven over any hose of the Fire Department when such is being used at any fire, without the consent of the Fire Department official in command. (1992 Code, § 16-38) Penalty, see § 70.999 Statutory reference: For similar state law, see G.S. § 20-157

70.046 DRIVING OVER FIRE HOSE. § 70.999 PENALTY.

70.047 FOLLOWING FIRE
APPARATUS. § 70.999 PENALTY.

It shall be unlawful for the driver of any vehicle, other than that on official business, to follow any fire apparatus traveling in response to a fire alarm closer than one block, or to travel into or park the vehicle within one block where fire apparatus has stopped in answer to a fire alarm. (1992 Code, § 16-39) Penalty, see § 70.999

Upon the approach of any Police or Fire Department vehicle giving signal by bell, siren or otherwise, the driver of every other vehicle shall immediately drive the same to a position as near as possible and parallel to the right-hand edge of the curb, clear of any intersection of streets and shall stop and remain in the position unless otherwise directed by a police or traffic officer until the Police or Fire Department vehicle shall have passed. (1992 Code, § 16-40) Penalty, see § 70.999

§ 70.048 APPROACHING
EMERGENCY VEHICLES. § 70.999 PENALTY.

§ 70.049 SQUEALING TIRES UNLAWFUL	§ 70.999 PENALTY.	<p>It shall be unlawful for any driver of any motor vehicle to intentionally and without cause, drive or in any other manner operate any motor vehicle within the limits of the town in such a manner as to “squeal” the tires or, as it is commonly termed, to “scratch off”. (1992 Code, § 16-41) Penalty, see § 70.999</p> <p>All vehicles operated on any roadway which has been clearly marked with traffic lanes shall be driven as nearly as practical entirely within a single lane and shall not be moved out of the lane until the driver has first ascertained that the movement can be made with safety. (1992 Code, § 16-42) Penalty, see § 70.999</p> <p>a total length exceeding 30 feet, or having two or more axles to travel upon, park upon or make use of in any way, any street in the town except and unless same is a street which constitutes a part of the North Carolina Highway System and is maintained by the North Carolina Highway Commission. (1992 Code, § 16-43) Penalty, see § 70.999</p> <p>Except as otherwise posted, it shall be unlawful to operate a vehicle in excess of 35 mph inside the town corporate limits. Ordinances affecting the speed limits allowed on certain streets in the town shall be maintained in the Traffic Ordinance Book referred to in § 70.003. (1992 Code, § 16-45) Penalty, see § 70.999</p> <p>(A) Purpose. The purpose of this section shall be to establish a golf cart ordinance within the town to promote the health, safety and welfare of persons operating cart(s) within the town. (B) Definitions. For the purpose of this section, the following definitions shall apply unless the context clearly indicates or requires a different meaning. (1) DRIVER'S LICENSE. A valid license issued to operate a motor vehicle issued by North Carolina or any other state. (2) FINANCIAL RESPONSIBILITY. Liability insurance coverage on a golf cart in an amount not less than required by North Carolina law for motor vehicles operated on public highway in the State of North Carolina. (3) GOLF CART. A vehicle designed and manufactured for operation on a golf course for sporting or recreational purposes and that is not capable of exceeding speeds of 20 m.p.h. (4) OPERATOR. Only persons over 16 years of age and holding a driver's license may operate a golf cart. (C) Rules and regulations. (1) Carts may be driven on roads only from dawn to dusk unless the cart is equipped with two operating headlights (one on each side of the front of the golf cart) and two operating tail lights with brake lights (one on each side of the rear of the cart) which are visible from a distance of 500 feet. 2011 S-2 Motor Vehicles and Traffic 14A (2) Carts must be equipped with rear vision mirror and a rear triangle reflector of the same type required by North Carolina law. (3) Cart drivers must have a valid driver license in their name. (4) Cart drivers will stay to the far right of the traveled portion of the road and yield the rightof-way to overtaking vehicles. (5) The number of occupants in a golf cart shall be limited to the number of persons for whom individual seating is installed and provided on the golf cart. The operator and all occupants shall be seated in the golf cart and no part of the body of the operator or occupant shall extend outside the perimeter of the golf cart while the golf cart is in motion. (6) All applicable state laws shall be adhered to, including the possession and use of alcoholic beverages. (7) The operator of the golf cart shall comply with all traffic rules and regulations adopted by the State of North Carolina and the Town of Williamston which governs the operation of motor vehicles. (8) Carts will adhere to all traffic flow patterns, and will operate on the right side of the roadway. (9) Carts shall not be operated on sidewalks. (10) Carts shall not be operated on private property, without the permission and consent of the property owner. (11) This section shall apply to the operation of golf carts on any public street, road or highway where the speed limit is 35 miles per hour or less within the municipal limits of the town or on any property owned or leased by the town. (D) Inspection and fees. The inspection by the Chief of Police, or his or her designee, will cover the following safety requirements and every cart operating on town streets must have the following safety equipment. (1) Permits issued to operators/owners of golf carts by the Williamston Police Department. (2) Each owner must have proof of ownership, and liability insurance, and a completed waiver of liability, releasing the town, its employees, and affiliates from all liability that may arise as a result of operating a cart inside the town. A current waiver of liability must be on file with the Police Department, and must be renewed annually. 2011 S-2 14B Williamston - Traffic Code (3) All carts must meet the requirements or minimum standards of safety equipment as set forth in division (C) of this section. (4) All cart operators must present a valid driver's license. (5) Permits will be issued annually, and are valid from July 1st of each year. The following fees shall apply: (a) Inspection by Police Department (includes permit): \$10.00 annually; (b) Re-inspection by Police Department: \$5.00 (If a cart fails the initial inspection) (6) Lost or stolen permits are the responsibility of the owner. A police report must be filed in the event of a lost or stolen permit. The Chief of Police will have the discretion in determining whether a permit may be re-issued in this instance. If no record can be found of a previous application, or the receipt of a permit, the Chief of Police may direct the applicant to reapply, and also resubmit any and all fees necessary, before a replacement permit is issued. (7) Any person who operates a cart in the town and fails to receive and properly display a Town of Williamston permit will be subject to all applicable state laws. In addition to being in violation of this section. (8) Cart owners must complete</p>
70.050 DRIVING ON ROADWAYS LANED FOR TRAFFIC	§ 70.999 PENALTY.	
70.051 HEAVY VEHICLES; PROHIBITED GENERALLY	§ 70.999 PENALTY.	
70.053 SPEED LIMITS	§ 70.999 PENALTY.	
70.054 GOLF CARTS	§ 70.999 PENALTY.	

