

**TOWN OF NAVASSA**
ORDINANCE
FALSE ALARM PREVENTION

- I. **Purpose**
- II. **Definitions**
- III. **General regulations**
- IV. **Alarm response**
- V. **Prohibited acts**
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I. Purpose

- a. The purpose of this article is to encourage alarm users and alarm companies to maintain the operational reliability of alarm systems and to properly use alarm system(s) in order to reduce or eliminate false/accidental alarm dispatches of fire apparatus or police units.
- b. This article governs systems intended to summon fire or police response and establish a fee associated with penalties for violations.
- c. A violation of this ordinance shall not be a misdemeanor or infraction as provided by N.C. Gen. Stat. § 14-4, but shall subject the offender to a civil penalty as described below.

II. Definitions

- a. For the purpose of this article, the following definitions shall apply unless the context clearly indicates or requires a different meaning.
- b. *Alarm business* means the business by any individual, partnership or corporation serving, repairing, altering, replacing, moving or installing any alarm system, or causing to be sold, leased, maintained, serviced, repaired, altered, replaced, moved or installed any alarm system in or on any commercial or residential

building, structure or premises, and shall not include any other activity of the business.

- c. *Alarm dispatch request* means a notification to the public safety officials by an alarm company that an alarm has been activated at an alarm site.
- d. *Alarm installation* means a device or series of devices, including but not limited to, systems interconnected with a radio frequency signal, which are designed to warn of fire or breaking and entering, transmitting a remote or local audible, visual, or electronic signal indicating an alarm condition that may require attention by a fire or police department.
- e. *Automatic telephone dialing device or digital alarm communications system* means an alarm system that automatically sends a prerecorded voice message or coded signal over regular telephone lines by direct connection or any other digital method indicating the existence of the emergency situation that the alarm system is designed to detect.
- f. *Alarm* means the activation of an alarm signal that produced either an audible sound that can be heard from the interior or exterior of a commercial or residential building, structure or premise housing the alarm system, or the emission of a signal to a direct monitoring service which in turn notifies the Brunswick County Communications Center or directly notifies local officials that an alarm has been activated.
- g. *False fire alarm* means any transmitted alarm signal in which there is no sign of smoke, fire, (or) water flow conditions.
- h. *False burglary alarm* means any transmitted alarm signal in which there is no sign of an attempted or actually breaking and entering.

III. General regulations

- a. The alarm user shall maintain the premises and the alarm system in a manner that will minimize or eliminate false/accidental alarm dispatches and activate the alarm code only for the occurrence of events it was designed to report.
- b. The alarm user shall respond or cause a responsible representative to respond to the alarm site within thirty (30) minutes when notified by officials.
- c. Each alarm user shall furnish the Town of Navassa Police Department, in writing, the name and telephone numbers of at least one (1), but no more than (5), persons authorized and able to deactivate the alarm system.

- d. The alarm user shall adjust the mechanism or cause the mechanism to be adjusted so that an alarm signal on the exterior of the alarm site shall sound not longer than fifteen (15) minutes, requiring an automatic reset.

IV. Alarm response

- a. No fee shall be assessed if the false/accidental alarm dispatch is:
 - 1. Caused by a hurricane, tornado or lightening strikes where there is clear evidence of physical damage to the alarm system.
 - 2. Activated by an electrical power outage to the electric meter on the commercial or residential building housing the activated alarm system.
 - 3. An alarm system activated during an alarm system tests conducted by the fire marshal's office or chief of police for the purpose of computing alarm times.
- b. No fee shall be assessed if the alarm is caused by:
 - 1. Actual fire.
 - 2. Smoke condition without fire.
 - 3. Sprinkler water flow has tripped system due to sprinkler head activating with or without fire.
 - 4. Attempted or actual breaking and entering.

V. Prohibited acts

- a. Except for alarm testing as provided in this ordinance, it shall be unlawful for any person to knowingly activate an alarm when no fire or breaking and entering exists.

