



**AN ORDINANCE AMENDING CHAPTER 4, ARTICLE II, SECTION 4-55 OF
THE CODE OF ORDINANCES OF THE TOWN OF NAGS HEAD, NORTH CAROLINA
REGARDING GROUP DEMONSTRATION PERMITS**

WHEREAS, pursuant to Article 8 of Chapter 160A of the North Carolina General Statutes, a town may by ordinance define, prohibit, regulate, or abate acts, omissions, or conditions, detrimental to the health, safety, or welfare of its citizens and the peace and dignity of the town; AND

WHEREAS, in furtherance of the public’s health, safety and welfare it is necessary to regulate certain activities upon the lands, waterways, beaches, and dune areas of the Town.

NOW THEREFORE BE IT ORDAINED by the Board of Commissioners of the Town of Nags Head, North Carolina:

PART I. General Provisions

The Code of Ordinances of the Town of Nags Head, North Carolina, Chapter 4, Article II, Section 4-55 is hereby amended to read as follows:

Sec. 4-55. Permit Required.

It shall be unlawful for any person to organize, conduct or participate in any procession, picket line or group demonstration in or upon any street, sidewalk, alley or other public place within the town unless a permit therefor has been issued by the Town in accordance with the provisions of this article; provided that groups of less than thirty individuals engaging in processions, picketing, or group demonstrations need not obtain a permit.

PART II. Severability.

All Town ordinances or parts of ordinances in conflict with this ordinance amendment are hereby repealed. Should a court of competent jurisdiction declare this ordinance amendment or any part thereof to be invalid, such decision shall not affect the remaining provisions of this ordinance amendment nor the Unified Development Ordinance or Town Code of the Town of Nags Head, North Carolina which shall remain in full force and effect.

PART III. Effective Date

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed. This ordinance shall be in full force and effect from and after the 4th day of February 2026.

Benjamin Cahoon, Mayor
Town of Nags Head

ATTEST:

Brittany A. Phillips, Town Clerk

APPROVED AS TO FORM:

John Leidy, Town Attorney

Date adopted: February 4, 2026

Motion to adopt by Commissioner _____

Motion seconded by Commissioner _____

Vote: _____ AYES _____ NAYS _____