No vehicles shall stop in any street, except for the purpose of parking as prescribed in this chapter, unless the stop is made necessary by the approach of fire apparatus, by the approach of a funeral or other 2011 S-2 Motor Vehicles and Traffic 14C procession which is given right-of-way, by the stopping of a public conveyance, by the lowering of railway gates, by being given countermanding traffic signals, by the passing of some other vehicle or a pedestrian or by some emergency. In all cases covered by these exceptions, the vehicles shall stop so as not to obstruct any footway, pedestrian aisle, safety zone, crooning or street intersection if it can be avoided. (1992 Code, § 16-46) Penalty, see § 70.999

70.070 VEHICLES NOT TO STOP IN
STREETS; EXCEPTIONS § 70.999 PENALTY.
70.071 PARKING IN DESIGNATED
PLACES; PROHIBITED AT ALL § 70.999 PENALTY.

When signs are placed which prohibit parking or when the curbing has been painted yellow in lieu of the signs, no person shall park a vehicle at any time upon any of the streets. (1992 Code, § 16-47) Penalty, see § 70.999

No person shall stop, stand or park a vehicle, except when conflict with other traffic is imminent or when so directed by a police officer or traffic control device in any of the following places: (A) On a sidewalk; (B) Within an intersection; (C) On a crosswalk; (D) Within 30 feet of any flashing beacon, stop sign or traffic control signal located at the side of a street or roadway; (E) Underpass approaches: No vehicle shall park on either side of any street leading to a railroad underpass or an overhead bridge within 50 feet in any direction of the outer edge of the underpass or overhead bridge; (F) Grade crossing approaches: No vehicle shall park on either side of any street leading to a grade crossing, within 50 feet of the closest rail; provided, that where existing permanent structures are located closer than 50 feet, parking may be permitted in front of the structures, unless otherwise prohibited and if the parking does not block the view in either direction of the approach of a locomotive or train; (G) Alongside or opposite any street excavation or obstruction, if the stopping, standing or parking would obstruct traffic; (H) Upon any bridge or other elevated structure or within any underpass structure; 2011 S-2 14D Williamston - Traffic Code (I) Within 15 feet in either direction of the entrance to a hotel, theater, hospital, sanatorium or any public building; (J) On the roadway side of any vehicle stopping, standing or parking at the edge or curb of a street; (K) Within ten feet of any fire plug or hydrant; (L) Upon a street or elsewhere in front of a fire station; (M) In any public alley, or in a position as to block either the entrance or the exit of any public alley; (N) Upon a street in front of any private driveway; 2011 S-2 Motor Vehicles and Traffic 15 (O) In any portion of a street which shall be marked and designated as a loading zone; and (P) In front of a theater. (1992 Code, § 16-48) Penalty, see § 70.999

70.072 DESIGNATION. § 70.999 PENALTY.

Upon those streets or portions of streets designated as streets where parking is prohibited or limited to certain designated times, no person shall park a vehicle except in conformity with the limitations when signs have been placed, erected or installed and maintained on the streets giving notice of the applicable limitations. (1992 Code, § 16-49) Penalty, see § 70.999

70.073 ON CERTAIN STREETS AT
CERTAIN TIMES § 70.999 PENALTY.

(A) It shall be unlawful for any person to park a motor vehicle within or to otherwise use the public parking lots of the Town of Williamston between the hours of 8:00 p.m. and 6:00 a.m. Eastern Standard time or Daylight Savings time, whichever is in effect at the time. Further, it shall be unlawful for any person to remain on the public parking areas between the hours after having been forbidden to do so by any public officer of the Town of Williamston. (B) Appropriate signs shall be maintained on the parking lots to give notice of these regulations. It shall be unlawful for any person to tamper with, deface or remove these signs, or any other materials used to cordon off the parking lots during the above hours. (C) The term PUBLIC PARKING LOT, as used in this chapter, shall mean any parking lot owned or leased and maintained by the Town of Williamston and any private parking lot regulated by town ordinance as provided for in G.S. § 160A-301(d). (D) Notwithstanding the above, this section shall not apply to any bona fide resident or tenant (or their guests and patrons) of property adjoining the parking lots who first obtains a written permit from the Chief of Police authorizing the parking of the vehicle or vehicles of the owner or tenants (or guests or patrons) between the above stated hours. (1992 Code, § 16-50) (Ord. passed 11-19-1992) Penalty, see § 70.999

