



SUPPLEMENT 14

That the Code of Ordinances of the Town of Kure Beach, North Carolina is hereby amended effective March 20th, 2012 as follows:

Chapter 11, Nuisances, Article III, Noise, section 31 (Certain noises prohibited), subsections (b2), (b8), (b15) and section 32 (Violation) of the Code of Ordinances.

Proposed additions are in bold and deletions are struck through.

ARTICLE III – Noise

Section 11-31 – Certain noises prohibited

Subsection b2 – delete ‘phonograph, piccolo’ in first line; replace with ‘amplified system, band’. Add ‘such nuisances shall be restricted between the hours of 11 pm and 10 am’.

(b) The following acts, among others, are declared to be loud, disturbing, annoying and unnecessary noises in violation of this section, but such enumeration shall not be deemed to be exclusive:

(2) *Radios, phonographs, etc.* The playing of any radio, ~~phonograph, piccolo,~~ **amplified system, band,** or any musical instrument in such manner or with such volume as to annoy or disturb any person, or disturb the quiet, comfort or repose of any person in any dwelling, hotel or other residence. **Such nuisances shall be restricted between the hours of 11 pm to 10 am.**

Subsection b8 – delete ‘.’ After 9:00 and add ‘am’ after 9:00

(8) *Building operations.* 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 6:00 p.m., on week days, and 9:00 **am** until 4:00 p.m. Saturdays except in cases of urgent necessity in the interest of public safety and then only with a permit from the town.

Subsection b15 – delete ‘business’ and ‘garage’ in first line. Delete ‘filling station, auto repair business, taxi business plant store factory or other’ in second line. Add ‘restaurant, filling station, store, office, including private residences’ between ‘business’ and ‘between’ in the third and fourth lines.

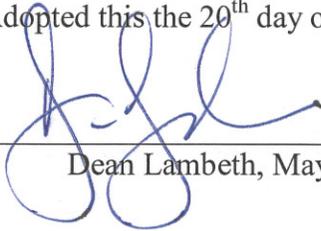
(15) ~~*Business-Noises at night near residences.*~~ The operation of any ~~garage, filling station, auto repair business, taxi business, plant, store, factory or other~~ place of business, **restaurant, filling station, store, office, including private residences,** between the hours of 11:00 p.m. and 7:00 a.m., in such manner as to create loud and disturbing noises, of such frequency or [volume as to annoy or disturb] any citizen, and particularly the creating of disturbing noises of such frequency and volume as to annoy or disturb the quiet, comfort, peace or repose of any person in any dwelling, hotel, boardinghouse or other type of residence. (*Code 1973, § 15-26; Ord. of 1-21-92; Ord. of 3-21-06; Ord. of 2-20-07(2)*)

Section 32 – delete ‘fifty dollars (\$50.00) in the second line and replace with ‘two hundred and fifty (\$250) for the first offense, and a Class 3 Misdemeanor for the second offense.’

Sec. 11-32. - Violation.

Any person who shall violate this article shall be subject to a civil citation in the amount of ~~fifty dollars (\$50.00)~~ **two hundred and fifty (\$250.00) for the first offense, and a Class 3 Misdemeanor for the second offense.** *(Ord. of 8-15-00)*

Adopted this the 20th day of March, 2012 by vote of Town Council.



Dean Lambeth, Mayor

ATTEST:



Nancy Avery, Town Clerk