

# *Code of Ordinances, Town of Woodland, North Carolina*

## ABANDONED MOTOR VEHICLES § 80.08

location or manner as to pose a traffic hazard, and vehicles causing damage to public or private property.

### § 80.09 REMOVAL OF VEHICLES; POST-TOWING NOTICE REQUIREMENTS.

Any abandoned, nuisance or junked motor vehicle which has been ordered removed may, as directed by the Town, be removed to a storage garage or area by the tow truck operator or towing business contracting to perform such services for the Town. Whenever such a vehicle is removed, the authorizing Town official shall immediately notify the last known registered owner of the vehicle, such notice to include the following:

- (1) The description of the removed vehicle;
- (2) The location where the vehicle is stored;
- (3) The violation with which the owner is charged, if any;
- (4) The procedure the owner must follow to redeem the vehicle; and
- (5) The procedure the owner must follow to request a probable cause hearing on the removal.

The Town shall attempt to give notice to the vehicle owner by telephone; however, whether or not the owner is reached by telephone, written notice, including the information set forth in subsections (1) through (5) above, shall also be mailed to the registered owner's last known address, unless this notice is waived in writing by the vehicle owner or his agent

If the vehicle is registered in North Carolina, notice shall be given within twenty-four (24) hours. If the vehicle is not registered in the state, notice shall be given to the registered owner within seventy-two (72) hours from the removal of the vehicle.

Whenever an abandoned, nuisance or junked motor vehicle is removed, and such vehicle has no valid registration or registration plates, the authorizing city official shall make reasonable efforts, including checking the vehicle identification number, to determine the last known registered owner of the vehicle and to notify him of the information set forth in subsections (1) through (5) above.

### § 80.10 RIGHT TO PROBABLE CAUSE HEARING BEFORE SALE OR FINAL DISPOSITION OF VEHICLE

After the removal of an abandoned vehicle, nuisance vehicle or junked motor vehicle, the owner or any other person entitled to possession is entitled to a hearing for the purpose of determining if probable cause existed for removing the vehicle. A request for hearing must be filed in writing with the county magistrate designated by the chief district court judge to receive such hearing requests. The magistrate will set the

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hearing within seventy-two (72) hours of receipt of the request, and the hearing will be conducted in accordance with the provisions of G.S. 20-219.11 as amended.

### § 80.11 REDEMPTION OF VEHICLE DURING PROCEEDINGS.

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 such 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 ordinance;

### § 80.12 SALE AND DISPOSITION OF UNCLAIMED VEHICLE

Any abandoned, nuisance or junked motor vehicle which is not claimed by the owner or other party entitled to possession will be disposed of by the tow truck operator or towing business having custody of the vehicle. Disposition of such a vehicle shall be carried out in coordination with the city and in accordance with Article 1 of Chapter 44A of the North Carolina General Statutes.

### § 80.13 CONDITIONS ON REMOVAL OF VEHICLES FROM PRIVATE PROPERTY

As a general policy, the Town will not remove a vehicle from private property if the owner, occupant or lessee of such property could have the vehicle removed under applicable state law procedures. In no case will a vehicle be removed by the Town from private property without a written request of the owner, occupant or lessee, except in those cases where a vehicle is a nuisance vehicle or is a junked motor vehicle which has been ordered removed by the Town Maintenance Supervisor. The Town may require any person requesting the removal of a nuisance or junked motor vehicle from private property to indemnify the Town against any loss, expense or liability incurred because of the removal, storage, or sale thereof.

### § 80.14 PROTECTION AGAINST CRIMINAL OR CIVIL LIABILITY.

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 such vehicle as provided in this chapter.

### § 80.15 EXCEPTIONS.

Nothing in this chapter shall apply to any vehicle:

- (1) which is located in a bona fide "automobile graveyard" or "junkyard" as defined in N.C. G.S. 13&143, in accordance with the "Junkyard Control Act", N.C. G.S. 13&141, et seq.;
- (2) which is in an enclosed building;

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- (3) which is on the premises of a business enterprise being operated in a lawful place and manner if the vehicle is necessary to the operation of the enterprise; or
- (4) which is in an appropriate storage place or depository maintained in a lawful place and manner by the Town.

**§ 80.16 UNLAWFUL REMOVAL OF IMPOUNDED VEHICLE.**

It shall be unlawful for any person to remove or attempt to remove from any storage facility designated by the city 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 bond in lieu of such fees, have been paid.

