

ORDINANCE NO. (2025) 701

AN ORDINANCE TO REQUIRE NOISE ORDINANCE VIOLATORS WHO RECEIVE CITATIONS TO REDUCE NOISE TO LAWFUL LEVELS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RALEIGH, NORTH CAROLINA that:

Section 1. Section 12-5010 of the Raleigh City Code is hereby amended to add the underlined language where noted below and to delete the language shown as stricken through:

“Sec. 12-5010 ~~RESERVED.~~ FAILURE TO REDUCE NOISE AFTER RECEIVING CITATION.

(a) A person who receives a citation, whether civil or criminal, for violation of §§12-5001 through 12-5007 shall immediately lower the sound volume to a level that complies with §§12-5001 through 12-5007.

(b) If the sound volume is increased in violation of §§12-5001 through 12-5007 within either

a. the same day that the citation, whether civil or criminal, was issued, or

b. within four (4) hours after the citation was issued,

a law enforcement official may direct that the sound volume be lowered to a level that complies with §§12-5001 through 12-5007. Any person receiving such a directive shall lower the sound volume to a level that complies with §§12-5001 through 12-5007.

(c) If requested by the person receiving the citation, a law enforcement officer may assist in establishing a sound volume that complies with this section.

(d) Violation of this section is a misdemeanor. This section may also be enforced pursuant to §12-5011 or a combination of remedies.”

Section 2. All laws and clauses of laws in conflict herewith are hereby repealed to the extent of said conflict.

Section 3. If this ordinance or application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given separate effect and to this end the provisions of this ordinance are declared to be severable.

Section 4. This ordinance shall be enforced as provided in N.C.G.S. 160A-175 or as provided in the Raleigh City Code. All criminal sanctions shall be the maximum allowed by law notwithstanding the fifty-dollar limit in G.S. 14-4(a) or similar limitations.

Section 5. This ordinance shall become effective upon its adoption.

Adopted: January 7, 2025

Effective: January 7, 2025

Distribution: Management Team

This ordinance prepared by the Raleigh City Attorney's Office