

# Summary of Contents

## Volume 1Pt1

### **PART I. TEXT**

- Chapter 1. Importance of Local Government
- Chapter 1A. Power to Enact Ordinances
- Chapter 2. Rules to Apply
- Chapter 2A. Public's Right to Know
- Chapter 3. Phraseology
- Chapter 4. Context of Ordinances
- Chapter 5. Types of Ordinances
- Chapter 6. Administrative Ordinances
- Chapter 7. The Legislative Body
- Chapter 8. Officers and Departments—Manager
- Chapter 8A. Boards and Commissions
- Chapter 9. Election Ordinances
- Chapter 10. Operation of Municipal Utilities
- Chapter 11. Contract Ordinances
- Chapter 12. Franchise to Utilities
- Chapter 13. Local Improvements
- Chapter 14. Bond Ordinances
- Chapter 15. Tax Levy and Appropriations
- Chapter 15A. Budgeting
- Chapter 16. Public Buildings and Grounds
- Chapter 17. Streets
- Chapter 18. Licensing and Regulating Businesses
- Chapter 19. Building Regulations
- Chapter 20. City Planning

MATTHEWS MUNICIPAL ORDINANCES

- Chapter 21. Zoning
- Chapter 21A. Environmental Protection
- Chapter 22. Subdivision Control
- Chapter 22A. Protection of Rights
- Chapter 23. General Regulations
- Chapter 24. Complete Codes
- Chapter 25. Amendments and Repeals
- Chapter 26. Formal Requirements
- Chapter 27. Format: Chapters, Articles, Sections
- Chapter 28. New Municipalities
- Chapter 29. Use of Forms
- Chapter 29A. Expanding Role of City Attorney

**PART II. FORMS**

- Chapter 30. Administrative Ordinances

**Volume Volume1Pt2**

**PART II. FORMS (CONTINUED)**

- Chapter 30. Administrative Ordinances (Continued)
- Chapter 30A. Procurement Regulations
- Chapter 31. Elections
- Chapter 32. Appropriations and Levy of Taxes
- Chapter 32A. Protection of Individual Rights

**Volume 1APt1**

**PART II. FORMS (CONTINUED)**

- Chapter 33. City Planning

**Volume 1APt2**

**PART II. FORMS (CONTINUED)**

- Chapter 34. Public Places and Property

SUMMARY OF CONTENTS

**Volume 1B**

**PART II. FORMS (CONTINUED)**

- Chapter 35. Bond Ordinances
- Chapter 36. Special Assessments (Local Improvements)
- Chapter 36A. Environmental Protection
- Chapter 37. Buildings

**Volume 1C**

**PART II. FORMS (CONTINUED)**

- Chapter 37. Buildings (Continued)

**Volume 2**

**PART II. FORMS (CONTINUED)**

- Chapter 38. Traffic and Vehicles
- Chapter 39. Businesses

**Volume 2A**

**PART II. FORMS (CONTINUED)**

- Chapter 39. Businesses (Continued)

**Volume 3PT1**

**PART II. FORMS (CONTINUED)**

- Chapter 40. Alcoholic Beverages and Tobacco
- Chapter 41. Animals
- Chapter 42. Crimes and Offenses
- Chapter 43. Drugs
- Chapter 44. Emergency Regulations
- Chapter 45. Fire Prevention

## **Volume 3PT2**

### **PART II. FORMS (CONTINUED)**

- Chapter 46. Firearms
- Chapter 47. Hazardous Substances and Activities
- Chapter 48. Health Protection

## **Volume 4**

### **PART II. FORMS (CONTINUED)**

- Chapter 49. Immoral Conduct
- Chapter 50. Nuisances and Litter Control
- Chapter 51. Signs and Circulars
- Chapter 52. Wetlands and Waterways
- Chapter 52A. Consumer Protection and Equal Access,  
Discrimination
- Chapter 53. Miscellaneous Regulations
- Chapter 54. Construction of Ordinances

## **Volume 0 CPC TOC**

# Table of Contents

## Volume 1Pt1

### PART I. TEXT

#### CHAPTER 1. IMPORTANCE OF LOCAL GOVERNMENT

- § 1:1 Importance of local government
- § 1:2 Responsiveness and flexibility
- § 1:3 Open decision making
- § 1:4 Importance of care in preparing ordinances

#### CHAPTER 1A. POWER TO ENACT ORDINANCES

- § 1A:1 What is an ordinance—Definition and legal status
- § 1A:2 Delegated powers
- § 1A:3 Types of governments enacting ordinances
- § 1A:4 —Home-rule municipalities
- § 1A:5 Special charters
- § 1A:6 General acts
- § 1A:7 Nature of grant of powers
- § 1A:8 —Other statutes
- § 1A:9 Federal laws and court decisions—Generally
- § 1A:10 Federal preemption of local laws
- § 1A:11 —Constitutional provisions
- § 1A:12 —Civil rights and voting rights
- § 1A:13 Federal funding and federal control
- § 1A:14 Statutory authority
- § 1A:15 Extraterritorial jurisdiction
- § 1A:16 Use of forms—Model ordinances
- § 1A:17 Drawing up ordinances
- § 1A:18 —Practical suggestions
- § 1A:19 Policy decisions by elected governing body