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## CHAPTER 81 ANIMALS

### Section

- 81.01 Declaration of Nuisances.
- 81.02 Definitions
- 81.03 Enforcement
- 81.04 Livestock
- 81.05 Bird Sanctuary
- 81.06 Chicken Ordinance
- 81.07 Stray Animals
- 81.99 Penalty

### § 81.01 DECLARATION OF NUISANCES.

A. The keeping or maintaining outside a proper enclosure of any dog or dogs having dangerous or destructive propensities is hereby declared to be a public nuisance, and shall be abated as provided in this ordinance.

B. The keeping or maintenance of any dog which by prolonged and habitual barking, howling, or whining causing serious annoyance to neighboring residents and interferes with the reasonable use and enjoyment of the premises occupied by such residents, or the reasonable use and enjoyment of the public streets, sidewalks or other public areas, is hereby declared to be a public nuisance, and shall be abated as provided in this ordinance.

### § 81.02 DEFINITIONS.

A. For the purposes of this ordinance, the term Proper enclosure shall mean a building or other structure from which a dog cannot escape, or an outside area enclosed by a fence at least 6 feet in height secured to the ground in a manner so that a dog cannot escape.

B. For the purposes of this ordinance, a dog having dangerous or destructive propensities shall mean a dog which has been trained or taught to attack humans or other animals, or a dog which habitually turns over garbage receptacles, kills other animals, habitually attacks or attempts to attack persons or habitually performs other similar acts, or habitually destroys shrubs, flowers, grass and other plant growth

### § 81.03 ENFORCEMENT.

A. Complaint and Notice. Upon receipt of a written detailed and signed complaint being made to the Police Department by any resident or residents that any person is maintaining a public nuisance as described in Section 81.01 above, the Chief of Police shall cause the owner or keeper of the dog or dogs in question to be notified that a complaint has been received, and shall cause the situation complained of to be investigated and a report and findings thereon to be reduced to writing by the investigation officer.

B. Abatement. If the written findings of the investigating officer indicate that the complaint is justified, then the Chief of Police shall cause the owner or keeper of the dog or dogs in question to be so notified in writing, and ordered to abate such nuisance within forty-eight (48) hours by destruction or removal of such dog or dogs, or by construction of a proper enclosure with a lock as the case may

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necessitate. In the event the owner or keeper of the dog or dogs is unknown and cannot be ascertained, such notice and order, along with a general description of the dog or dogs, shall be posted for forty-eight (48) hours at the Town Hall.

C. Impoundment Upon Failure To Abate Destruction. If any person being the owner or keeper of a dog or dogs hereinabove described, shall fail or refuse to abate such nuisance upon order of the Chief of Police within the specified time, the Chief shall cause the dog or dogs in question to be apprehended and impounded in a suitable place provided by the Town, with the help of the dog or dogs owner or keeper. If the owner or keeper does not cooperate in the officer's efforts to impound the animal in question, the officer has the option of destroying the animal (This is in the event the animals attack the officer or if he is simply unable to catch the animals.) The owner or keeper shall be notified in writing of such impoundment. If the owner or keeper shall so request, the dog or dogs shall be released to him upon his execution of a written agreement to comply with the abatement order, plus a fifty dollar (~~\$50.00~~) fine per dog. If no such request and execution is made by the owner or keeper within five (5) days after written notice, the Chief of Police shall cause such dog or dogs to be destroyed. In the event of a dog or dogs, impoundment to be carried out if no one claims such dog or dogs within forty-eight (48) hours after the notice, order, and description were posted, and shall cause a notice of impoundment along with a general description of the dog or dogs, to be posted for five (5) days at the Town Hall; If no request for release of such dog or dogs and execution of agreement to comply with the order of abatement respecting such dog or dogs is made within such five (5) day period the Chief of Police shall cause such dog or dogs to be destroyed.

§ 81.04 LIVESTOCK.

A. Keeping of Livestock Prohibited. It shall be unlawful to keep or maintain any cow, horse, pony, mule, sheep, goat, pig, hog, or other livestock on any lot or within any pen, stable, or other enclosure or building within the corporate limits. This section shall not be deemed to prohibit the assembling of livestock for shipment or the unloading from shipment of livestock, provided that such livestock are not kept within the corporate limits for more than 24 hours prior to shipment or subsequent to unloading.