VI. Civil Penalty

- a. The fire department shall submit violations to the Police Chief within two (2) days of any violation so the police department can follow up with the issuance of a citation.
- b. The civil penalty for all first offences will be waived. The civil penalty for the second offense is a civil penalty of \$50.00. The civil penalty for the third offense will be \$75.00. The civil penalty will increase by a total of \$25.00 for each additional offense. The maximum civil penalty is \$250.00.
- c. A person may appeal the issuance of any civil penalty, in writing, within thirty (30) days of the issuance of the civil penalty to the Town Administrator. The Town Administrator may, within thirty (30) days and in writing, waive the civil

penalty if it is determined that the alarm was not caused by a malfunction of the alarm system.

- d. Civil penalties associated with the enforcement of this ordinance, if not paid within thirty (30) days of issuance of the civil penalty or date of letter from the Town Administrator upon appeal, will be subject to a late fee of \$20.00.
- e. Civil penalties and late fees not paid within ninety (90) days of the issuance of the civil penalty may be recovered by the Town in a civil action in the nature of a debt.
- f. As of the effective date of this article, all alarm users shall be deemed to have zero alarm responses and this ordinance shall only pertain to future alarm responses occurring after the date of adoption of this ordinance.

VII. Collected funds

- a. All collected funds shall be placed in the Town of Navassa General Fund.

VIII. Effective Date

- a. This ordinance will take effect July 1, 2012.

IX. Authority

- a. State Law Reference – Giving false fire alarms, molesting fire-alarm, fire-detection or fire-extinguishing system, G.S. 14-286. Enforcement of Ordinances, G.S. 160A-175.

TOWN OF NAVASSA

ORDINANCE

LITTER



- I. **Purpose**
- II. **Prohibited**
- III. **Littering from vehicles**
- IV. **Furnishing of receptacles**
- V. **Civil Penalty**
- VI. **Appeal**
- VII. **Collected Funds**
- VIII. **Effective Date**
- IX. **Authority**

I. **Purpose**

- a. The purpose of this ordinance is to promote a positive visual image of the Town of Navassa, maintain a sense of community pride and keep the streets and public areas clean and litter free.
- b. A violation of this ordinance shall not be a misdemeanor or infraction as provided by N.C. Gen. Stat. § 14-4, but shall subject the offender to a civil penalty as described below.

II. **Prohibited**

- a. It shall be unlawful for any person to throw or deposit upon any street or sidewalk, or upon any private property, except with written permission of the owner or occupant of the private property, any trash, refuse, garbage, building material, cans, bottles, broken glass, paper or any type of litter.

III. **Littering from vehicles**

- a. It shall be unlawful for any person, while a driver or a passenger in a vehicle to throw or deposit litter upon any street or other public place within the town, or upon private property.
- b. All debris that is hauled within the town limits shall be covered by a tarpaulin such that it will not blow from or fall from the vehicle within which it is being transported.

IV. Furnishing of receptacles

- a. Suitable receptacles may be provided in parking or access areas. The receptacles shall be plainly marked and constructed to prevent scattering of any trash, litter, rubbish or other materials deposited therein.

V. Civil Penalty

- a. Violation of this ordinance may subject the offender to civil penalties up to \$1,000.00. If appropriate, the offender shall also be responsible for the cost to repair or replace any damaged property that may be incurred as a result of a violation of this article.

VI. Appeal

- a. A person may appeal the issuance of any civil penalty, in writing, within thirty (30) days of the issuance of the civil penalty to the Town Administrator. The Town Administrator may determine, within thirty (30) days and in writing, the appropriateness of the civil penalty and may reduce the penalty if it is warranted.
- b. The minimum penalty for littering will be \$100.00.
- c. The Town Administrator may not waive any penalty for littering.
- d. Civil penalties associated with the enforcement of this ordinance, if not paid within thirty (30) days of issuance of the civil penalty or date of letter from the Town Administrator upon appeal, will be subject to a late fee of \$20.00.
- e. Civil penalties and late fees not paid within ninety (90) days of the issuance of the civil penalty may be recovered by the Town in a civil action in the nature of a debt.

VII. Collected funds

- a. All collected funds shall be placed in the Town of Navassa General Fund.