#### CHAPTER 2. RULES TO APPLY

- § 2:1 Intent of legislation

## MATTHEWS MUNICIPAL ORDINANCES

- § 2:2 Principles of law
- § 2:3 State law—Conflict
- § 2:4 —Concurrent jurisdiction
- § 2:5 Constitutional questions
- § 2:6 Conflict with federal law
- § 2:7 Local ordinance stricter than federal law
- § 2:8 Rules applicable
- § 2:9 Reasonableness
- § 2:10 —Presumption
- § 2:11 —Specific statutory authority
- § 2:12 —Application of rule
- § 2:13 —License fees
- § 2:14 —Zoning
- § 2:15 Subdivision control
- § 2:16 Limitations on business activity and construction
- § 2:17 City plan
- § 2:18 Discrimination
- § 2:19 Delegation of powers
- § 2:20 Executive order policymaking
- § 2:21 —Technical codes
- § 2:22 Future editions—Cannot incorporate

### **CHAPTER 2A. PUBLIC’S RIGHT TO KNOW**

- § 2A:1 Public hearings for all ordinances?

### **CHAPTER 3. PHRASEOLOGY**

- § 3:1 General rules
- § 3:2 Definitions
- § 3:3 Complete coverage of subject
- § 3:4 —Defining offenses
- § 3:5 Subjective words
- § 3:6 General terms
- § 3:7 Common errors
- § 3:8 Recommended phraseology
- § 3:9 —Penalties
- § 3:10 Severability
- § 3:11 Clarity of wording in ordinances
- § 3:12 Masculine and feminine terms
- § 3:13 “Ordinance,” “chapter,” and “article”
- § 3:14 Remember the city official who will be enforcing the ordinance

TABLE OF CONTENTS

**CHAPTER 4. CONTEXT OF ORDINANCES**

- § 4:1 Repeating statutory provisions
- § 4:2 —Advantages
- § 4:3 Duties of officers
- § 4:4 Administrative provisions
- § 4:5 —Reciting duties
- § 4:6 —Division of subject matter
- § 4:7 —Repeating statutes
- § 4:8 —Employees
- § 4:9 —Compensation
- § 4:10 —Vacations, holidays and sick leave
- § 4:11 Technical provisions
- § 4:12 Combining subjects
- § 4:13 Codes on particular subjects
- § 4:14 Complete codes
- § 4:15 —Publication

**CHAPTER 5. TYPES OF ORDINANCES**

- § 5:1 In general
- § 5:2 Administrative measures
- § 5:3 Contract ordinances
- § 5:4 Use of public places
- § 5:5 General regulations
- § 5:6 Control of conduct
- § 5:7 Zoning and planning

**CHAPTER 6. ADMINISTRATIVE ORDINANCES**

- § 6:1 In general
- § 6:2 Repeating statutory provisions
- § 6:3 Subjects covered
- § 6:4 Personnel board
- § 6:5 Expense accounts
- § 6:6 Job handbook
- § 6:7 Personnel manual
- § 6:8 Health care for city employees
- § 6:9 Job safety and loss control
- § 6:10 Residence requirements

**CHAPTER 7. THE LEGISLATIVE BODY**

- § 7:1 In general

## MATTHEWS MUNICIPAL ORDINANCES

- § 7:2 Meeting dates
- § 7:3 Rules of order
- § 7:4 Election contests—Expulsion
- § 7:5 Enacting ordinances
- § 7:6 Conduct of members
- § 7:7 Conduct of the public at meetings
- § 7:8 Open meetings and sunshine laws
- § 7:9 Conference calls and open meeting laws
- § 7:10 Decisions need not be unanimous
- § 7:11 Agenda
- § 7:12 Name of governing body
- § 7:13 Exposure to civil and criminal lawsuits

### **CHAPTER 8. OFFICERS AND DEPARTMENTS—MANAGER**

- § 8:1 In general
- § 8:2 Departments and offices
- § 8:3 Mayor or president
- § 8:4 Council or board
- § 8:5 City manager
- § 8:6 Rules and regulations
- § 8:7 Equal opportunity and handicapped people
- § 8:8 Compulsory retirement
- § 8:9 Performance evaluation
- § 8:10 Salary policy
- § 8:11 Retirement plan or pension plan
- § 8:12 —Mandatory retirement age requirements
- § 8:13 Work-related tests
- § 8:14 Hiring policies and procedures
- § 8:15 Political activity by employees
- § 8:16 Qualifications of manager
- § 8:17 24-hour response team
- § 8:18 Safety and access for the disabled
- § 8:19 Ongoing training of employees and officers
- § 8:20 Citizens and police
- § 8:21 Police department's role changes
- § 8:22 Department of community development
- § 8:23 Interns
- § 8:24 Director of finance
- § 8:25 Public assistance, social services, welfare and relief
- § 8:26 Contracting out work for attorneys, auditors and engineers
- § 8:27 Advisory task force