70.074 PARKING LOTS § 70.999 PENALTY.

70.077 LEFT SIDE TO CURB.	\$ 70.999 PENALTY.	No vehicle shall stop with its left side to the curb in the business district; except that on one-way streets, vehicles shall stop headed in the direction of traffic. (1992 Code, § 16-54) Penalty, see § 70.999
		No person shall stand or park a vehicle upon any street for the purpose of: (A) Displaying it for sale; (B) Washing, greasing or repairing the vehicle, except repairs necessitated by an emergency; (C) Storage thereof by garages, dealers or other persons; and (D) Storage of any detached trailer or van when the towing unit has been disconnected or for the purposes of transferring merchandise or freight from one vehicle to another. (1992 Code, § 16-57) Penalty, see § 70.999
§ 70.080 PROHIBITED FOR CERTAIN PURPOSES.	\$ 70.999 PENALTY.	
70.081 PROHIBITED FOR PRIMARY PURPOSES OF ADVERTISING	\$ 70.999 PENALTY.	No person shall stand or park any vehicle on any street for the primary purpose of advertising. (1992 Code, § 16-58) Penalty, see § 70.999
70.082 MOVING VEHICLES OWNED BY OTHER OPERATORS INTO RESTRICTED AREAS	\$ 70.999 PENALTY.	No person shall move a vehicle not owned by the person into any prohibited area or sufficiently away from the curb to make the distance unlawful. (1992 Code, § 16-59) Penalty, see § 70.999
		(A) It shall be unlawful: (1) To park or leave standing any vehicle in a space designated with a sign for handicapped persons as provided for in G.S. § 20-37.6(d) when the vehicle does not display the distinguishing license plate, removable windshield placard or temporary removable windshield placard as provided in G.S. § 20-37.6 or a disabled veteran registration plate issued under G.S. § 20-79.4; or (2) For any person not qualifying for the rights and privileges extended to handicapped persons under G.S. § 20-7.5 to exercise or attempt to exercise such rights or privileges by the unauthorized use of a distinguishing license plate, removable windshield placard or temporary removable windshield placard issued pursuant to the provisions of this section. (B) The following described parking space shall be designated for handicapped parking: lying along the easterly curb of Washington Street and beginning at a point 15 feet northerly from the northerly side of Railroad Street and then running northerly along the easterly side of Washington Street a distance of 20 feet. (Ord. 2010-14, passed 5-24-2010) Penalty, see § 70.999
70.083 HANDICAPPED PARKING SPACES	\$ 70.999 PENALTY.	
70.118 ABANDONED VEHICLE UNLAWFUL; REMOVAL AUTHORIZED.	\$ 70.999 PENALTY.	(A) It shall be unlawful for the registered owner or person entitled to possession of a vehicle to cause or allow the vehicle to be abandoned as the term is defined herein. (B) Upon investigation, proper authorizing officials of the town may determine that a vehicle is an abandoned vehicle and order the vehicle removed. (1992 Code, § 16-67) Penalty, see § 70.999
		(A) It shall be unlawful for the registered owner or person entitled to possession of a motor vehicle, or for the owner, lessee or occupant of the real property upon which the vehicle is located, to leave or allow the vehicle to remain on the property after it has been declared a nuisance vehicle. (B) Upon investigation, the Zoning Administrator may determine and declare that a vehicle is a health or safety hazard and a nuisance vehicle as defined above, and order the vehicle removed. (1992 Code, § 16-68) Penalty, see § 70.999
§ 70.119 NUISANCE VEHICLE UNLAWFUL; REMOVAL AUTHORIZED	\$ 70.999 PENALTY.	

(A) It shall be unlawful for the registered owner or person entitled to possession of a junked motor vehicle, or for the owner, lessee or occupant of the real property upon which a junked motor vehicle is located, to leave or allow the vehicle to remain on the property after the vehicle has been ordered removed. (B) It shall be unlawful to have more than one junked motor vehicle as defined herein on the premise of public or private property. A single permitted junked motor vehicle must strictly comply with the location and concealment requirements of this section. (C) It shall be unlawful for any owner, person entitled to the possession of a junked motor vehicle or for the owner, lessee or occupant of the real property upon which a junked motor vehicle is located, to fail to comply with the locational requirements or the concealment requirements of this section. (D) Subject to the provisions of division (A) above, upon investigation, the Zoning Administrator may order the removal of a junked motor vehicle as defined in this chapter after finding in writing that the aesthetic benefits of removing the vehicle outweigh the burdens imposed on the private property owner. The finding shall be based on a balancing of the monetary loss of the apparent owner against the corresponding gain to the public by promoting or enhancing community, neighborhood or area appearance. The following, among other relevant factors, may be considered: (1) Protection of property values; (2) Promotion of tourism and other economic development opportunities; Motor Vehicles and Traffic 21 (3) Indirect protection of public health and safety; (4) Preservation of the character and integrity of the community; and (5) Promotion of the comfort, happiness and emotional stability of area residents. (E) Permitted concealment or enclosure of junked motor vehicle: (1) Concealing junked motor vehicle. (a) One junked motor vehicle, in its entirety, can be located in the rear yard as defined by the town's zoning ordinance if the junked motor vehicle is entirely concealed from public view from the public street and from abutting premises by an acceptable covering; and (b) The Zoning Administrator has the authority to determine whether any junked motor vehicle is adequately concealed as required by this provision. The covering must remain in good repair and must not be allowed to deteriorate. The covering or enclosure must be compatible with the objectives stated in § 70.115. (2) More than one junked motor vehicle. Any other junked motor vehicles must be kept in a garage or building structure that provides a complete enclosure so that the junked motor vehicles cannot be seen from a public street or abutting property. A garage or building structure means either a lawful, nonconforming use or a garage or building structure erected pursuant to the lawful issuance of a building permit and which has been constructed in accordance with all Zoning and Building Code regulations. (1992 Code, § 16-69) Penalty, see § 70.999

70.120 JUNKED MOTOR VEHICLE REGULATED; REMOVAL AUTHORIZED	§ 70.999 PENALTY.
§ 70.125 REDEMPTION OF VEHICLE DURING PROCEEDINGS	§ 70.999 PENALTY.
70.128 PROTECTION AGAINST CRIMINAL OR CIVIL LIABILITY.	§ 70.999 PENALTY.
§ 70.130 UNLAWFUL REMOVAL OF IMPOUNDED VEHICLE	§ 70.999 PENALTY.

At any stage in the proceedings, including before the probable cause hearing, the owner may obtain possession of the removed vehicle by paying the towing fee, including any storage charges, or by posting a bond for double the amount of the fees and charges to the tow truck operator or towing business having custody of the removed vehicle. Upon regaining possession of a vehicle, the owner or person entitled to the possession of the vehicle shall not allow or engage in further violations of this chapter. (1992 Code, § 16-74) Penalty, see § 70.999

No person shall be held to answer in any civil or criminal action to any owner or other person legally entitled to the possession of an abandoned, nuisance or junked motor vehicle, for disposing of the vehicle as provided in this chapter. (1992 Code, § 16-77) Penalty, see § 70.999

It shall be unlawful for any person to remove or attempt to remove from any storage facility designated by the town, any vehicle which has been impounded pursuant to the provisions of this code unless and until all towing and impoundment fees, which are due or fond in lieu of the fees, have been paid. (1992 Code, § 16-79) Penalty, see § 70.999

(A) Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to § 10.99. (B) A violation of §§ 70.071 through 70.074 shall be an infraction punishable by a fine of \$10 if paid within 24 hours from the time of ticketing of any motor vehicle parked in violation of §§ 70.071 through 70.074 to the Williamston Police Department. If the fine of \$10 shall not be paid within the 24 hours, then the violation shall be punishable in the discretion of the court. (C) Any motor vehicle parked in violation of §§ 70.071 through 70.074 may be removed and disposed of in accordance with G.S. § 160A-303 and the

§ 70.999 PENALTY.