VIII. Effective Date

- a. This ordinance will take effect July 1, 2012

IX. Authority

- a. State Law References – Littering, G.S. 4-399(k); General Ordinance- Making Power, G.S. 160A-174; Regulation of the placing of trash, refuse and garbage within municipal limits, G.S. 1601-303.1. Enforcement of Ordinances, G.S. 160A-175.



TOWN OF NAVASSA
ORDINANCE
MISCELLANEOUS OFFENSES

- I. Purpose
- II. Discharge of firearms, other weapons
- III. Disturbing public meetings
- IV. Injuring town property
- V. Smoking in municipal buildings
- VI. Public consumption of alcohol beverages
- VII. Appeal
- VIII. Collected Funds
- IX. Effective Date
- X. Authority

I. Purpose

- a. The purpose of this ordinance is to provide a safe environment for citizens, visitors and property within the Town of Navassa.
- b. A violation of this ordinance shall not be a misdemeanor or infraction as provided by N.C. Gen. Stat. § 14-4, but shall subject the offender to a civil penalty as described below.

II. Discharge of firearms, other weapons

- a. It shall be unlawful for any person to fire or discharge any rifle, gun, pistol, pellet gun, air pistol, air rifle, bow and arrow, paint gun, or crossbow in an unsafe manner within the town, on or off his premises, in sport or amusement.
- b. Any person who shall knowingly and willfully permit his minor child under eighteen (18) years of age to discharge, fire, shoot or operate any air rifle, BB gun, pellet gun, bow and arrow, paint gun or crossbow in an unsafe manner within the town shall be guilty of a violation.
- c. Violation of this section may subject the offender to penalties or fines. The civil penalties have been established to cover the cost of enforcement of this ordinance. The civil penalty shall be as published in the fee schedule adopted by the Navassa Town Council and modified from time to time. If appropriate, the offender shall also be responsible for the cost to repair or replace any damaged property that may be incurred as a result of a violation of this article, said cost being added to the civil penalty.

- d. Civil Penalty: The civil penalty will be \$50.00 per offense.
- e. Authority: State Law Reference - Authority to prohibit discharge of firearms, G.S. 160A-189; authority to regulate and restrict pellet guns, G.S. 160A-189, 160A-190.

III. Disturbing public meetings

- a. It shall be unlawful to behave in a boisterous or indecent manner or to create any disturbance at or near any public entertainment or meeting, such as any utterance, gesture, display or abusive language which is intended or likely to provoke retaliation and thereby cause a breach of the peace.
- b. Civil Penalty: The civil penalty will be \$50.00 per offense.
- c. Authority: State Law Reference – Injury to public building or facilities, G.S. 14-132(a).

IV. Injuring town property

- a. It shall be unlawful to injure, damage, deface, trespass upon, break or injure any property belonging to the town.
- b. Violation of this section may subject the offender to penalties or fines. The civil penalties have been established to cover the cost of enforcement of this ordinance. The civil penalty shall be as published in the fee schedule adopted by the Navassa Town Council and modified from time to time. If appropriate, the offender shall also be responsible for the cost to repair or replace any damaged property that may be incurred as a result of a violation of this article, said cost being added to the civil penalty.
- c. Civil Penalty: The civil penalty will be \$50.00 per offense.
- d. Authority: State Law Reference - Injury to public buildings or facilities, G.S. 14-132.

V. Smoking in municipal buildings

- a. *Definition.* “Smoking” shall mean the inhaling, exhaling, burning or carrying of a lighted pipe, cigar, cigarette or other combustible tobacco product.
- b. *Smoking prohibited in municipal building.* 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.