## TABLE OF CONTENTS

- § 8:28 Administrative appeals within city organization
- § 8:29 Procurement administrator
- § 8:30 Workers' compensation coverage
- § 8:31 Municipal court
- § 8:32 Administrative assistant
- § 8:33 Qualifications of manager

## **CHAPTER 8A. BOARDS AND COMMISSIONS**

- § 8A:1 Benefits of using boards and committees
- § 8A:2 Required boards and commissions
- § 8A:3 Advance planning and budgeting
- § 8A:4 Advisory boards and commissions
- § 8A:5 Dispute settlement and avoidance
- § 8A:6 Licensing—Setting standards
- § 8A:7 Joint commissions for joint action
- § 8A:8 Solar energy and other innovative approaches

## **CHAPTER 9. ELECTION ORDINANCES**

- § 9:1 In general
- § 9:2 Special elections
- § 9:3 Contests
- § 9:4 Referendum on propositions
- § 9:5 Challenges to nominating papers
- § 9:6 Outside election commission

## **CHAPTER 10. OPERATION OF MUNICIPAL UTILITIES**

- § 10:1 In general
- § 10:2 Definition of utility
- § 10:3 Supervision
- § 10:4 Rates
- § 10:5 Deposit
- § 10:6 Other regulations
- § 10:7 Condominiums
- § 10:8 Service outside limits
- § 10:9 Utilities—Types compared
- § 10:10 —Antitrust law
- § 10:11 Water rationing

## **CHAPTER 11. CONTRACT ORDINANCES**

- § 11:1 In general

## MATTHEWS MUNICIPAL ORDINANCES

- § 11:2 Preliminaries
- § 11:3 Method of entering contract
- § 11:4 Between municipalities
- § 11:5 Services outside municipality
- § 11:6 Construction contracts
- § 11:7 Limitations on power to contract
- § 11:8 Privatizing
- § 11:9 Federal legislation and minority set-asides

### **CHAPTER 12. FRANCHISE TO UTILITIES**

- § 12:1 In general
- § 12:2 Compensation for use of streets
- § 12:3 Permits
- § 12:4 Underground facilities
- § 12:5 Indemnity
- § 12:6 As contract
- § 12:7 Time covered
- § 12:8 Franchises for cable TV, oil pipelines, and other businesses
- § 12:9 Nonexclusive franchises
- § 12:10 Bus shelter franchises

### **CHAPTER 13. LOCAL IMPROVEMENTS**

- § 13:1 In general
- § 13:2 Procedure
- § 13:3 Statutory requirements

### **CHAPTER 14. BOND ORDINANCES**

- § 14:1 In general
- § 14:2 Limitations
- § 14:3 Recitals
- § 14:4 Interest
- § 14:5 Due date
- § 14:6 Conditions
- § 14:7 Restriction on use of revenue
- § 14:8 Additional bonds
- § 14:9 Approval by bond counsel
- § 14:10 Federal regulation of municipal securities
- § 14:11 Municipal official statements
- § 14:12 Income tax exemptions and arbitrage
- § 14:13 Special assessments and local improvements

TABLE OF CONTENTS

- § 14:14 Privatization of municipal facilities financed by tax-exempt bonds

**CHAPTER 15. TAX LEVY AND APPROPRIATIONS**

- § 15:1 In general  
§ 15:2 Can a court levy a tax?  
§ 15:3 Hearings  
§ 15:4 Functions of levy  
§ 15:5 Strict construction  
§ 15:6 Unexpended appropriation  
§ 15:7 Joint operations as alternative to tax increase  
§ 15:8 User fees—More money without more taxes  
§ 15:9 Welfare and workfare savings  
§ 15:10 Volunteer programs and city finances  
§ 15:11 Administrative expenses  
§ 15:12 Computers and taxation problems

**CHAPTER 15A. BUDGETING**

- § 15A:1 Benefits of a budget  
§ 15A:2 Methods of saving money  
§ 15A:3 Realistic fees and charges

**CHAPTER 16. PUBLIC BUILDINGS AND GROUNDS**

- § 16:1 In general  
§ 16:2 Bond  
§ 16:3 Use of buildings and grounds  
§ 16:4 Public parking lots  
§ 16:5 Parks and playgrounds  
§ 16:6 Attractive nuisances

**CHAPTER 17. STREETS**

- § 17:1 In general  
§ 17:2 Establishment  
§ 17:3 Effect of ownership of fee  
§ 17:4 Use interfering with travel  
§ 17:5 Special privileges in streets, generally  
§ 17:6 —Permits; bond  
§ 17:7 —Construction work  
§ 17:8 —Driveways  
§ 17:9 —Excavations and tunnels

MATTHEWS MUNICIPAL ORDINANCES

- § 17:10 —Vaults
- § 17:11 —Statutory restrictions
- § 17:12 —Overhanging signs
- § 17:13 —Utility franchises
- § 17:14 Vacating streets
- § 17:15 Car pooling and van pooling
- § 17:16 Traffic reduction
- § 17:17 Parking for the disabled