71.01 Obedience to official traffic control devices	Penalty, see § 10.99
71.02 Traffic control signal legend	Penalty, see § 10.99
71.03 Flashing signals	Penalty, see § 10.99
71.04 No turn signs and turning	Penalty, see § 10.99
71.05 No parking zone and safety zone markers	Penalty, see § 10.99
71.06 Play zones	Penalty, see § 10.99
71.07 School zone	Penalty, see § 10.99

73.01 Regulating the use of rail trail	Penalty, see § 10.99
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(A) No motorized vehicle shall be operated on the trail. The term MOTORIZED VEHICLE shall include automobiles, trucks, mopeds and all other motor vehicles except motorized wheelchairs and emergency police, fire and rescue vehicles. (B) A violation of this section shall be a Class 3 misdemeanor punishable as provided in G.S. § 14- 4. (C) This section shall be effective upon adoption, subject to appropriate signs being placed upon the trail giving notice of this section. (Ord. passed 5-17-2004) Penalty, see § 10.99

90.02 Animals running-at-large
90.03 Bird sanctuary 90.04
Keeping bees prohibited 90.05
Regulation of number and size of
animals 90.06 Animal waste Dogs
90.20 Dangerous dogs 90.21
Barking dogs 90.22 Dogs running-
at-large 90.23 Vaccination and
tags/collars required 90.24
Abatement 90.25 Impoundment
and destruction of dog 90.26
Nuisance dogs 90.27 Rabies;
confinement 90.28 Consent to
application of Martin County 90.99 PENALTY

A violation of this chapter shall be a Class 3 misdemeanor punishable by a fine not exceeding \$50 and imprisonment not to exceed 30 days. In addition, enforcement may include all other remedies included in the Code of the Town of Williamston. Each day’s continuing act or conduct prohibited hereby and each day’s failure to comply shall constitute a separate and distinct offense.(Ord. -, passed 10-6-2008)

91.01 Fire Prevention Code;
adopted 91.02 Applied to
extraterritorial jurisdiction 91.03
Use of fireworks prohibited 91.04
Inspection of self-service gasoline
pump Fire Department 91.20
Chief; appointment; supervision
91.21 Duties Penalty, see § 10.99

91.01 FIRE PREVENTION CODE; ADOPTED. The Board of Commissioners of the town hereby adopts the Fire Prevention Code, abbreviated edition. (1992 Code, § 12-1) Statutory reference: For state law as to authority of town to adopt technical codes by reference, see G.S. § 160A-76 § 91.02 APPLIED TO EXTRATERRITORIAL JURISDICTION. The Fire Prevention Code is hereby made to apply to the extraterritorial jurisdiction of the town. (1992 Code, § 12-2) 9 10 Williamston - General Regulations § 91.03 USE OF FIREWORKS PROHIBITED. It shall be unlawful, for any person to shoot firecrackers, torpedoes or any explosive generally known as fireworks in the town. (1992 Code, § 12-3) Penalty, see § 10.99 § 91.04 INSPECTION OF SELF-SERVICE GASOLINE PUMP. Before any self-service gasoline pumps or automatic gasoline dispensing systems be put into operation, the fire prevention officer shall inspect same and the gasoline pumps or automatic dispensing systems shall not be put into operation by the owner or lessor thereof until the fire prevention officer has approved same in writing. (1992 Code, § 12-4) FIRE DEPARTMENT § 91.20 CHIEF; APPOINTMENT; SUPERVISION. The Chief of the Fire Department shall be appointed by the Board of Commissioners and shall be subject to the supervision of the Board of Commissioners. (1992 Code, § 12-5) § 91.21 DUTIES. It shall be the duty of the Chief of the Fire Department to: (A) Preserve and care for fire apparatus; (B) Have charge of fighting and extinguishing fires and training the Fire Department; (C) Seek out and have corrected all places and conditions dangerous to the safety of the town and its residents; (D) Make annual reports concerning his or her activities to the Board of Commissioners; and (E) Perform the other duties as may be assigned to him or her by the Board of Commissioners, provisions of this code, other ordinances of the town or state law. (1992 Code, § 12-6)

92.01 Duty of lot occupant as to cleanliness of sidewalk and gutters 92.02 Sweeping trash on streets prohibited 92.03 Throwing glass and the like 92.04 Erection of posts and the like 92.05 Signs; erection prohibited without Commissioners permission 92.06 Regulations 92.07 Porches or balconies 92.08 Awnings 92.09 Fences and hedges 92.10 Skating prohibited 92.25 Bricks, boxes, building materials and the like 92.26 Public alley 92.27 Ditches 92.28 Display or sale of merchandise on sidewalk; permit 92.29 Application 92.30 Issuance Changes or Alterations 92.45 Approval of town required 92.46 Barricades 92.47 Restoration of street 92.48 Permanent closing of streets by town