B. Notwithstanding the above prohibition, the Town Commissioners may grant temporary exceptions to the keeping of livestock inside the city limits.

C. Effect Upon Existing Livestock. Persons keeping or maintaining within the corporate limits any of the animals named in a. above shall remove them from the corporate limits in order to comply with a. above not later than six months from the effective date of this section.

Penalty, see § 81.99

§ 81.05 BIRD SANCTUARY.

A. The territory within the corporate limits of the municipality is declared a bird sanctuary.

B. It shall be unlawful for any person to kill, trap or otherwise take any bird within the corporate limits without written permission of the Police Chief.

Penalty, see § 81.99

§ 81.06 CHICKEN ORDINANCE

A. Without a permit from the Town Commissioners, no chickens or fowl shall be kept within the

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Town limits of Woodland for commercial purposes. Over 100 will be considered commercial.

B. Other chickens or fowl up to 25 should be housed at least 100 feet from or as far from neighboring residences as property limits of owner permits, and the pens and coops shall be kept clean so as not to be objectionable. 25-100 at least 100 feet from neighbor.

C. Each offender, if found guilty, shall be given ten days notice to clean up his premise or be subject to fine of not less than \$10.00 or more than \$50.00

§ 81.07 STRAY ANIMALS

A. The Board finds that the presence within the town of stray dogs and cats constitutes a condition that is dangerous or prejudicial to the public health and safety and those animals should be impounded or destroyed as provided in this section.

B. Annually or more often if necessary, the Board may establish a period of two weeks during which all dogs and / or cats shall be forbidden to run at large. All dogs or cats found running at large during this period contrary to such a ban are declared to be and shall be treated as strays.

C. Before a period during which dogs and cats are forbidden to run at large goes into effect, the Board shall give reasonable notice to the public of the dates of such a period and the consequences of allowing animals to run at large during such period. This notice shall be published in a newspaper having general circulation in the area at least once a week for two successive weeks before the start of such period, and additional forms of notification may also be used. These procedures shall be in lieu of the requirements of 81.03.

D. Whenever a period during which dogs and/or cats are forbidden to run at large is in effect, the administrator shall attempt to impound any animal found running at large contrary to this section. Animals that cannot be captured may be shot by the administrator.

E. Any animals running at large during this time frame will be picked up by the Northampton County Animal Warden and held for a minimum of 96 hours at the county animal shelter. Anyone reclaiming an impounded animal will have to pay a flat fee per animal, plus a set amount per day for each day it is kept, to the animal warden, the amounts of which will be listed in the notice prior to the two week period. The county animal warden will have jurisdiction over any unclaimed animals.

§ 81.99 PENALTY.

A. If any person, being the owner or keeper of a dog respecting which an order of abatement has been issued, shall fail or refuse to abate the nuisance as ordered, he shall be guilty of a misdemeanor, punishable on conviction by a fine not exceeding \$50.00 or by imprisonment of not more that 30 days. \*

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B. In addition, enforcement of this chapter may be by injunction, restraining order, or order of abatement in a court of competent jurisdiction, as provided by G.S. 160A-175(d) and (e).

C. (1) The violation of any provision of 81.04 shall subject the offender to a civil penalty in the amount of \$50.00 to be recovered by the town. Violators shall be issued a written citation which must be paid within 72 hours.

(2) Each days continuing violation of 81.04 shall be a separate and distinct offense.

(3) Notwithstanding division c. (1) above, this provision may also be enforced by appropriate equitable remedies issuing from a court of competent jurisdiction or by criminal penalties as provided in G.S. 14-4.

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## CHAPTER 82: PICKETING

### Section

- 82.01 Picketing on Public Streets Regulated
- 82.02 Unlawful to Interfere With Pickets
- 82.03 Police or Law Enforcement Officers May Arrest Violators
- 82.04 Ordinance Validity
- 82.05 Penalty

### § 82.01 PICKETING ON PUBLIC STREETS REGULATED

Peaceful picketing in the furtherance of a lawful purpose shall be permitted in the Town of Woodland provided the same is done under the following conditions:

- A. Due to the fact that the Town of Woodland does not have adequate law enforcement, application for picketing must be made at least 72 hours prior to anticipation time of picketing. When making application for a picketing permit, the picketers must submit the name of an approved law enforcement officer they have obtained to police the picketing.
- B. Picketing may be conducted only on the sidewalks reserved for pedestrian movement, and may not be conducted on the portion of a street used primarily for vehicular traffic.
- C. Not more than 10 pickets promoting the same objective shall be permitted to use one of the two sidewalks within a block of the Town of Woodland at any one time.
- D. Such pickets may carry written or printed placards or signs not exceeding two feet in width and two feet in length promoting the objective for which the picketing is done; provided the words used are not defamatory in nature or would tend to produce violence.
- E. Pickets must march in single file and not abreast and shall not march closer together than 15 feet, except in passing one another. Pickets shall not be allowed to walk more than 5 feet from curb line and be in continuous motion. Picketing shall be restricted to day light hours, (Sunrise to Sunset) only.
- F. If pickets promoting different objectives desire to use the same sidewalks for picketing and such use would result in the presence of more than 10 pickets thereon, the Chief of Police or law enforcement shall allot time to each group of pickets for the use of such sidewalks, on an equitable basis.
- G. The term "block" as used in this ordinance shall mean that portion of a street lying Between intersections.
- H. Picketing done contrary to the provisions of this section shall be unlawful

### § 82.02 UNLAWFUL TO INTERFERE WITH PICKETS.

It shall be unlawful for any person to physically interfere with such pickets in the use of the sidewalks or address profane, indecent, abusive or threatening language to or at such pickets which would tend to provoke such pickets or others to a breach of the peace.



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**§ 82.03 POLICE OR LAW ENFORCEMENT OFFICERS MAY ARREST VIOLATORS.**

Law enforcement officers may, in the event of the assemblage of persons in such numbers as to tend to intimidate pickets pursuing their lawful objective through numbers along or through use of inflammatory words, direct the dispersal of persons so assembled and may arrest any person who fails to absent himself from the place of such assemblage when so directed by the law enforcement officers.

**§ 82.04 ORDINANCE VALIDITY.**

If any section, sub-section, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portions shall be deemed a separate, distinct, and independent provision and such holdings shall not affect the validity of the remaining portions hereof.

**§ 82.04 PENALTY.**

Any individual or organization violating the provisions of this Ordinance shall be subject to a civil penalty of \$50.00. The individual or organization will be responsible for any damages occurring.

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## CHAPTER 83: PARADES

### Section

- 83.01 Parades on Public Streets Regulated
- 83.02 Types of Parades
- 83.03 Placards
- 83.04 Unlawful for any person to interfere with such events
- 83.05 Ordinance Validity
- 83.06 Penalty

### § 83.01 PARADES ON PUBLIC STREETS REGULATED.

Parades and other organized demonstrations in the furtherance of a lawful purpose shall be permitted in the Town of Woodland, provided the same is done under the following conditions:

- (a) Parades and other organized demonstrations may be conducted only on the streets reserved for the particular movement and may not be conducted on any portion of the sidewalk used primarily for pedestrian travel.
- (b) A permit for said parade or demonstration must be obtained from the Town Clerk of the Town at least 72 hours prior to the anticipated time of said parade or demonstration. The application shall state for what purpose the parade or demonstration is being conducted, the individual or organization sponsoring said parade or demonstration and the designated area or areas in which it is desired that said parade or demonstration is to be conducted, and in the event of a parade, the route for said parade, including the designated time of beginning and ending of said Parade.
- (c) Said time designated in said application for said parade or demonstration, shall be such a reasonable time as not to unduly impede or hinder the flow of traffic in the Town, and shall in no case be longer than 1 hour in length.
- (d) There shall always be a police escort with any parade function in said town.

### § 83.02 TYPES OF PARADES.

The provisions of this Ordinance shall apply whether the event is a parade, organized marching, or other demonstration. However, this Ordinance does not regulate picketing, as the same is regulated by the Picketing Ordinance.

### § 83.03 PLACECARDS.

Individuals or organizations participating in said parade, organized marching, or demonstration, or other similar events, may carry written or printed placards or signs not exceeding 2 feet in width, and 2 feet in length, promoting the objective for which the event is held; provided the words used are not defamatory or degrading in nature, or would tend to produce violence.