- c. *Penalty.* Violation of this section may subject the offender to penalties or fines. The civil penalties have been established to cover the cost of enforcement of this ordinance. The civil penalty shall be as published in the fee schedule adopted by the Navassa Town Council and modified from time to time.
- d. *Conflict of laws.* If any portion of this section or the enforcement thereof is found to be preempted by state or federal law, such preemption shall not operate to invalidate the rest of the ordinance and the same shall remain in full force and effect. All ordinances or parts of ordinances in conflict with this section are hereby repealed.
- e. Civil Penalty: The civil penalty will be \$50.00 per offense.
- f. Authority: State Law Reference – Definitions G.S 143-596(1b)

VI. Public consumption of alcoholic beverages

- a. *Drinking in public places.* No person shall consume or serve malt beverages or unfortified wine, as defined by G.S. 18B-101, in the public streets, boulevards, alleys, parks, sidewalks including public vehicular areas within the town.
- b. *Transport of unsealed containers in motor vehicles unlawful.* It shall be unlawful for any person to transport in the passenger area of any motor vehicle any malt beverages or unfortified wine if the tab, cap or seal on the container has been opened or broken on the public streets and boulevards belonging to the town.
- c. *Violation of this section may subject the offender to penalties or fines.* The civil penalties have been established to cover the cost of enforcement of this ordinance. The civil penalty shall be as published in the fee schedule adopted by the Navassa Town Council and modified from time to time.
- d. Civil Penalty: The civil penalty will be \$50.00 per offense.
- e. Authority: State Law Reference - Authority to prohibit the consumption of malt beverages and unfortified wine in public places 18-300(c).

VII. Appeal

- a. A person may appeal the issuance of any civil penalty, in writing, within thirty (30) days of the issuance of the civil penalty to the Town Administrator. The Town Administrator will make a determination on the civil penalty in writing within thirty (30) days.
- b. Civil penalties associated with the enforcement of this ordinance, if not paid within thirty (30) days of issuance of the civil penalty or date of letter from the Town Administrator upon appeal, will be subject to a late fee of \$20.00.

- c. Civil penalties and late fees not paid within ninety (90) days of the issuance of the civil penalty may be recovered by the Town in a civil action in the nature of a debt.

VIII. Collected funds

- a. All collected funds shall be placed in the Town of Navassa General Fund.

IX. Effective Date

- a. This ordinance will take effect July 1, 2012.

X. Authority

- a. Enforcement of Ordinances, G.S. 160A-175.



TOWN OF NAVASSA
ORDINANCE
PARK REGULATIONS

- I. Purpose
- II. Park operating policy
- III. Injuring, tampering with buildings, facilities, other property
- IV. Forced entry into locked restrooms; use of facility designated for opposite sex
- V. Digging or removing soil, trees, etc.; excavations
- VI. Trees, shrubbery, lawns
- VII. Wild animals, birds
- VIII. Sanitation
- IX. Traffic
- X. Picnic areas
- XI. Fires, flammable material
- XII. Disturbing, interfering with others
- XIII. Pets
- XIV. Entering closed park areas; disregarding posted notices
- XV. Alcoholic beverages, illegal substances
- XVI. Prohibition regarding registered sex offenders
- XVII. Appeal
- XVIII. Collected Funds
- XIX. Effective Date
- XX. Authority

I. **Purpose**

- a. The purpose of this ordinance is to promote and maintain an environmentally safe area for outdoor family and pet activities; and to provide an ecologically sound area for our native wildlife.
- b. A violation of this ordinance shall not be a misdemeanor or infraction as provided by N.C. Gen. Stat. § 14-4, but shall subject the offender to a civil penalty as described below.

II. Park Operating Policy

- a. Only designated and maintained parks shall be open to the public.
- b. The hours of operation for all municipal parks shall be from sunrise to sunset with the exception of events that have been officially sponsored or approved by the town and municipal parks in which official signage has been posted that clearly states other operating hours.
- c. Any section or part of any park may be declared closed to the public by the Navassa Town Council or an authorized town representative acting on the council's behalf at any time and for any interval of time, either temporarily or at regular and stated intervals (daily or otherwise) and either entirely or merely to certain uses as the Town Council find reasonably necessary.
- d. Authority: State Law Reference – Powers, G.S. 160A-353.

III. Injuring, damaging, tampering with buildings, facilities, other property

- a. No person in a park shall willfully mark, deface, disfigure, adulterate, injure, damage, tamper with, displace or remove any buildings, bridges, tables, benches, fireplaces, railings, swimming pools or wading pools, paving or paving material, water lines or other public utilities or parts of appurtenances thereof, fences, signs, notices or placards whether temporary or permanent, receptacles, monuments, stakes, posts or other boundary markers or other structures, improvements or equipment, facilities or park property or appurtenances whatsoever, either real or personal.
- b. Skateboards, rollerblades or any type or form of skating, or riding bicycles or tricycles on any basketball or tennis court surface shall be prohibited.
- c. Civil Penalty: The civil penalty will be \$50.00
- d. Authority: State Law Reference – Injury to public buildings or facilities, G.S. 14-132.

