



REQUEST FOR BOARD ACTION

ITEM NO. 19.

DATE OF MEETING: February 21, 2012

REQUESTED BY: Kyle M. Breuer, Director, Planning & Community Development Department

SHORT TITLE: Resolution Amending the Solid Waste Ordinance to Grant Authority to the Zoning Code Enforcement Officer to Enforce the Current Provisions Regarding Disposal of Refuse and Garbage

BACKGROUND: The Solid Waste Ordinance within the Pender County Code grants authority of enforcement to a "duly sworn law enforcement officer of the county and state" through a civil penalty of one hundred dollars (\$100.00) being assessed against the person who generated the solid waste.

The Code Enforcement position lies within the Department of Planning & Community Development and routinely works with various zoning violations within the county. This position is duly sworn and is capable of enforcing specific provisions within the Solid Waste Ordinance. The Code Enforcement Officer will work with the Office of the Sheriff for mutual enforcement efforts.

SPECIFIC ACTION REQUESTED: To hold a public hearing and consider amending the Pender County Solid Waste Ordinance, Article I, Section 10-7(a), Enforcement, penalties, to grant authority to the Zoning Code Enforcement Officer in conjunction with duly sworn law enforcement officers to enforce the provisions adopted in the current Pender County Solid Waste Ordinance.

COUNTY MANAGER'S RECOMMENDATION

Respectfully recommend approval.

MP
Initial MP

RESOLUTION

NOW, THEREFORE BE IT RESOLVED by the Pender County Board of Commissioners that:

on February 21, 2012 the Pender County Board of Commissioners (approved, modified, denied) an amendment to the Pender County Solid Waste Ordinance, Article I, Section 10-7(a), Enforcement, penalties, to grant authority to the Zoning Code Enforcement Officer to enforce the provisions adopted in the Current Pender County Solid Waste Ordinance. The Chairman/County Manager is authorized to execute any/all documents necessary to implement this resolution.

AMENDMENTS:

MOVED _____ SECONDED _____

APPROVED _____ DENIED _____ UNANIMOUS

YEA VOTES: Brown ___ Tate ___ Rivenbark ___ Ward ___ Williams ___

George R. Brown, Chairman Date

ATTEST Date

SOLID WASTE

Sec. 10-7. Enforcement, penalties. *(Existing)*

- (a) All duly authorized law enforcement officers of the county and state shall be charged with the enforcement of this chapter.

Sec. 10-7. Enforcement, penalties. *(Proposed)*

- (a) All duly authorized law enforcement **and zoning code enforcement** officers of the county and state shall be charged with the enforcement of this chapter.