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**§ 83.04 UNLAWFUL FOR ANY PERSON TO INTERFERE WITH SUCH EVENTS.**

Whenever any group or organization shall have obtained a permit for said parade, organized marching, or demonstration, it shall be unlawful for any person to physically interfere with such events in the use of the street, or to address profane, indecent, abusive, or threatening language to such individuals participating in said event, which would tend to provoke the participating individuals or others to a breach of peace.

**§ 83.05 ORDINANCE VALIDITY.**

If any section, sub-section, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portions shall be deemed a separate, distinct, and independent provision and such holdings shall not affect the validity of the remaining portions hereof.

**§ 83.06 PENALTY.**

Any individual or organization violating the provisions of this Ordinance shall be subject to a civil penalty of \$50.00.

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## CHAPTER 84: WEEDS, GRASS AND REFUSE

### Section

- 84.01 Nuisance conditions
- 84.02 Investigation
- 84.03 Notice of violation; hearing
- 84.04 Notice to abate
- 84.05 Abatement by town
- 84.06 Costs of abatement; lien
- 84.07 Procedure not exclusive

### Statutory reference;

Abatement of public health nuisances, see G . S . 160A-193

### § 84.01 NUISANCE CONDITIONS.

The existence of any of the following conditions on any vacant lot or other parcel of land within the corporate limits is declared to be dangerous and prejudicial to the public health or safety and to constitute a public nuisance:

(A) The uncontrolled growth of noxious weeds or grass to a height in excess of 24 inches causing or threatening to cause a hazard detrimental to the public health or safety.

(B) Any accumulation of rubbish, trash, or junk 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 inhabitation therein or rats, mice, snakes, or vermin of any kind which is or may be dangerous or prejudicial to the public health.

(C) Any accumulation of animal or vegetable matter that is offensive by virtue of odors or vapors or by the inhabitation therein or rats, mice, snakes or vermin of any kind which is or may be dangerous or prejudicial to the public health.

(D) The open storage of any abandoned icebox, refrigerator, stove, glass, building material, building rubbish, or similar items.

(E) Any condition detrimental to the public health, which violates the rules and regulations of the County Health Department.

### § 84.02 INVESTIGATION.

The Town Clerk, upon notice from any person of the possible existence of any of the conditions described in § 84.01, shall cause to be made by the appropriate County Health Department official, or town official, such investigation as may be necessary to determine whether conditions exist which may constitute a public nuisance as declared in §84.01.

### § 84.03 NOTICE OF VIOLATION; HEARING

If it appears that such conditions exist, the Town Clerk shall cause to be delivered or mailed to the owner of the property upon which the conditions exist, a notice stating the reasons why the conditions may

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constitute a violation and that a hearing will be held before the Town Clerk at a place therein fixed, not less than 10 nor more than 30 days after the delivery or mailing of the notice. The owner or any party in interest shall have the right to file an answer to the notice and to appear in person, or otherwise, and give evidence at the place and time fixed in the notice. Any person desiring to do so may attend such hearing and give evidence relevant to the matter being heard. The rules of evidence prevailing in courts of law or equity shall not be controlling in such hearings.

### § 84.04 NOTICE TO ABATE.

If a determination is made that such conditions constituting a public nuisance exist, the Town Clerk shall notify, in writing, the owner of the premises in question of the conditions constituting such public nuisance and shall order the prompt abatement thereof within 15 days from the receipt of such written notice.

### § 84.05 ABATEMENT BY TOWN.

If the owner, having been ordered to abate such a public nuisance, fails, neglects, or refuses to abate or remove the condition constituting the nuisance within 15 days from receipt of the order, the Town Clerk shall cause the condition to be removed or otherwise remedied by having employees of the town to go upon the premises and remove or otherwise abate the nuisance under the supervision of an officer or employee designated by the Town Clerk. Any person who has been ordered to abate a public nuisance may within the time allowed by this chapter, request the town in writing to remove such condition, the cost of which shall be paid by the person making the request.

### § 84.06 COSTS OF ABATEMENT: LIEN.

(A) The actual cost incurred by the town in removing or otherwise remedying a public nuisance shall be charged to the owner of such lot or parcel of land, and it shall be the duty of the Tax Collector to mail a statement of such charges to the owner or other person in possession of the premises with instructions that such charges are due and payable within 30 days from the receipt thereof.

(B) In the event charges for the removal or abatement of a public nuisance are not paid within 30 days after the receipt of a statement of charges as provided for in § 84.04, such charges shall become a lien upon the land or premises where the public nuisance existed and shall be collected as unpaid taxes, as provided in G.S. 160A-193.