93.99 PENALTY.

92.01 DUTY OF LOT OCCUPANT AS TO CLEANLINESS OF SIDEWALK AND GUTTERS. (A) The occupant of a lot on any street shall keep the footway or sidewalk clean and the gutter open and free from obstruction as far as the lot extends. (B) If any rubbish, dirt, ashes or any other thing be placed or left, which is without lawful authority, upon footway or sidewalk or upon the gutter, the occupant of the lot shall remove the same. (1992 Code, § 26-1) § 92.02 SWEEPING TRASH ON STREETS PROHIBITED. No merchant or any other person shall sweep or cause to be swept any litter, trash, paper or any other sweepings from any store or building; but same shall be swept from the back door and immediately placed in some box, barrel or other receptacle kept for the purpose as that the same can be removed therefrom. (1992 Code, § 26-2) Penalty, see § 10.99 § 92.03 THROWING GLASS AND THE LIKE. No person shall throw any glass bottles, tin cans or other waste or refuse matter on any street or sidewalk. (1992 Code, § 26-3) Penalty, see § 10.99 § 92.04 ERECTION OF POSTS AND THE LIKE. No person shall erect any post, filling station pump, plant any tree or build or erect anything on any street or sidewalk, except upon the authority of a resolution duly adopted by the Board of Commissioners. (1992 Code, § 26-4) Penalty, see § 10.99 § 92.05 SIGNS; ERECTION PROHIBITED WITHOUT COMMISSIONERS PERMISSION. No person shall erect any banner, sign, billboard or other advertising structure on any street or sidewalk without the permission of the Board of Commissioners. (1992 Code, § 26-5) Penalty, see § 10.99 Streets and Sidewalks 13 § 92.06 REGULATIONS. It shall be unlawful to hang or suspend any sign over or above the sidewalks or streets unless the lower edge of the sign is at least eight feet above the sidewalk level, or at least 15 feet above the street level. The sign shall be kept securely fastened at all times. (1992 Code, § 26-6) Penalty, see § 10.99 § 92.07 PORCHES OR BALCONIES. No person shall erect any porch or balcony over any sidewalk or street without a resolution having been adopted by the Board of Commissioners giving the person permission to do so. (1992 Code, § 26-7) Penalty, see § 10.99 § 92.08 AWNINGS. It shall be unlawful to erect or maintain any shelter, sunshade or awning in front of any building which extends over the sidewalk and where the lower edge is less than seven feet above the level of any sidewalk, or which extends more than ten feet from the building to which it is attached. Stationary awning arms shall not be less than eight feet above the level of the sidewalk. (1992 Code, § 26-8) Penalty, see § 10.99 § 92.09 FENCES AND HEDGES. (A) It shall be unlawful to erect or repair any fence which is more than four feet in height within ten feet of any sidewalk. No hedge or shrubbery shall be permitted to overhang a sidewalk. (B) In the event that there is no improved sidewalk, then it shall be considered that the word SIDEWALK contained in this section shall include three feet of area, adjacent to the street curb or gutter. At any street intersection where there is no improved sidewalk, it shall be unlawful to erect or repair any fence more than four feet in height within ten feet of a point located seven feet from the opposite curb or gutter. The word OPPOSITE, used herein, shall designate the curb or gutter which tends to lie perpendicular to the fence. (1992 Code, § 26-9) Penalty, see § 10.99 § 92.10 SKATING PROHIBITED. No person shall skate with roller skates upon the streets and sidewalks. (1992 Code, § 26-10) Penalty, see § 10.99 14 Williamston - General Regulations OBSTRUCTION § 92.25 BRICKS, BOXES, BUILDING MATERIALS AND THE LIKE. No person shall obstruct any of the public streets or sidewalks by placing therein any bricks, stones, boxes, crates or building materials. (1992 Code, § 26-11) Penalty, see § 10.99 § 92.26 PUBLIC ALLEY. No person shall obstruct or close any public alley or shall make an excavation therein without the permission of the Board of Commissioners. (1992 Code, § 26-12) Penalty, see § 10.99 § 92.27 DITCHES. It shall be unlawful for any person to obstruct, change or alter in any way any ditch in the town which carries in it any water running off any street in the town, or off any property, title to which is held by the town. (1992 Code, § 26-13) Penalty, see § 10.99 § 92.28 DISPLAY OR SALE OF MERCHANDISE ON SIDEWALK; PERMIT. (A) No person shall place or sell sidewalkly adjacent lot any article of merchandise for the purpose of display or sale, nor shall anyone place any structure, sign or