**CHAPTER 18. LICENSING AND REGULATING BUSINESSES**

- § 18:1 In general
- § 18:2 Arbitrary denial
- § 18:3 Location restrictions
- § 18:4 Licensing ordinances
- § 18:5 —Provisions applicable to all licenses
- § 18:6 —Specific provisions
- § 18:7 —Solicitors and canvassers
- § 18:8 —Food dealers
- § 18:9 —Delegation of powers
- § 18:10 —Amusements
- § 18:11 —Public vehicles
- § 18:12 —Protection of licensee
- § 18:13 —Fees
- § 18:14 —Inspections

**CHAPTER 19. BUILDING REGULATIONS**

- § 19:1 In general
- § 19:2 Discretion of building inspector
- § 19:3 Permits
- § 19:4 Bond
- § 19:5 Restrictions on operations
- § 19:6 Zoning and setback lines
- § 19:7 Inclusionary housing
- § 19:8 Deed restrictions
- § 19:9 Drafting regulations
- § 19:10 Adoption by reference
- § 19:11 Regulations to be included
- § 19:12 Application to existing buildings
- § 19:13 Solar energy building design
- § 19:14 Building construction in areas of known faults

## TABLE OF CONTENTS

- § 19:15 Regulating do-it-yourself projects
- § 19:16 Guarantee or warranty
- § 19:17 Specific federal restrictions, satellite receiver-only antennas
- § 19:18 Earthquakes east of the Rockies

## **CHAPTER 20. CITY PLANNING**

- § 20:1 In general
- § 20:2 Faults in drafting
- § 20:3 Rules of law
- § 20:4 Effect of ordinance
- § 20:5 Preparation of plan
- § 20:6 Boundary changes—Generally
- § 20:7 —Annexations
- § 20:8 —Disconnections
- § 20:9 —Mergers and consolidations
- § 20:10 Historical commissions
- § 20:11 Federal law
- § 20:12 Formal requirements—Getting started
- § 20:13 —Attorney’s annexation checklist

## **CHAPTER 21. ZONING**

- § 21:1 In general
- § 21:2 Ordinances
- § 21:3 Districts
- § 21:4 Size and use requirements
- § 21:5 Cluster zoning—Planned development
- § 21:6 Condominiums
- § 21:7 Off-street parking
- § 21:8 Conditional and special uses
- § 21:9 Telecommuting
- § 21:10 Should home occupations be encouraged?
- § 21:11 Nonconforming uses
- § 21:12 Penalty
- § 21:13 Nonuse of specific property
- § 21:14 Permits pending change
- § 21:15 Moratorium on building permits
- § 21:16 Restricting noncompatible uses
- § 21:17 General principles to apply
- § 21:18 Group homes and nonrelated individuals
- § 21:19 Annexed property
- § 21:20 Parking by permit only in residential districts

## **CHAPTER 21A. ENVIRONMENTAL PROTECTION**

- § 21A:1 Environmental protection—What is it?
- § 21A:2 Federal preemption

## **CHAPTER 22. SUBDIVISION CONTROL**

- § 22:1 In general
- § 22:2 Plan commission approval
- § 22:3 Regulations
- § 22:4 Pavements and utilities
- § 22:5 Fee
- § 22:6 Designation of public lands
- § 22:7 Growth requirement capital fee or impact fee

## **CHAPTER 22A. PROTECTION OF RIGHTS**

- § 22A:1 Limitations on governmental powers
- § 22A:2 Protection of rights in regulations
- § 22A:3 Protection of rights in administrative ordinances
- § 22A:4 Avoid grants of arbitrary powers
- § 22A:5 Free speech, begging, billboards, interfering with a police officer
- § 22A:6 Affirmative action and equal opportunity

## **CHAPTER 23. GENERAL REGULATIONS**

- § 23:1 Subjects in general
- § 23:2 Traffic rules
- § 23:3 Minor violations
- § 23:4 —Infractions
- § 23:5 Public health regulations
- § 23:6 Protection against fire hazards
- § 23:7 Miscellaneous provisions
- § 23:8 Conduct prohibited
- § 23:9 Phraseology
- § 23:10 New rules on obscenity
- § 23:11 Pornography and obscenity
- § 23:12 Live adult entertainment
- § 23:13 Massage parlors
- § 23:14 Environmental regulations
- § 23:15 Energy conservation
- § 23:16 Victim assistance
- § 23:17 Law enforcement and privacy

TABLE OF CONTENTS

§ 23:18 Weapons and handguns

**CHAPTER 24. COMPLETE CODES**

- § 24:1 In general
- § 24:2 Advantages
- § 24:3 Things covered
- § 24:4 Preparation
- § 24:5 Mechanics of drafting
- § 24:6 Repeal of existing ordinances
- § 24:7 Keeping up to date
- § 24:8 Zoning ordinances
- § 24:9 Passing in book form
- § 24:10 Numbering sections
- § 24:11 Publication
- § 24:12 Outline for a complete code