### § 84.07 PROCEDURE NOT EXCLUSIVE.

The procedure set forth in this chapter shall be in addition to any other remedies that may now or hereafter exist under law for the abatement of public nuisances and this chapter shall not prevent the town from proceeding in a criminal action against any person, firm, or corporation violating the provisions of this chapter as provided in G.S. 14-4.

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CHAPTER 85: MISCELLANEOUS OFFENSES

Section

- 85.01 Discharge of firearms
- 85.02 Disturbing public meetings
- 85.03 Injuring town property
- 85.04 Noise Nuisance
- 85.05 Consumption of Alcoholic Beverages
- 85.06 Signs and Posters on Telephone and Utility Poles

**§ 85.01 DISCHARGE OF FIREARMS.**

(A) It shall be unlawful for any person to fire or discharge any rifle, gun, pistol, pellet gun, BB gun, air rifle, pump gun or similar weapon, within the town, on or off his premises, in sport or amusement, except when used in defense of person or property or pursuant to written permission of the police chief. The use of metal tip arrows for sport or amusement within the town is also prohibited from use without written permission of the Police Chief.

(B) Any person who shall knowingly and willfully permit his or her minor child under 18 years of age to discharge, fire, shoot, or operate, within the town any such rifle, air rifle, pump gun or similar weapon, pistol, pellet gun, BB gun, or metal tip arrows shall be guilty of a misdemeanor.

Penalty, see 10.99

Statutory reference:

Authority to regulate and restrict firearms, and pellet guns, see G.S. 160A-189 and 160A-190

**§ 85.02 DISTURBING PUBLIC MEETINGS.**

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.

Penalty, see 10.99

**§ 85.03 INJURING TOWN PROPERTY.**

It shall be unlawful to injure, damage, deface, trespass upon, break, or injure any property belonging to the town.

Penalty, see 10.99

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## MISCELLANEOUS OFFENSE § 85.04

### § 85.04 NOISE NUISANCE

Section 1. It shall be unlawful for any person, firm or corporation to create or assist in creating any unreasonably loud sound levels in the Town of Woodland, taking into consideration volume, duration, frequency and other characteristics of the sound, which annoy, disturb, injure, or endanger the comfort, health, peace or safety of reasonable persons of ordinary sensibilities.

Section 2. The following activities, among others, are hereby declared to be unreasonably loud, disturbing sound levels, but said enumeration shall not be deemed to be exclusive:

(1) The playing of any musical instrument or electronic sound amplification equipment in such manner or with such volume, particularly during hours between 11:00 p.m. and 7:00 a.m., such that a reasonably prudent person would recognize as likely to unreasonably disturb persons in the vicinity.

(2) The keeping of any animal or bird which makes frequent or long continued sounds, such that a reasonably prudent person would recognize as likely to unreasonably disturb persons in the vicinity.

(3) The use of any automobile, motorcycle or vehicle so out of repair, so loaded, or in such manner as to create unreasonably loud, disturbing sounds.

(4) The operating of any garage or service station in any residential area so as to cause unreasonably loud, disturbing sounds to be emitted between the hours of 9:00 p.m. and 7:00 a.m. on any day.

(5) The creation of unreasonably loud, disturbing sound levels adjacent to any school, educational facility, church or court during normal operating hours, or within one hundred and fifty feet of any hospital, which a reasonably prudent person would recognize as likely to unreasonably interfere with the working of such institutions, provided conspicuous signs are displayed indicating that such is a school, educational facility, church, court or hospital area.

(6) The erection (including excavation), demolition, alteration or repair of any building in a residential or business district other than between the hours of 7:00 a.m. and 7:00 p.m. on any day, except in the case of urgent necessity in the interest of public safety, and then only under the direction of an appropriate Town official.

(7) The use of any electronic sound amplification equipment for advertising or solicitation purposes, except with an appropriate permit.

(8) The playing of any musical instrument or electronic sound amplification equipment in any business between 1:00 a.m. and 7:00 a.m.

(9) It shall be unlawful for any person or persons to play, use, or permit to be played any loud "sound amplification system" in a motor vehicle on any public street, highway, public space, or commercial space where the sound generated is "plainly audible" at a distance of seventy-five (75) feet from the device producing sound, unless authorized or exempted by any other section of this chapter.