<p>93.01 What constitutes a nuisance 93.02 Cost of removal to be charged to owner 93.03 Notice of abatement 93.04 Provisions cumulative Noises 93.20 Prohibition; generally 93.21 Enumerated Motor Vehicles 93.35 Permits for motor vehicles not displaying current license plates and tags 93.99 Penalty</p>	<p>93.99 PENALTY.</p>	<p>93.01 WHAT CONSTITUTES A NUISANCE. The existence of any of the following conditions on any vacant lot or other parcel of land within the corporate limits is hereby declared to be dangerous and prejudicial to the public health or safety and to constitute a public nuisance: (A) Trees, shrubs and similar growths at street intersections where the growths so impair the vision of drivers using the streets as to create a traffic hazard at the intersection; 17 18 Williamston - General Regulations (B) Any accumulation of animal, vegetable matter or weeds and other uncontrolled growth which is offensive by virtue of odors or vapors, or by the inhabitancy therein of rats, mice, snakes, insects or vermin of any kind which is or may be dangerous or prejudicial to the public health or safety; or the keeping of animals or pets in such a manner and in the location as to seriously interfere with the reasonable use by neighboring residents or property owners of their property because of odor, habitual barking, howling, whining, crying, growling or other noise making; (C) Any accumulation of rubbish, trash or junk (including vehicles or parts thereof) causing or threatening to cause a fire hazard, or causing or threatening to cause the accumulation of stagnant water, or causing or threatening to cause the inhabitancy therein of rats, mice, snakes or vermin of any kind or being a point of heavy growth of weeds or other noxious vegetation, or a point of concentration of gasoline, oil or other flammable material or being located so that there is a danger of falling or turning over or a danger to children; (D) Trees and any other overhanging above ground objects which, because of their deteriorated condition or otherwise, pose a danger or threat of danger to the safety or health of adjoining property or occupiers of adjoining property; (E) Deteriorated or unmaintained buildings and structures, the condition of which adversely affects other property or the public because of (but not limited to) improper drainage, leakage or decay; (F) The accumulation of scrap materials which are not surrounded by a fence of sufficient height, strength and construction to deny persons, especially children, access to the scrap materials and to shield neighboring properties from the view of the materials. Scrap materials include, but are not limited to: (1) Fragments of metal, wood, glass, masonry, plastic, textiles, rope, leather, rubber, paper or any substance which formerly was part of the construction of some useful object or thing or which consists of the excess resulting from the creation of some useful object or thing; (2) Objects or things, including but not limited to machines, tools, equipment, hardware, furniture and appliances or parts of same which are no longer in serviceable condition or have value only as raw material for reprocessing; and (3) Remnants of junked motor vehicles. (G) Any condition detrimental to the public health which violates the rules and regulations of the County Health Department or any condition which is dangerous or prejudicial to the public health or safety; and (H) Any violation of the Zoning Ordinance of the Town of Williamston which adversely affects the use and enjoyment of neighboring property. (1992 Code, § 18-1) (Ord. passed 1-6-1996; Ord. passed 5-7-2007) Nuisances 19 § 93.02 COST OF REMOVAL TO BE CHARGED TO OWNER. The nuisance may be removed in accordance with the procedure set out below. The actual cost incurred by the town in removing or otherwise remedying a public nuisance shall be charged to the owner of the lot or parcel of land, and it shall be the duty of the Town Administrator to mail a statement of the charges to the owner or other person in possession of the premises with instructions that the charges are due and payable within 30 days from the receipt thereof. Upon failure to pay the charges within 30 days, the charges shall become a lien on the land or premises and shall be collected as unpaid taxes. (1992 Code, § 18-2) (Ord. passed 1-6-1996; Ord. passed 5-7-2007) § 93.03 NOTICE OF ABATEMENT. (A) Upon a determination that the conditions constituting a public nuisance exist, the Town Administrator or his or her designee shall notify in writing the owner, occupant or person in possession of the premises in question of the condition constituting the nuisance and shall order the prompt abatement thereof within ten days from the receipt of the written notice. If the owner, occupant or person in possession of the premises cannot be ascertained with due diligence, then notice shall be posted on the premises be subject to § 10.99. (B) In addition to other remedies provided by law and this code, a violation of § 93.35 may subject the offender to a civil penalty in the amount of \$50, the penalty to be recovered by the town in a civil action in the nature of a debt if the offender does not pay the penalty within 30 days after being cited for the violation. Each day that any violation continues after notification of the violation and of the penalty therefore shall constitute a separate offense. (C) The citation shall include: (1) The name and address (if known) of the violator; (2) The ordinance provision violated; Nuisances 23 (3) The date and location of the violation; (4) A description of the violation; (5) The amount of the civil penalty; and (6) A statement that if the penalty is not paid to the town within 30 days, a civil action will be brought against the violator to recover the penalty. The Town Administrator is authorized to sign the complaint on behalf of the town. (Ord. passed 1-2-1996)</p>
<p>93.99 PENALTY.</p>	<p>93.99 PENALTY.</p>	<p>It shall be unlawful for any person to remove any board, gravestone or other monument erected at any grave, or to deface, injure or destroy any board, gravestone or monument in any manner. (1992 Code, § 7-12) Penalty, see § 94.999</p>
<p>94.052 REMOVAL OR INJURY TO STRUCTURES.</p>	<p>Penalty, see § 94.999</p>	<p>It shall be unlawful for any person to destroy or injure in any manner any flower, shrub, tree or plant in the cemetery. All pruning or cutting of trees and shrubbery is prohibited except as done under the supervision of the Public Works Director or his or her designee. (1992 Code, § 7-13) Penalty, see § 94.999</p>
<p>94.053 DESTROYING OR INJURING PLANTS.</p>	<p>Penalty, see § 94.999</p>	

		their duties as such, to enter the cemetery in the nighttime between one hour after sunset and one hour before sunrise without prior authority to do so from the Public Works Director or his or her designee. (B) No person shall enter the cemetery at other times except for the purpose of attending funerals, visiting graves or pursuing some other lawful mission.
§ 94.070 TRESPASSING.	Penalty, see § 94.999	
94.071 DISTURBING THE PEACE.	Penalty, see § 94.999	No person shall disturb the quiet, repose and good order of the cemetery. It shall be unlawful for any person to drive any vehicle within the cemetery, except upon the cemetery roadways, and then at a speed not in excess of 15 mph.
94.072 VEHICLE SPEED	Penalty, see § 94.999	
94.073 LITTERING.	Penalty, see § 94.999	It shall be unlawful for any person to deposit, or cause to be deposited, garbage or other unclean or offensive substance in the cemetery. (1992 Code, § 7-18) Penalty, see § 94.999
§ 94.999 PENALTY.	Penalty, see § 94.999	The fine for violation of the provisions of §§ 94.052 through 94.053 and §§ 94.070 through 94.071 may exceed \$50, up to a maximum of \$500, as allowed by G.S. § 14-4.
95.02 Public assembly and parade permits		95.02 PUBLIC ASSEMBLY AND PARADE PERMITS. (A) Permit required. No public assembly or parade is permitted unless a permit allowing the activity has been obtained pursuant to this section. (B) Permit application. An application for a public assembly or parade permit shall be made in writing on a form prescribed by the Permit Official at least 30 days before commencement of the event. Notwithstanding the preceding sentence, the Permit Official shall consider an application that is filed less than 30 days before the commencement of the proposed event where the purpose of the event is a spontaneous response to a current event or where other good and compelling causes are shown. The application must contain the following: (1) The name, address and telephone number for the person in charge of the proposed event, and the name of the organization with which that person is affiliated or on whose behalf the person is applying (collectively "Applicant"); (2) The name, address and telephone number for an individual who shall be designated as the responsible planner and on-site manager for the event; (3) The date, time, place and route of the proposed event, including the location and time that the event will begin to assemble and disband and any requested street closings; (4) The anticipated number of persons and vehicles and the basis on which this estimate is made; (5) A list of the number and type of animals that will be at the event and all necessary health certificates for the animal; (6) The other attachments and submissions that are requested on the application form; and (7) Payment of a non-refundable application fee as established from time to time by the Board of Commissioners. (C) Permitting criteria. An application may be denied for any of the following reasons: (1) The application is not fully completed and executed; (2) The applicant has not tendered the required application fee or has not tendered other required user fees, indemnification agreements, insurance certificates or security deposits within times prescribed; (3) The application contains a material falsehood or misrepresentation; (4) The applicant is legally incompetent to contract or to sue and be sued; Public Assemblies 35 (5) The applicant has on prior occasions made material misrepresentations regarding the nature or scope of an event; (6) The applicant has previously permitted a violation or has violated the terms of a public assembly or parade permit issued to or on behalf of the applicant; (7) The applicant has on prior occasions damaged town property and has not paid in full for the damage; (8) A fully executed prior application for the same time and place has been received, and a permit has been or will be granted to a prior applicant authorizing uses or activities which do not reasonably permit multiple simultaneous events; (9) The proposed event would conflict with previously planned programs organized, conducted or sponsored by the town and previously scheduled at or near the same time and place; (10) The proposed event would present an unreasonable danger to the public health or safety; (11) The proposed event would substantially or unnecessarily interfere with traffic; (12) The event would likely interfere with the movement of emergency equipment and police protection in areas contiguous or in the vicinity of the event; (13) There would not, at the time of the event, be sufficient law enforcement and traffic control officers to adequately protect participants and non-participants from traffic related hazards in light of the other demands for police protection at the time of the proposed event; (14) The applicant has not complied or cannot comply with applicable licensure requirements, ordinances or regulations concerning the sale or offering for sale any goods or services; (15) The use or activity intended by the applicant is prohibited by law; and/or (16) For non-first amendment protected public assemblies or parades, the following criteria shall also apply: (a) The cultural and/or educational significance of the event; (b) The extent to which the event contributes to the economic revitalization and business development of the town; (c) The impact and/or cost of the event to town support services; (d) The impact of the event to the public health, safety and welfare; 36 Williamston - General Regulations (e) The impact of the event on business and resident regulations within adjacent to the proposed event site; (f) The evaluation of any previous event produced by the event organizer with regard to planning
95.03 Public assembly and parade regulations	Penalty, see § 10.99	