**CHAPTER 25. AMENDMENTS AND REPEALS**

- § 25:1 Power to amend
- § 25:2 Effect
- § 25:3 Repealing ordinances
- § 25:4 —By passing conflicting ordinance

**CHAPTER 26. FORMAL REQUIREMENTS**

- § 26:1 Procedure for enactment
- § 26:2 Title
- § 26:3 Numbering
- § 26:4 Preamble
- § 26:5 Enactment as part of a city code
- § 26:6 Enacting clause
- § 26:7 Adoption by reference
- § 26:8 Penalties—Effective date
- § 26:9 Procedure after enactment
- § 26:10 Recommended study and hearing
- § 26:11 Reciting findings of fact

**CHAPTER 27. FORMAT: CHAPTERS, ARTICLES, SECTIONS**

- § 27:1 Chapters and articles
- § 27:2 Section headings
- § 27:3 Section numbering

§ 27:4 —Complete codes

## **CHAPTER 28. NEW MUNICIPALITIES**

- § 28:1 In general
- § 28:2 Zoning
- § 28:3 Other regulations
- § 28:4 Low-cost housing

## **CHAPTER 29. USE OF FORMS**

- § 29:1 General considerations
- § 29:2 Dangers in use
- § 29:3 Availability
- § 29:4 Technical subjects
- § 29:5 Responsibility of draftsmanship
- § 29:6 Benefits

## **CHAPTER 29A. EXPANDING ROLE OF CITY ATTORNEY**

- § 29A:1 Federal grants administered by cities
- § 29A:2 Cities provide leadership in equal opportunity
- § 29A:3 Antitrust problems
- § 29A:4 Economic vitality
- § 29A:5 Safety
- § 29A:6 Education
- § 29A:7 Cable television
- § 29A:8 Federal preemption limits satellite antenna regulations
- § 29A:9 Ethical considerations: who is the city attorney's client?
- § 29A:10 Attorney's ingenuity

## **PART II. FORMS**

### **CHAPTER 30. ADMINISTRATIVE ORDINANCES**

#### **I. MAYOR OR PRESIDENT**

- § 30:1 Mayor in aldermanic city
- § 30:2 Powers and duties of mayor
- § 30:3 Rules and regulations of mayor and department heads
- § 30:4 Annual state of the city message

## TABLE OF CONTENTS

§ 30:5	Open meetings—Sunshine laws
§ 30:6	— —Exceptions
§ 30:7	— —Notice, exception for emergencies
§ 30:8	Participation in meetings by telephone conference call
§ 30:9	Government policy: the people are the government
§ 30:10	Administrative assistant to the mayor
§ 30:11	Volunteer services, mayor’s office of volunteer services
§ 30:12	Mayor’s office for education
§ 30:13	Village president
§ 30:14	President and village board
§ 30:15	Discipline of elected officials
§ 30:16	Office of Special Audits and Investigations

## II. COUNCIL, BOARD, OR COMMITTEE

§ 30:17	Aldermanic council
§ 30:18	—Establishment of wards
§ 30:19	—Campaign code of ethics
§ 30:20	—Aldermanic expenses
§ 30:21	—Term limits
§ 30:22	Commission form council
§ 30:23	Council—Manager form
§ 30:24	City council, procedure
§ 30:25	General rules
§ 30:26	Electronic recording of city council proceedings
§ 30:27	General administrative regulations
§ 30:28	Appeals board created
§ 30:29	Removal of member
§ 30:30	Agenda
§ 30:31	Comments from the public at city council meetings
§ 30:32	Board of selectmen
§ 30:33	Bylaw procedures for boards, commissions, and committees
§ 30:34	Advisory task force committee
§ 30:35	Committee to administer charitable contributions
§ 30:36	Community Development and Capital Improvement Programs Advisory Board
§ 30:37	Planning committee
§ 30:38	Selection advisory committee
§ 30:39	Board of ethics
§ 30:40	Moral Claims Board
§ 30:41	Board of examining engineers
§ 30:42	Council on aging
§ 30:43	Establishment of mayor’s youth advisory council

## MATTHEWS MUNICIPAL ORDINANCES

- § 30:44 Disaster council
- § 30:45 Emergency preparedness committee
- § 30:46 Emergency medical services committee
- § 30:47 Empowerment zone/Enterprise community coordinating council
- § 30:48 Environmental advisory committee
- § 30:49 Sustainability commission
- § 30:50 Tree committee
- § 30:51 Historic building observation committee
- § 30:52 Historic design board
- § 30:53 Better housing board
- § 30:54 HIV prevention planning board
- § 30:55 Museum board
- § 30:56 Sister cities advisory board
- § 30:57 Housing Advisory Board
- § 30:58 Solar energy committee
- § 30:59 Animal shelter advisory committee
- § 30:60 Animal control advisory board
- § 30:61 Long-range advisory committee
- § 30:62 Capital costs committee
- § 30:63 Advisory committee on the budget
- § 30:64 Local contract review board
- § 30:65 Foreign fire insurance tax board
- § 30:66 Traffic and transportation advisory committee
- § 30:67 Parking advisory committee
- § 30:68 Zoo board
- § 30:69 City-school coordinating committee
- § 30:70 School committee
- § 30:71 Audit committee
- § 30:72 Living wage ordinance/review council
- § 30:73 Boxing and wrestling board
- § 30:74 Board of massage examiners
- § 30:75 Career awareness and related experience advisory board
- § 30:76 Design services selection committee
- § 30:77 Human resources board
- § 30:78 Music board

