

HAW RIVER, NORTH CAROLINA

**AN ORDINANCE ENACTING A CODE OF ORDINANCES
FOR THE TOWN OF HAW RIVER, NORTH CAROLINA,
REVISING, AMENDING, RESTATING, CODIFYING AND COMPILING
CERTAIN EXISTING GENERAL ORDINANCES OF THE POLITICAL
SUBDIVISION DEALING WITH SUBJECTS EMBRACED IN SUCH
CODE OF ORDINANCES, AND DECLARING AN EMERGENCY.**

WHEREAS, the present general and permanent ordinances of the town are inadequately arranged and classified and are insufficient in form and substance for the complete preservation of the public peace, health, safety and general welfare of the town and for the proper conduct of its affairs; and

WHEREAS, the Acts of the Legislature of the State of North Carolina empower and authorize the town to revise, amend, restate, codify and compile any existing ordinances and all new ordinances not heretofore adopted or published and to incorporate such ordinances into one ordinance in book form; and

WHEREAS, the Haw River Town Council has authorized a general compilation, revision and codification of the ordinances of Haw River of a general and permanent nature and publication of such ordinance in book form; and

WHEREAS, it is necessary to provide for the usual daily operation of the town and for the immediate preservation of the public peace, health, safety and general welfare of the town that this ordinance take effect at an early date.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF HAW RIVER, NORTH CAROLINA:

Section 1. The general ordinances of the Town of Haw River as revised, amended, restated, codified, and compiled in book form are hereby adopted as and shall constitute the "Code of Ordinances of the Town of Haw River, North Carolina."

Section 2. Such Code of Ordinances as adopted in Section 1 shall consist of the following Titles:

TITLE I: GENERAL PROVISIONS

TITLE III: ADMINISTRATION

TITLE V: PUBLIC WORKS

TITLE VII: TRAFFIC CODE

TITLE IX: GENERAL REGULATIONS

TITLE XI: BUSINESS REGULATIONS

TITLE XIII: GENERAL OFFENSES

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TITLE XV: LAND USAGE

TABLE OF SPECIAL ORDINANCES

PARALLEL REFERENCES

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- Section 3. All prior ordinances pertaining to the subjects treated in such Code of Ordinances shall be deemed repealed from and after the effective date of this ordinance except as they are included and reordained in whole or in part in such Code; provided, such repeal shall not affect any offense committed or penalty incurred or any right established prior to the effective date of this ordinance, nor shall such repeal affect the provisions of ordinances levying taxes, appropriating money, annexing or detaching territory, establishing franchises, or granting special rights to certain persons, authorizing public improvements, authorizing the issuance of bonds or borrowing of money, authorizing the purchase or sale of real or personal property, granting or accepting easements, plat or dedication of land to public use, vacating or setting the boundaries of streets or other public places; nor shall such repeal affect any other ordinance of a temporary or special nature or pertaining to subjects not contained in or covered by the Code.
- Section 4. Such Code shall be deemed published as of the day of its adoption and approval by the Town Council of the Town of Haw River. The town is hereby authorized and ordered to file a copy of such Code of Ordinances in the Office of the Clerk.
- Section 5. Such Code shall be in full force and effect as provided in Section 6, and such Code shall be presumptive evidence in all courts and places of the ordinance and all provisions, sections, penalties and regulations therein contained and of the date of passage, and that the same is property signed, attested, recorded, and approved and that any public hearings and notices thereof as required by law have been given.
- Section 6. This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of this town, and shall take effect at the earliest date provided by law.

PASSED AND ADOPTED by the Town Council of the Town of Haw River, North Carolina on this 2nd day of April, 2001.

ATTEST:

_____ /s/

Misty Hagood, Town Clerk

_____ /s/

Linda H. Massey, Mayor

AN ORDINANCE ENACTING AND ADOPTING A SUPPLEMENT TO THE CODE OF ORDINANCES
FOR THE TOWN OF HAW RIVER AND DECLARING AN EMERGENCY

WHEREAS, American Legal Publishing Corporation of Cincinnati, Ohio, has completed the attached supplement to the Code of Ordinances of the Town of Haw River, which supplement contains all ordinances of a general and permanent nature enacted since the prior supplement to the Code of Ordinances of the Town of Haw River; and

WHEREAS, American Legal Publishing Corporation has recommended the revision or addition of certain sections of the Code of Ordinances which are based on or make reference to sections of the laws of the State of North Carolina; and

WHEREAS, it is the intent of the Town of Haw River Council to accept these updated sections in accordance with the changes of the laws of the State of North Carolina; and

WHEREAS, it is necessary to provide for the usual daily operation of the Town of Haw River and for the immediate preservation of the public peace, health, safety and general welfare of the Town that this ordinance take effect at an early date;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF HAW RIVER:

- Section 1. That the attached supplement to the Code of Ordinances of the Town of Haw River as submitted by American Legal Publishing Corporation of Cincinnati, Ohio, and as attached hereto, be and the same is hereby adopted by reference as if set out in its entirety.
- Section 2. Such supplement shall be deemed published as of the day of its adoption and approval by the Town Council and the Clerk of the Town of Haw River is hereby authorized and ordered to insert such supplement into the copy of the Code of Ordinances kept on file in the Offices of the Town Council, the Town Manager, and the Town Clerk.
- Section 3. This ordinance is declared to be an emergency measure necessary for the immediate preservation of the peace, health, safety and general welfare of the people of the Town of Haw River, and shall take effect at the earliest date provided by law.

PASSED AND ADOPTED by the Town Council of the Town of Haw River on this the 6th day of August, 2007.

Haw River - Adopting Ordinance

_____/s/
Mayor
Town of Haw River

ATTEST:

_____/s/
Town Clerk

APPROVED AS TO FORM: Mitchell M. McEntire /s/
Mitchell M. McEntire, Town Attorney