#### (a) Definitions

"Sound amplification system". Any radio, tape player, compact disc player, loud speaker or other electronic device used for the amplification of sound.

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“Plainly audible”. Any sound produced by a sound amplification system, which can be clearly heard at a distance of seventy-five (75) feet or more.

Measurement standards shall be the auditory senses, based upon the direct line of sight. Words or phrases need not be discernible and bass reverberations are included.

(b) Exceptions - The following are exempt from the provisions of this subsection:

(1) Noise resulting from an authorized utility service vehicle while in the process of repairing and /or restoring a utility service to the public.

(2) Noise resulting from any authorized emergency response vehicle.

(3) Noise resulting from parades, lawful picketing or other public demonstrations protected by the U.S. Constitution or federal law, or for which a local permit has been granted by the town, provided such activity is of a temporary duration lasting no longer than specified by the permit.

Section 3. Persons wishing to engage in activities regulated by this ordinance may do so when a specific permit is approved by the police chief. Applications shall be submitted on forms supplied by the Town. The permit shall not be unreasonably withheld, and may contain appropriate conditions, including maximum decibel levels, designed to minimize the disruptive impact. Permits for such activities significantly for religious or political purposes shall be granted, subject only to reasonable time, place and manner restrictions. Permits issued under this section may specify that the permission granted will continue for a stated period or until revoked after actual notice. Persons shall not be held in violation of this ordinance when acting in conformity with permit conditions, but any permit may be revoked if it is determined that the authorized activity has resulted in generation of unreasonably loud, disturbing sound levels.

In case an application is denied, a permit is approved with conditions unacceptable to the applicant, or a permit is revoked, the applicant or permit holder shall be entitled to a prompt, informal hearing with the Police Commissioner or his designee, upon submission of a written request. Any person aggrieved by a matter regulated by this ordinance may submit to the Mayor written comments, including requests for appropriate relief.

Section 4. Any person, firm or corporation violating any provision of this ordinance shall be guilty of a misdemeanor and, upon conviction, may be punished by a fine not to exceed fifty dollars (\$50.00) or imprisoned not to exceed thirty (30) days. Each day such violation continues shall constitute a separate offense.



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MISCELLANEOUS OFFENSE § 85.05

**§ 85.05 CONSUMPTION OF ALCOHOLIC BEVERAGES.**

Section 1. It shall be unlawful for any person to consume, serve, open, or drink Fortified Wine, Spirituous Liquor, Mixed Beverages, Malt Beverages (Beer) or Unfortified Wine on or in the public streets, roads, boulevards, alleys, sidewalks, school grounds, municipal buildings, or municipal parks, within the corporate limits of the town.

Section 2. Violation of any provision hereof shall be a misdemeanor as provided in G.S. 14-4, punishable on conviction by a fine not exceeding \$50.00. G.S. 160A-175, to be paid to the Town Clerk.

Section 3. Application for special one-day permits may be made and granted by the Town Mayor or Town Board so as to permit exceptions to Section 1 for special occasions.

**§ 85.06 Signs and Posters on Telephone and Utility Poles**

It shall be unlawful for anyone to place, or allow to be placed, any sign or poster on any Telephone or Utility Pole within the town limits of Woodland.  
Penalty, see § 10.99

RESOLUTION

TOWN OF WOODLAND

NORTHAMPTON COUNTY, NORTH CAROLINA

Whereas, the Town of Woodland Police Department and its Officers are to enforce the laws of the United States of America, State of North Carolina, County of Northampton and the ordinances of the Town of Woodland.

Whereas, the Town of Woodland imposes certain ordinances for the betterment and peacefulness in the town.

Now, Therefore Be It Resolved, that the Officers of the Town of Woodland Police Department may at their discretion issue Town Citations for violations of the ordinances of the Town of Woodland. Fines for such violations are listed in the Town Ordinance Violation Fee Schedule that have been approved by Woodland Town Board and are in the Woodland Town Code of Ordinances book (Last Page). The Town Clerk shall collect the fines for such violations. The Chief of Police shall proceed through the courts of the State of North Carolina with violators who willfully fail to comply with fines.