### **III. DEPARTMENTS AND OFFICERS**

- § 30:79 Establishment in general
- § 30:80 Fire department
- § 30:81 Fire department with chief recommended by members
- § 30:82 Director of fire protection
- § 30:83 Fire prevention bureau

## TABLE OF CONTENTS

§ 30:84	Volunteer firefighter
§ 30:85	Volunteer ambulance service
§ 30:86	Fire chief, powers and administration, citations
§ 30:87	Answering calls outside the corporate limits
§ 30:88	Fire departments—Mutual aid
§ 30:89	Fire protection services outside of city
§ 30:90	Fire safety board
§ 30:91	Fire department fitness program
§ 30:92	—Nonsmoking, no illegal drugs agreement for firefighters
§ 30:93	Charges for fire services
§ 30:94	Armory board
§ 30:95	Police department
§ 30:96	Animal control officer
§ 30:97	Police officers—Charge for special events and parties
§ 30:98	Police—High tech crime fighting, privacy concerns
§ 30:99	High tech crime fighting must not threaten privacy— Citizen patrol
§ 30:100	—Citizen alert
§ 30:101	—Training policy
§ 30:102	—Manual on individual rights
§ 30:103	—Limited service police employees
§ 30:104	Office of neighborhoods
§ 30:105	Youth services bureau
§ 30:106	Traffic administration
§ 30:107	Community support coordinator
§ 30:108	Department of consumer affairs
§ 30:109	Conduct of members of the police department
§ 30:110	Civilian police review authority
§ 30:111	Civil infractions, code enforcement officer
§ 30:112	Reserve police
§ 30:113	Auxiliary police force
§ 30:114	Auxiliary police, short form
§ 30:115	Emergency management agency
§ 30:116	Disaster management
§ 30:117	Office of emergency services
§ 30:118	Civil defense preparedness coordinator and director
§ 30:119	Public safety department
§ 30:120	Safety engineer
§ 30:121	Animal warden
§ 30:122	Public works department
§ 30:123	Refuse department
§ 30:124	—Commercial garbage district
§ 30:125	Solid waste authority

MATTHEWS MUNICIPAL ORDINANCES

- § 30:126 Inspector of rental housing
- § 30:127 Building inspector
- § 30:128 Director of buildings, building department
- § 30:129 Building safety department
- § 30:130 Zoning administrator
- § 30:131 Planning director
- § 30:132 Planning and development department
- § 30:133 Housing officer
- § 30:134 Housing agency
- § 30:135 Plumbing inspector
- § 30:136 Water rationing inspector
- § 30:137 Boiler inspector
- § 30:138 Airport manager
- § 30:139 City attorney
- § 30:140 Director of law
- § 30:141 Attorney service by contract
- § 30:142 Legal department
- § 30:143 City investigator
- § 30:144 City prosecutor
- § 30:145 County public defender
- § 30:146 Establishment of municipal court
- § 30:147 Municipal elections officer
- § 30:148 Clerk
- § 30:149 Deputy clerk
- § 30:150 Department of data processing
- § 30:151 City coordinator
- § 30:152 Collector
- § 30:153 Comptroller
- § 30:154 Treasurer
- § 30:155 Deputy treasurer
- § 30:156 Department of revenue
- § 30:157 Director of revenue
- § 30:158 Procurement administrator
- § 30:159 Purchasing agent
- § 30:160 Specifications standardization authority
- § 30:161 Finance officer
- § 30:162 Finance director
- § 30:163 Budget officer
- § 30:164 Department of public assistance
- § 30:165 Office of public assistance coordinator
- § 30:166 Business license coordinator
- § 30:167 Director of licenses
- § 30:168 Independent business coordinator