must pay tax 110.017 Period of license; due date 110.018 Proration of tax 110.019 Refunds 110.020 Separate businesses 110.021 Exemptions Licenses 110.035 Application 110.036 Reasons for refusal or revocation 110.037 Unqualified applicants; right to a conference 110.038 Tax Collector to issue license 110.039 Amount of tax disputed 110.040 Revocation 110.041 Form and contents of license 110.042 Assignments 110.043 Changes in business conducted by licensee 110.044 Tax Collector to furnish duplicates 110.045 Record of conferences 110.046 Providing notice to an applicant or licensee Enforcement and Collection 110.060 Duty to determine whether tax due 110.061 Tax Collector to investigate 110.062 Duty to keep books 110.063 Duty to post license 3 4 Williamston - Business Regulations 110.064		§ 110.069 ENFORCEMENT. (A) Criminal remedies. Conducting business within the town without having paid the privilege license tax imposed by this chapter, without a valid license issued pursuant to this chapter or without posting a license pursuant to § 110.063, is a misdemeanor punishable as provided in G.S. § 105-236. Each day that a person conducts business in violation of this chapter is a separate offense. Payment of a fine imposed in violation of proceedings pursuant to this section does not relieve a person of his or her liability for taxes imposed under this chapter. (B) Equitable remedies. In addition to the criminal remedies set forth in division (A) above and pursuant to G.S. § 160A-175(d), the town may seek an injunction against any person who conducts a business in violation of this chapter. (1992 Code, § 15-32)
111.04 REFUSAL OF PASSENGER TO PAY.	Penalty, see § 111.99	It shall be unlawful for any person to refuse to pay the legal fare of any of the vehicles mentioned in this chapter after having hired the same, and it shall be unlawful for any person to hire any vehicle herein defined with intent to defraud the person from whom it is hired of the value of the service. (1992 Code, § 27-4) Penalty, see § 111.99 (A) No driver shall solicit patronage in a loud or annoying tone of voice or by sign or in any manner annoy any person or obstruct the movement of any person for the purpose of soliciting passengers. (B) No driver shall receive or discharge passengers except on the right-hand sidewalk or the extreme right-hand side of the roadway, and shall at no time receive or discharge passengers on the traveled portion or traffic lane of any street or roadway. (1992 Code, § 27-5) Penalty, see § 111.99
111.05 SOLICITATION, ACCEPTANCE AND DISCHARGE OF PASSENGERS.	Penalty, see § 111.99	No driver shall cruise in search of passengers except in the areas and at the time as shall be designated by the Town Board of Commissioners. The areas and times shall only be designated when the Board of Commissioners determines that taxicab cruising would not congest traffic or be dangerous to pedestrians and other vehicles. (1992 Code, § 27-6) Penalty, see § 111.99
§ 111.06 CRUISING.	Penalty, see § 111.99	
§ 111.07 ADDITIONAL PASSENGERS	Penalty, see § 111.99	No driver shall permit any other person to occupy or ride in the taxicab, unless the person or persons first occupying and employing the taxicab shall consent to the acceptance of an additional passenger or passengers. (1992 Code, § 27-7) Penalty, see § 111.99
111.08 RESTRICTION ON NUMBER OF PASSENGERS	Penalty, see § 111.99	No driver shall permit more persons to be carried in a taxicab than as seated in the license for the vehicle issued by the Police Department. A child in arms shall not be counted as a passenger. (1992 Code, § 27-8) Penalty, see § 111.99