Witnessed this the 15<sup>th</sup> day of July, 2004  
In Woodland, North Carolina, by:

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Clerk

Town of Woodland  
Town Ordinance Violation Fee Schedule  
December 6, 2012

The following violation fees have been established and approved by Woodland Town Board of Commissioners and will be effective on this date:

**\$10.00 Violations:**

Parking Too Close to Corner (Section 70.04,A3)  
Blocking Private Driveway (Section 70.04,A1)  
No Parking Zone (Section 70.05)  
Outside Parking Lanes (Section 70.04,A7)  
Obstruct Passage (Section 70.04,A4)  
Stop/Stand/Park in Prohibited Area (Section 70.04)  
Dog Released from Impoundment \$10/day (max. of 5 Days) (81.03C)  
Chicken/Fowl Offense \$10 to \$50 (81.06C)

**\$25.00 Violations:**

Fire Hydrant (Section 70.04,A2)  
Passing on Right Where Prohibited (Section 70.05)  
Driving a Truck Where Prohibited (Section 70.14,1)

**\$40.00 Violations:**

Speeding in Excess of the Posted Speed Limit (Section 70.01 or 70.02)  
Failure to Obey a Stop Sign (Section 70.05)  
Unlawful Passing (Section 70.05)  
Failure to Obey Other Signs, Markers or Devices Section 70.05)

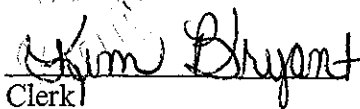
**\$50.00 Violations:**

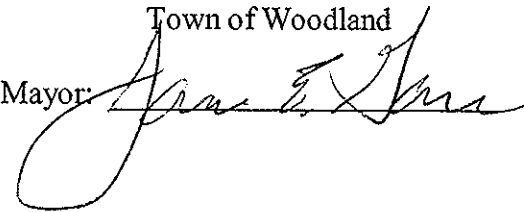
Loud Noise (Section 85.04)  
Loud Music from Motor Vehicle (Section 85.04,2,9)  
Possession/Consumption of Alcohol in Public (Section 85.05)  
Carry into a Public Dance any Beer, Wine or Other Alcohol Where Prohibited (Section 64.09)  
Handicap Parking (Section 70.04,A,10)  
Uninvited Solicitation (Section 60.05)  
Keeping or Maintaining Outside a Proper Enclosure of any Dog or Dogs having dangerous or destructive propensities (Section 81.01,A)  
Discharging a Firearm Within the City Limits (Section 85.01)  
Keeping Livestock Without Town Board Approval (Section 80.01,A)  
Civil Penalty (Various)

**\$500 Violations:**

FOG Violations per Day

ATTEST:

  
Clerk

Town of Woodland  
By Mayor: 

**Town of Woodland  
Town Ordinance Violation Fee Schedule**

15 July 2004

The following violation fees have been established and approved by Woodland Town Board of Commissioners and will be effective on this date:

**\$10.00 Violations:**

Parking Too Close to Corner (Section 70.04,A3)  
Blocking private driveway (Section 70.04,A1)  
No Parking Zone (Section 70.05)  
Outside Parking Lanes (Section 70.04,A7)  
Obstruct Passage (Section 70.04,A4)  
Stop/Stand/Park in Prohibited Area (Section 70.04,A)  
Other Parking Violations

**\$25.00 Violations**

Fire Hydrant (Section 70.04,A2)  
Passing on Right where prohibited (Section 70.05)  
Driving a Truck over two tons on certain streets (Section 70.14,1)

**\$40.00 Violations**

Speeding in excess of the posted speed limit. (Section 70.01 or 70.02)  
Failure to obey a Stop Sign (Section 70.05)  
Unlawful Passing (Section 70.05)  
Failure to obey other signs, markers or Devices (Section 70.05)

**\$50.00 Violations**

Loud Noise (Section 85.04)  
Loud Music from Motor Vehicle (Section 85.04,2,9)  
Possession/Consumption of Alcohol in Public (Section 85.05)  
Carry into a public dance any beer, wine or other alcohol (Section 64.09)  
Handicap Parking (Section 70.04,A,10)  
Uninvited Solicitation (Section 60.05)  
Keeping or maintaining outside a proper enclosure of any dog or dogs having dangerous or destructive propensities (Section 81.01,A)  
Discharging a firearm within the city limits (Section 85.01)

ATTEST:

Dain Colson  
Clerk

Town of Woodland

By: Margaret Bussey, Mayor