## TABLE OF CONTENTS

§ 30:169	Director of special services
§ 30:170	Volunteer coordinator
§ 30:171	Training officer
§ 30:172	Fleet manager
§ 30:173	Information services director
§ 30:174	Education of the general public: director's position
§ 30:175	Computer advisory officer
§ 30:176	Vehicle and equipment maintenance department
§ 30:177	Annexation studies coordinator
§ 30:178	Film and television coordinator
§ 30:179	Electrical inspector
§ 30:180	Engineer
§ 30:181	Transportation demand management administrator
§ 30:182	Forester
§ 30:183	Ecologist
§ 30:184	Harbor master
§ 30:185	Department of Port Control
§ 30:186	Health officer
§ 30:187	Health department hearing examiner
§ 30:188	Coroner
§ 30:189	AIDS program coordination office
§ 30:190	Director of employee health
§ 30:191	Wellness coordinator
§ 30:192	Department of employee counseling
§ 30:193	Employee assistance coordinator
§ 30:194	Stress management officer
§ 30:195	Effectiveness officer
§ 30:196	Lead, heavy metals and poison control officer
§ 30:197	City sanitarian
§ 30:198	House of correction superintendent
§ 30:199	Parks superintendent
§ 30:200	Public works superintendent
§ 30:201	Division of public works and utilities
§ 30:202	Waterworks superintendent
§ 30:203	Senior center director
§ 30:204	Retirement system administrator
§ 30:205	Retirement adviser
§ 30:206	Director of labor relations
§ 30:207	Sewer plant superintendent
§ 30:208	Street superintendent
§ 30:209	Flood control and safety of dams officer
§ 30:210	Earthquake watch officer
§ 30:211	Inspector of space heating and central heating

## MATTHEWS MUNICIPAL ORDINANCES

- § 30:212 Social services coordinator
- § 30:213 Inspector of weights and measures, position created
- § 30:214 Inspector of weights and measures, procedures
- § 30:215 Weed control officer
- § 30:216 Victim's representative
- § 30:217 Solid waste disposal director
- § 30:218 Recycling director
- § 30:219 Wind energy superintendent
- § 30:220 Director of economic development
- § 30:221 Economic development commission
- § 30:222 Department of Growth Management
- § 30:223 Creating the office of consumer advocate
- § 30:224 Ombudsman
- § 30:225 Traffic engineer
- § 30:226 Environmental protection officer
- § 30:227 Environmental officer
- § 30:228 Office of energy conservation
- § 30:229 Rehabilitation officer
- § 30:230 Director of services for handicapped persons
- § 30:231 Director of conventions and tourism
- § 30:232 Solar energy superintendent
- § 30:233 Communications department
- § 30:234 Director of communications
- § 30:235 24-hour emergency response team
- § 30:236 Code enforcement officer
- § 30:237 Code hearing department
- § 30:238 Driver reeducation department
- § 30:239 Management information systems department
- § 30:240 Zoo department

### **IV. MANAGERIAL FORM OF ADMINISTRATION**

- § 30:241 City manager
- § 30:242 Town manager
- § 30:243 Council, manager, and staff relations
- § 30:244 Office of employee relations
- § 30:245 Awards by manager
- § 30:246 City attorney's department
- § 30:247 Corporate counsel
- § 30:248 City auditor's department
- § 30:249 Division of consumer affairs
- § 30:250 Deputy officers
- § 30:251 Department of convention, cultural and visitor services

## TABLE OF CONTENTS

§ 30:252	Division of information and complaint
§ 30:253	Administrative assistant
§ 30:254	Acting city manager
§ 30:255	Director of personnel
§ 30:256	Shared city manager
§ 30:257	Department of finance
§ 30:258	Advisory committee on the budget
§ 30:259	Department of information systems
§ 30:260	Health department
§ 30:261	—Health department—Short form
§ 30:262	Joint city-county health department
§ 30:263	Library department
§ 30:264	Director of pollution control
§ 30:265	Office of environmental management
§ 30:266	Department of city planning
§ 30:267	Planning and development department
§ 30:268	Redevelopment agency
§ 30:269	Department of neighborhood preservation
§ 30:270	Building department
§ 30:271	Department of housing
§ 30:272	Public works department
§ 30:273	Police department
§ 30:274	Independent police auditor
§ 30:275	Fire department
§ 30:276	Emergency services council
§ 30:277	—Police reserve
§ 30:278	—Fire reserve
§ 30:279	General provisions

## Volume Volume1Pt2

### V. BOARDS AND COMMISSIONS

§ 30:280	Cemetery board
§ 30:281	Civil defense commission
§ 30:282	Civil service commission
§ 30:283	Code enforcement appeals commission
§ 30:284	Residence requirements
§ 30:285	Term of appointment to city commission
§ 30:286	Electrical commission and board of examiners
§ 30:287	Fire and police commission
§ 30:288	Health board
§ 30:289	—Office of managed care—Consumer protection

MATTHEWS MUNICIPAL ORDINANCES

- § 30:290 Heating, air conditioning, and refrigeration examining board
- § 30:291 Board of plumbing examiners
- § 30:292 Housing authority
- § 30:293 Americans With Disabilities Act advisory committee
- § 30:294 Human relations commission
- § 30:295 Human relations board; detailed powers, hearings
- § 30:296 Community relations commission
- § 30:297 Commission on immigrant affairs and services
- § 30:298 Equal rights commission
- § 30:299 City commission for women
- § 30:300 Domestic violence commission
- § 30:301 Cable television—Citizen’s oversight committee
- § 30:302 —Public access corporation
- § 30:303 Talent bank
- § 30:304 Library board
- § 30:305 Cooperative library system
- § 30:306 Park board
- § 30:307 Mobile home advisory commission
- § 30:308 Pension board, firefighters
- § 30:309 Pension board, police officers
- § 30:310 Compensation commission for elected officials
- § 30:311 —City clerk
- § 30:312 Plan commission
- § 30:313 Planned unit development commission
- § 30:314 Zoning board of appeals
- § 30:315 Zoning commission
- § 30:316 Landmarks commission
- § 30:317 Historical commission
- § 30:318 Recreation commission
- § 30:319 Waterworks commission
- § 30:320 Light and water commission
- § 30:321 Youth board
- § 30:322 Senior citizens’ advisory board
- § 30:323 Silver-haired city council
- § 30:324 Alcohol abuse commission
- § 30:325 Child-care commission
- § 30:326 Drainage commission
- § 30:327 Ground water protection advisory board
- § 30:328 Efficiency commission
- § 30:329 Suggestion award commission
- § 30:330 Personnel board
- § 30:331 —Powers and duties specified