111.09 REFUSAL TO CARRY ORDERLY PASSENGER PROHIBITED.	Penalty, see § 111.99	(A) No driver shall refuse or neglect to convey any orderly person or persons upon request, unless previously engaged, unable or forbidden by the provisions of this chapter to do so. (B) The holder of a certificate of public convenience shall be responsible for maintaining a manifest for each vehicle. The manifest shall be made available for inspection at reasonable times by the Chief of Police or Town Administrator. (1992 Code, § 27-9) (Ord. passed 8-4-1997) Penalty, see § 111.99
§ 111.25 REQUIRED	Penalty, see § 111.99	No person shall operate, or permit to be operated, a taxicab owned or controlled by him or her as a vehicle for hire upon the streets of the town without having first obtained a certificate of public convenience and necessity from the Board of Commissioners. (1992 Code, § 27-10) Penalty, see § 111.99
§ 111.99 PENALTY.		ll be subject to § 10.99. (B) The fine for violation for provisions of § 111.13 may exceed \$50, up to a maximum of \$500, as allowed by G.S. § 14-4.
§ 112.01 REGULATING THE CONSUMPTION AND POSSESSION OF MALT BEVERAGES AND UNFORTIFIED WINE.	Penalty, see § 10.99	(A) Pursuant to G.S. § 18B-300, no person (not an occupant of a motor vehicle) shall consume malt beverages and unfortified wine on the public streets of the Town of Williamston or on property owned, occupied or controlled by the Town of Williamston. (B) No person (not an occupant of a motor vehicle) shall possess open containers of malt beverages and unfortified wine on the public streets of the Town of Williamston or on property owned, occupied or controlled by the Town of Williamston. (C) No person shall possess malt beverages and unfortified wine on the public streets, alleys or parking lots of the Town of Williamston which are temporarily closed to regular traffic for special events. Any person violating this section shall be guilty of a Class C misdemeanor and subject to a fine of up to \$50 for each violation. (Ord. passed 9-22-1997) Penalty, see § 10.99
§ 114.01 BETTING PROHIBITED	Penalty, see § 114.99	No person shall bet upon any game played on any table or in any alley of any kind mentioned in § 114.02. (1992 Code, § 3-1) Penalty, see § 114.99 29
§ 114.02 LICENSE REQUIRED.		No person shall maintain or operate any pool or billiard table, bowling alley, video or electronic game, or any other table or alley for any game or play, for which a charge is directly or indirectly made, without a license therefore being issued by the Board of Commissioners. It is the intent of this section that the tables and alleys, except those in private homes, shall not be operated unless licensed by the Board. (1992 Code, § 3-2) Penalty, see § 114.99
§ 114.31 AUTHORITY OF CHIEF OF POLICE TO REGULATE.		(A) Pursuant to the authority granted to the Chief of Police in § 114.30, the Chief of Police shall supervise the operation of the circus, carnival, itinerant show or exhibition, ride or combination of rides, and he or she shall have authority to stop the operations of all or any part of the activity upon a finding that, in the interest of the public health, safety and welfare, it is necessary to do so. Such an order of abatement by the Chief of Police shall last until the close of business that day and may be renewed daily until the nuisance is abated. The operator of a business may appeal the order to the Clerk to the Board. The Commissioners shall hold a hearing at which the operator may be heard and render a decision on the appeal within three days after notice of appeal. (B) The abatement of the subject activity shall continue under hearing on the appeal. (1992 Code, § 3-13) Penalty, see § 114.99

(A) The purpose of this section shall be to establish a curfew for minors in the Town of Williamston. (B) Unsupervised minors are particularly vulnerable to being induced to participate in drug abuse and other criminal activities during the nighttime. (C) Minors often lack the ability to make informed, mature decisions when faced with the temptation to engage in criminal activities. 3 4 Williamston - General Offenses (D) Also, it is important that parents be encouraged to take an active role in the proper upbringing of their children. Furthermore, there is a need to protect businesses and other persons from vandalism and other types of criminal activities frequently committed by minors. (E) This section will assist parents in the difficult task of child rearing and the Town of Williamston, in regulating those activities which are detrimental to the health, safety and welfare of its citizens, and to the peace and dignity of the town. (1) Definitions. For the purpose of this section, the following definitions shall apply unless the context indicates or requires a different meaning. CUSTODIAN. A parent, guardian, step-parent, foster parent, house parent or other person legally responsible for the care and custody of a minor as defined by this section. MINOR. Any person who has not reached his or her sixteenth birthday and is not married, emancipated or a member of the armed services of the United States. PUBLIC PLACE. Any place which is generally open to and used by the public, whether it be publicly or privately owned, including but not limited to streets, highways, public vehicular areas, places of business and amusement parks, and other common areas open to the public. (2) Time limits. It is unlawful for any minor to be or remain upon any public place as defined in this section within the Town of Williamston, or on any property or right-of-way belonging to the town and located outside the corporate limits of the Town of Williamston between the hours of midnight Friday and 5:00 a.m. on Saturday, between midnight Saturday and 5:00 a.m. on Sunday, or between the hours of 11:00 p.m. and 5:00 a.m. of the following morning on Monday, Tuesday, Wednesday, Thursday or Friday. The times as set out herein shall mean Eastern Standard Time or Daylight Savings Time, whichever is in effect. (3) Exceptions. The restrictions provided by division (B) above shall not apply to a minor who is: (a) Accompanied by his or her custodian as defined in division (A) above; (b) Accompanied by a responsible person over 18 years of age who has the written permission of the minor's custodian to have the minor under his or her supervision; (c) Traveling in connection with his or her employment, religious activity or attendance at a function sponsored by the town or a school; (d) Temporarily within the town or on town property while engaged in interstate travel; or (e) Attempting to obtain assistance in a medical emergency; Offenses Against Public Morals 5 (f) On an errand at the direction of the minor's parent or guardian, without any detour or stop; (g) On the sidewalk abutting the minor's residence or abutting the residence of a nextdoor neighbor if the neighbor did not complain to the police department about the minor's presence; (h) Exercising First Amendment rights protected by the United States Constitution, such as the free exercise of religion, freedom of speech, and the right of assembly; or (i) Married or had been married or had disabilities of minority removed in accordance with state law. (4) Responsibility of adults. It is unlawful for any custodian to allow or permit any minor to be in or upon, or remain in or upon a public place within the Town of Williamston or any property or right-of-way belonging to the town and located outside the corporate limits of the Town of Williamston, within the curfew hours set by division (B) above, except as provided in division (C) above. (5) Responsibility. It is unlawful for any person, firm or corporation operating a place of business or amusement to allow or permit any minor to be in or upon, or to remain in or upon, the premises of the place of business or amusement within the curfew hours set by division (B) above, except as provided in division (C) above. (6) Enforcement. (a) When a minor is found to be in violation of this section, a police officer will, by telephone, check with the Communications Center of the Town of Williamston Police Department to determine if the minor is a first offender. If the minor is a first offender, he or she will be taken to the residence of his or her custodian. A written warning will be given to the (A) General. Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to § 10.99. (B) Curfew for minors; punishment. Any person who violates § 130.02 shall be guilty of a misdemeanor and shall be fined not more than \$50, or imprisoned for not more than 30 days.

Violation of any provision of this chapter shall be a misdemeanor as provided by G.S. § 14-4. The offender may be subject to a fine in excess of \$50, up to a maximum of \$500.

130.02 CURFEW FOR MINORS. 130.99 PENALTY.

130.99 PENALTY.
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