IV. Forced entry into locked restrooms; use of facility designated for opposite sex

- a. No person in a park shall force entry into any restroom or washroom that is locked or bolted; and no person over the age of five (5) years shall use any restroom, washroom or locker room designated for the opposite sex, unless accompanied by a responsible adult.
- b. Civil Penalty: The civil penalty will be \$10.00 plus the cost of repair to the facility if applicable.

- c. Authority: State Law Reference – Breaking or entering buildings generally, G.S. 14-54.

V. Digging or removing soil, trees, etc.; excavations

- a. No person in a park shall dig or remove any soil, rocks or stones (except in areas designated for that purpose), or any trees, shrubs plants, plantings, grass, down-timber or other wood or materials, or make any excavation by tool, equipment, blasting or other means, or agency without permission from the Navassa Town Council.
- b. Civil Penalty: The civil penalty will be \$50.00
- c. Authority: State Law Reference – Willful and wanton injury to real property, G.S. 14-127; Injury to trees, crops, land, etc., of another. G.S. 14-128

VI. Trees, shrubbery, lawns

- a. No person in a park shall damage, cut, carve, transplant or remove any tree or plant or injure the bark, or pick the flowers or seed of any tree or plant; attach any rope, wire or other contrivance to any tree or plant.
- b. Civil Penalty: The civil penalty will be \$50.00
- c. Authority: State Law Reference – Willful and wanton injury to real property, G.S. 14-127; Injury to trees, crops, land, etc., of another. G.S. 14-128

VII. Wild animals, bird

- a. No person in a park shall hunt, molest, frighten, kill, trap, chase, tease, shoot or throw objects at any animal, reptile or bird; remove or possess the young of any wild animal, or the eggs or nest or young of any reptile or bird. Feeding alligators is strictly prohibited.
- b. Civil Penalty: The civil penalty will be \$50.00
- c. Authority: State Law Reference – Bird sanctuaries, G.S. 160A-188.

VIII. Sanitation

- a. No person in the park shall dump, deposit or leave any bottles, broken glass, ashes, paper, boxes, cans, dirt, rubbish, waste, garbage, refuse, or other trash, anywhere on the park grounds. Such matter must be placed in proper receptacles where provided. Where receptacles are not provided, all such rubbish or waste shall be carried away from the park by the person responsible for its presence, and properly disposed of elsewhere.

- b. Civil Penalty: The civil penalty will be 100.00
- c. Authority: State Law Reference – Littering, G.S. 4-399(k); General Ordinance-Making Power, G.S. 160A-174; Regulation of the placing of trash, refuse and garbage within municipal limits, G.S. 1601-3031.

IX. Traffic

- a. No person in a park shall fail to comply with all provisions of the motor vehicle code of the State of North Carolina, and the ordinances of the town as they regard the operation of motor vehicles in town parks.
- b. No person in a park shall fail to follow all directions of any police officer or park employee who is authorized to direct traffic in any park in accordance with the provisions of this ordinance and such supplemental regulations as may be issued subsequently.
- c. No person in a park shall fail to obey all traffic signs which may be posted to indicate speed limits, parking regulations, stopping yielding, and all other signs which have been posted for the proper control and safety of persons and property.
- d. No person in a park shall operate any vehicle at a speed greater than ten (10) miles per hour unless otherwise posted.
- e. No person in a park shall drive or park any vehicle on any road, street or area, other than an established road street or parking area, and such use shall be in accordance with all posted regulations, or at the direction of any traffic officer or park officer (employee) present.
- f. No person in a park shall operate any go-cart, mini-bike, three or four wheel ATV or any other unlicensed motor vehicle, except in such places, if any, that have been designated for that purpose.
- g. No vehicle shall remain parked or abandoned in a public park for over forty-eight (48) hours. If vehicles remained abandoned over forty-eight (48) hours the vehicle will be towed at the owner's expense and the owner of the vehicle shall also be fined a \$50.00 fee.
- h. Civil Penalty: The civil penalty will be \$10.00 for all sections except (g)
- i. Authority: State Law Reference – Authority of town to regulate by means of traffic-control devices, G.S. 20-169; Regulate speed of traffic, G.S. 20-169(5); Traffic Control, G.S. 160-300.

