

TITLE 2

Public Safety

Chapter 1      Law Enforcement  
Chapter 2      Fire Protection

CHAPTER 1

Law Enforcement

State Law Reference: Municipal law enforcement in general,  
G.S. 160A-281, et seq.

§ 2-1-1      State and county officers' enforcement authority.

Sec. 2-1-1      State and county officers' enforcement authority.

Officers of the North Carolina Highway Patrol and the Beaufort County Sheriff's Department are authorized to enforce all state and local laws and ordinances in the Town of Bath.

CHAPTER 2  
Fire Protection

ARTICLE A  
Fire Department

§ 2-2-1 Organization.  
§ 2-2-2 Duties of chief.  
§§ 2-2-3 through 2-2-10 reserved

ARTICLE B  
(Reserved)

ARTICLE A  
Fire Department

State Law Reference: Municipal fire protection generally,  
G.S. 160A-291 et seq.

Sec. 2-2-1 Organization.

(a) The town may contract with a properly organized volunteer fire department which shall consist of a chief and a sufficient number of volunteer firemen to maintain and operate the department.

(b) The chief is authorized and empowered at his discretion to appoint in any emergencies he deems necessary such temporary members of the department as he desires to serve as members temporarily.

Sec. 2-2-2 Duties of chief.

The chief shall:

(1) Have general control of the department, the personnel, apparatus and fire alarm systems;

(2) Command the department and supervise the fire-fighting and extinguishing of all fires and shall have the authority to keep away from the vicinity of all fires any and all idle, disorderly or suspicious persons; and

(3) Inspect or cause to be inspected all trucks and other equipment of the fire department to ascertain that the equipment is being kept in proper condition.

Secs. 2-2-3 through 2-2-10 reserved.

ARTICLE B  
(Reserved)

CHAPTER 3  
HAZARDOUS WASTE

SECTION 2-3-1

(a) No person shall place or cause to be placed upon any lands within the Town limits, or the extra territorial zoning limits, any hazardous contaminated soils or other materials which have been removed from hazardous waste sites or otherwise created. The North Carolina Department of Environment, Health, and Natural Resources shall not issue any permits for any such application upon the lands within the Town limits or extra territorial zoning jurisdiction.

(b) Nothing herein prohibits the application of farm chemicals applied by farmers or other professional applicators in the normal course of farming operations. Nothing herein prohibits the use of normal gardening chemicals or fertilizers, additives, or other such products when used in the normal method and manner of such gardening or lawn maintenance.

SECTION 2-3-2 PENALTIES

(a) Any person violating the provisions of this chapter shall be guilty of a misdemeanor, and shall be punished by a fine not to exceed \$500.00 and imprisonment for not more than thirty (30) days, or both, in the discretion of the Court.

(b) In addition to criminal penalties, each person violating the provisions of this ordinance shall be subject to Civil penalties which shall include temporary restraining orders, injunctions, and orders of abatement. Violators of this section shall be assessed the civil penalty of \$500.00 per day, and each day said dumping or application occurs shall be considered a separate offense. In addition, violators of this article shall be subject to fines, court costs, and payment of reasonable Attorneys Fees to the Town of Bath for prosecution of such violations, and any costs of remediation.

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2/22/93  
Pl. Bd.

ARTICLE B  
(Reserved)