

subscriber and this Franchise Agreement; and shall act to resolve the complaint in a manner consistent with the authority granted the County Manager by the Board.

- B. The County reserves the right to regulate the rates to the maximum extent allowed by law, to include the filing of complaints at the FCC, as may be permitted by applicable law.

98-02

000233

NOISE ORDINANCE

by Authority of NCGS 153A-133

By ordinance of the County of Duplin hereby created, it shall be unlawful for any person or persons to wilfully create or assist in the creating of any loud, raucous and disturbing noise, which terms shall mean any sound which, because of its level, duration and character, annoys, disturbs, injures or endangers the comfort, health, peace or safety of any reasonable person of the County of Duplin. Noise as defined hereunder shall include sound from whatever source created, including, but not limited to amplified sounds created by amplification equipment.

Enforcement and penalties.

Where there is a violation of any provision of this article, the County, at its discretion, may take one (1) or more of the following enforcement actions.

- (1) A police officer, noise control officer, or animal control officer may issue a citation for violation of this ordinance subjecting the violator to a one hundred dollar civil penalty, which penalty may provide for a fifteen dollar delinquency charge upon nonpayment, and which penalty and delinquency charge may be recovered by the county in a civil action.

- (2) A misdemeanor warrant may be issued either immediately or upon issuance of a citation and the violator's failure to pay same.

Misdemeanors shall be punishable by a fine of five hundred dollars (\$500.00) and/or up to thirty (30) days. up to imprisonment for

Effective Date: March 1, 1998

Adopted this the 16th day of February, 1998.

S. J. Fountain
Chairman
Duplin County Board of Commissioners

Attest: James W. Barnhardt, Jr.
Clerk