



AN ORDINANCE AMENDING THE CODE OF ORDINANCES  
OF THE TOWN OF NAGS HEAD, NORTH CAROLINA

BE IT ORDAINED by the Board of Commissioners of the Town of Nags Head, North Carolina, that the Code of Ordinances shall be amended as follows:

PART I. That *Sec. 1-6. General penalty; enforcement of ordinances; continuing violations.* paragraphs (c) and (d) be amended as follows:

(c) Violations of the following provisions of this Code shall subject the offender to a civil penalty upon the issuance of a citation for such violation as hereinafter provided. The civil penalty, if not paid to the town treasurer within 15 days of the issuance of a citation, may be recovered by the town in a civil action in the nature of debt. Unless otherwise provided by a specific provision of this Code, such civil penalties shall be no more than \$500.00 for each violation, and each day any single violation continues shall be a separate violation; except, that for violations of parking ordinances as set out in section 42-163, the civil penalty provisions and procedures therein shall apply:

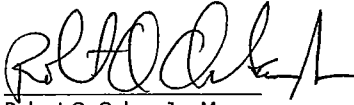
- ~~(1)~~ Chapter 6;
- ~~(2)~~ Chapter 10, all sections with the exception of subsection 10-252(d);
- ~~(3)~~ Chapter 18;
- ~~(4)~~ Chapter 20; all sections with the exception of section 20-2;
- ~~(5)~~ Chapters 12 and 40;
- ~~(6)~~ Chapter 42, Article IV and Chapter 16, Article IV;
- ~~(7)~~ Chapter 16, Article II;
- ~~(8)~~ Chapter 26, sections 26-5, 26-6 and 26-9 and Chapter 16, section 16-1;
- ~~(9)~~ Chapter 22, Article II, and Chapter 34;
- ~~(10)~~ Chapter 30;
- ~~(11)~~ Chapter 32, all sections with the exception of subsection 32-3(c) and (d);
- ~~(12)~~ Chapter 36;
- ~~(13)~~ Chapter 38;
- ~~(14)~~ Chapter 46;
- ~~(15)~~ Chapter 24;
- ~~(16)~~ Chapter 44, all sections with the exception of section 44-76;
- ~~(17)~~ Chapter 48, Zoning.

(d) Violations of the following provisions of this Code shall subject the offender to either a civil penalty or a criminal penalty, or both, in accordance with the penalty provisions of subsections (b) and (c) of this section, or in accordance with the specific penalty provisions contained within the respective chapter and article, where applicable:

- ~~(1)~~ Chapter 6;
- ~~(2)~~ Chapter 8, sections 8-1, 8-2, 8-4, 8-62, 8-82, and 8-83;
- ~~(3)~~ Chapter 40, Article II;
- ~~(4)~~ Chapter 16, Article III;
- ~~(5)~~ Chapter 20, section 20-85;
- ~~(6)~~ Chapter 26, sections 26-1 and 26-2.1;
- ~~(7)~~ Chapter 28;
- ~~(8)~~ Chapter 42, sections 42-41 and 42-92;
- ~~(9)~~ Chapter 44, section 44-76.;
- ~~(10)~~ Chapter 46.

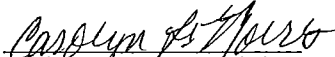
PART II. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

PART III. This ordinance shall be in full force and effect from and after the 17<sup>th</sup> day of August 2011.

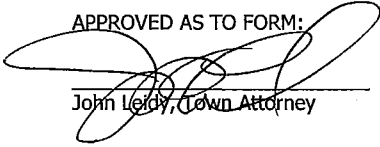


Robert O. Oakes, Jr., Mayor  
Town of Nags Head

ATTEST:

  
Carolyn F. Morris, Town Clerk

APPROVED AS TO FORM:



John Leidy, Town Attorney

Date adopted: August 17, 2011

Motion to adopt by Commissioner \_\_\_\_\_  
Motion seconded by Commissioner \_\_\_\_\_  
Vote: \_\_\_\_\_ AYES \_\_\_\_\_ NAYS