X. Picnic areas

- a. Police and park employees shall have the authority to regulate the activities in such areas, when necessary to prevent congestion and to secure a park area's maximum use for the comfort and convenience of the public.

XI. Fires, flammable material

- a. No person shall build a fire in any park. No person shall throw or otherwise scatter lighted matches, burning cigarettes or cigars, tobacco paper or other flammable material within any park area.
- b. Cooking appliances or grills that are fueled by liquid petroleum or charcoal are allowed as long as spent fuel and charcoal ashes are responsibly disposed of in proper receptacles so as to prevent the occurrence of fire or litter. At no time should charcoal ashes be dumped or scattered on public property. Cooking appliances that use any other fuel medium are strictly prohibited.
- c. The use of fireworks, or any form of pyrotechnics, is prohibited within the park areas of Navassa with the exception of officially sponsored or approved town events.
- d. Civil Penalty: The civil penalty will be \$50.00
- e. Authority: State Law Reference – Regulation of explosive, corrosive, inflammable, or radioactive substances, G.S. 160A-183.

XII. Disturbing, interfering with others

- a. No person in a park shall engage in any violent conduct or conduct which, by its nature, creates the imminent threat of a fight or other form of violence.
- b. No person in a park shall make or use any utterance, gesture, display or abusive language which is intended or likely to provoke retaliation and thereby cause a breach of the peace.
- c. Civil Penalty: The civil penalty will be \$50.00
- d. Authority: State Law Reference – Disorderly conduct in and injuries to public buildings and facilities, G.S. 14-132.

XIII. Pets

- a. Pet owners are responsible for picking up and properly disposing of pet fecal matter. Pet owners are also responsible for keeping their dogs on a leash, unless in a designated fenced-in dog park sanctioned by the town.

- b. Civil Penalty: The civil penalty will be \$25.00.

XIV. Entering closed park areas; disregarding posted notices

- a. No person shall enter any park area posted as closed to the public, nor shall any person use or abet the use of any park area in violation of posted notices.
- b. Civil Penalty: The civil penalty will be \$25.00.

XV. Alcoholic beverages, illegal substances

- a. No person in a park shall possess any malt beverage or unfortified wine, as defined in Chapter 18B of the General Statutes of the State of North Carolina.
- b. No person in a park shall possess any fortified wine or spirituous liquor, as defined in Chapter 18B of the General Statutes of the State of North Carolina.
- c. No person in a park shall possess, use or consume any controlled substance or be under the influence of any controlled substance, except as prescribed by a physician.
- d. Civil Penalty: The civil penalty will be \$50.00.
- e. Authority: State Law Reference – Authority to prohibit the consumption of malt beverage and unfortified wine in public places, G.S. 18-300(c).

XVI. Prohibition regarding registered sex offenders

- a. The town's Police Department will work to enforce the prohibition of registered sex offenders from visiting town parks.
- b. Authority: State Law Reference – Sex Offender and Public Protection Registration Programs, G.S. 14-208.5 (Article 27A).

XVII. Appeal

- a. A person may appeal the issuance of any civil penalty, in writing, within thirty (30) days of the issuance of the civil penalty to the Town Administrator. The Town Administrator will make a determination on the civil penalty in writing within thirty (30) days.
- b. Civil penalties associated with the enforcement of this ordinance, if not paid within thirty (30) days of issuance of the civil penalty or date of letter from the Town Administrator upon appeal, will be subject to a late fee of \$20.00.

- c. Civil penalties and late fees not paid within ninety (90) days of the issuance of the civil penalty may be recovered by the Town in a civil action in the nature of a debt.

