

CHAPTER 15. OFFENSES*

Sec. 15-101. Firearms regulated.

It shall be unlawful for any person to discharge any firearm or air rifle of any type within the corporate limits, except by a law enforcement officer in the performance of his or her duty or by a private citizen in defense of person or property or pursuant to lawful directions of law-enforcement officers.

(Code 1976, § 11.4)

Cross reference-Firearms in parks, § 16-204.

State law reference-Authority of city to regulate discharge of firearms, G.8. § 160A-189.

Sec. 15-102. Posting bills or other advertising.

No person shall stick, paint, brand, stamp, write or put upon any house, fence, wall, pavement, post or upon any property owned by any person or owned by the town any printed, written, painted or other advertisement, bill, notice, sign or poster without first having obtained the written permission of the owner of such property.

(Code 1976, § 11.5)

Cross references-Advertising, notices, bills in parks, § 16-202; use of nails and tacks on poles restricted, § 19-106.

Sec. 15-103. Fire bombs prohibited.

The provisions of this section shall be in addition to any State and federal law and, where applicable, shall be preempted by State and federal law, including but not limited to G.S. § 14-284.1.

(a) For the purpose of this section, the following terms shall have the meanings herein ascribed:

(1) Molotov cocktail shall mean any breakable container or any container which is designed in such a manner that upon being propelled it will at impact empty its contents which is filled with an inflammable fluid or substance and which is fitted with a fuse or wick.

(2) Firebomb shall mean any type of object designed or constructed so that upon being propelled it will explode or ignite its area of impact.

(b) It shall be unlawful for any person or persons to manufacture, possess, transport or use any Molotov cocktail or other firebomb.

* **Cross references**-General penalty, § 1-111; public consumption of alcoholic beverages, § 3-101; removal of bitten animals from quarantine, § 4-403; discharging firecrackers and other explosives prohibited, § 14-202; gambling in parks, § 16-210; disorderly conduct in park, § 16-211; indecent behavior in parks, § 16-218.

(c) It shall be unlawful for any person or group of persons to possess all the items or materials needed to manufacture Molotov cocktails or other firebombs, except that individual components that are lawful for other purposes (for example gasoline and kerosene) may be kept in a secure location.

(Code 1976, § 11.6)

Sec. 15-104. Yard sales (garage sale, attic sale, rummage sale, porch sale).

(a) For the purpose of this section, “yard sale” shall mean an occasional sale at which surplus and primarily used household goods and/or clothing are sold. In cases where such sales are conducted on the same property more than six (6) days per calendar year or in cases when new or used merchandise purchases for resale are resold, it shall be deemed a flea market and not a yard sale.

(b) It shall be unlawful for any person to conduct or permit to be conducted on his property in the town more than six (6) yard sales per calendar year, with each yard sale limited to one (1) twenty-four-hour day.

(c) A permit must be issued to the property owner by the code enforcement officer and must be posted in a highly visible place at the yard sale. All apparatus, racks, shelves, tables, signs and other appurtenances associated with the sale shall be removed the same day as the sale.

(d) Flea markets are not permitted. For the purposes of this ordinance, a “flea market” is any commercial market where individual vendors sell a variety of inexpensive goods or secondhand items, either indoors or outdoors. This definition does not include antique malls operating within a fully enclosed space; events that occur once a year such as a church bazaar or town-sponsored festival; or yard sales, as described above.

(Ord. No. 27-94, 11-7-94)