XVIII. Collected funds

- a. All collected funds shall be placed in the Town of Navassa General Fund.

XIX. Effective Date

- a. This ordinance will take effect July 1, 2012.

XX. Authority

- a. Enforcement of Ordinances, G.S. 160A-175.



TOWN OF NAVASSA
ORDINANCE
SPEED REGULATIONS

- I. **Purpose**
- II. **Penalty**
- III. **Appeal**
- IV. **Collected Funds**
- V. **Effective Date**
- VI. **Authority**

I. Purpose

- a. No person shall drive a vehicle on a street or highway in the town at a speed greater than is reasonable and prudent under the conditions then existing. No person shall operate a vehicle in excess of the posted speed limit.
- b. A violation of this ordinance shall not be a misdemeanor or infraction as provided by N.C. Gen. Stat. § 14-4, but shall subject the offender to a civil penalty as described below.

II. Civil Penalty: The civil penalty will be \$50.00.

III. Appeal

- a. A person may appeal the issuance of any civil penalty, in writing, within thirty (30) days of the issuance of the civil penalty to the Town Administrator. The Town Administrator will make a determination on the civil penalty in writing within thirty (30) days.
- b. Civil penalties associated with the enforcement of this ordinance, if not paid within thirty (30) days of issuance of the civil penalty or date of letter from the Town Administrator upon appeal, will be subject to a late fee of \$20.00.
- c. Civil penalties and late fees not paid within ninety (90) days of the issuance of the civil penalty may be recovered by the Town in a civil action in the nature of a debt.

IV. Collected funds

- a. All collected funds shall be placed in the Town of Navassa General Fund.

V. Effective Date

- a. This ordinance will take effect July 1, 2012.

VI. Authority

- a. State Law References –Speed restrictions and authority of town relative thereto, G.S. 20-141; Traffic Control, G.S. 160A-300. Enforcement of Ordinances, G.S. 160A-175.



TOWN OF NAVASSA
ORDINANCE
TRAFFIC-CONTROL DEVICES

- I. **Purpose**
- II. **Obedience to devices**
- III. **Play streets**
- IV. **Penalty**
- V. **Appeal**
- VI. **Collected Funds**
- VII. **Effective Date**
- VIII. **Authority**

I. Purpose

- a. The purpose of this ordinance is to enforce traffic control using traffic-control devices, signals or police officers.
- b. A violation of this ordinance shall not be a misdemeanor or infraction as provided by N.C. Gen. Stat. § 14-4, but shall subject the offender to a civil penalty as described below.

II. Obedience to Devices

- a. It shall be unlawful for the driver of any vehicle or any pedestrian to disobey the instructions of any official traffic-control device or signal placed in accordance with the provisions of this chapter, unless otherwise directed by a police officer then on duty.

III. Play Streets

- a. Whenever authorized signs are placed, erected or installed indicating any street or part thereof as a play street, no person shall drive a vehicle careless and recklessly upon any such street or portion thereof, except drivers of vehicles having business or whose residence are within such closed area, and then any said driver exercise the greatest care in driving upon any said street or portion thereof.

- IV. Civil Penalty:** The civil penalty will be \$50.00.

V. Appeal

- a. A person may appeal the issuance of any civil penalty, in writing, within thirty (30) days of the issuance of the civil penalty to the Town Administrator. The Town Administrator will make a determination on the civil penalty in writing within thirty (30) days.
- b. Civil penalties associated with the enforcement of this ordinance, if not paid within thirty (30) days of issuance of the civil penalty or date of letter from the Town Administrator upon appeal, will be subject to a late fee of \$20.00.
- c. Civil penalties and late fees not paid within ninety (90) days of the issuance of the civil penalty may be recovered by the Town in a civil action in the nature of a debt.

VI. Collected funds

- a. All collected funds shall be placed in the Town of Navassa General Fund.

VII. Effective Date

- a. This ordinance will take effect July 1, 2012.

VIII. Authority

- a. State Law References - Authority of town to regulate by means of traffic-control devices, G.S. 20-169; Traffic Control, G.S. 160-300. Enforcement of Ordinances, G.S. 160A-175.