## TABLE OF CONTENTS

§ 30:332	Advisory commission on area public transit
§ 30:333	Board of review of taxicab and limousine service
§ 30:334	Traffic appeals commission
§ 30:335	Department of community development
§ 30:336	Development council
§ 30:337	Citizens' committee for open space
§ 30:338	Board of administrative review
§ 30:339	Alternative energy committee
§ 30:340	Hospital commission
§ 30:341	Publicity commission
§ 30:342	Council of the arts
§ 30:343	Community stabilization commission
§ 30:344	Board of literary review for juvenile readers
§ 30:345	Design commission
§ 30:346	Environmental development commission
§ 30:347	Environmental advisory council
§ 30:348	Clean community commission
§ 30:349	Recycling committee
§ 30:350	Charitable solicitations board
§ 30:351	Energy resource board
§ 30:352	Energy advisory board
§ 30:353	Airport authority
§ 30:354	—Noise compatibility commission
§ 30:355	Board of occupational therapy practice
§ 30:356	Board of ethics
§ 30:357	—With subpoena power
§ 30:358	Economic development commission
§ 30:359	Joint economic development commission
§ 30:360	Tree board
§ 30:361	Urban forestry board
§ 30:362	Agricultural district, advisory board created
§ 30:363	Traffic safety advisory committee
§ 30:364	County board of health trusteeship
§ 30:365	Sign erection examining board
§ 30:366	Public information commission
§ 30:367	Board of building appeals
§ 30:368	Downtown advisory committee
§ 30:369	Beautification advisory commission
§ 30:370	Alley safety task force
§ 30:371	Regional sludge board
§ 30:372	Records analysis and disposal committee

## **VI. PROVISIONS RELATING TO ALL OFFICERS AND EMPLOYEES**

§ 30:373	A code of ethics for city officials
----------	-------------------------------------

MATTHEWS MUNICIPAL ORDINANCES

- § 30:374 Conflict of interest—Detailed form
- § 30:375 —Designated persons to file reports
- § 30:376 —Spouses of elected officials
- § 30:377 Gifts
- § 30:378 Ethics provisions—Alderman
- § 30:379 Ethical standards, rules on kickbacks
- § 30:380 Ethics—With disclosure form
- § 30:381 Ethics and independence
- § 30:382 Disclosure of financial interest
- § 30:383 Guidelines, disclosure of possible conflicts of interest
- § 30:384 Restrictions on former city officials and elected officials
- § 30:385 Lobbyist registration
- § 30:386 Municipal lobbying ordinance
- § 30:387 Immediate family, restrictions on employment
- § 30:388 Ethics review commission
- § 30:389 Bid rigging or collusive bidding
- § 30:390 General regulations
- § 30:391 Living wage ordinance
- § 30:392 Salary and wages, nonunion employees
- § 30:393 Work rules
- § 30:394 —Including e-mail/internet policy
- § 30:395 Residency requirement
- § 30:396 —Not required
- § 30:397 Discrimination in city employment prohibited
- § 30:398 Sensitivity training, homosexuality
- § 30:399 Americans With Disabilities Act compliance plan
- § 30:400 Seat belt use in city vehicles
- § 30:401 School visitation
- § 30:402 Awards and merit pay
- § 30:403 Recognition and awards
- § 30:404 Jury duty
- § 30:405 Work-related tests
- § 30:406 Staff meetings
- § 30:407 Sharing employees
- § 30:408 Evaluations, individuals and departments
- § 30:409 Human development for city employees
- § 30:410 Ongoing training required
- § 30:411 Reprimands, suspensions and discharges
- § 30:412 Hearing examiner on discharge for cause
- § 30:413 Grievance procedures
- § 30:414 Political activity
- § 30:415 Self-insurance, workers' compensation
- § 30:416 Expense claims

## TABLE OF CONTENTS

§ 30:417	Credit card use policy
§ 30:418	Specific mileage allowance for private automobiles
§ 30:419	—Privately owned automobile mileage allowance
§ 30:420	Moving costs
§ 30:421	Handbooks for municipal officials
§ 30:422	Personnel files
§ 30:423	Municipal retirement plan study
§ 30:424	City retirement plan
§ 30:425	Flexible employment policies
§ 30:426	General provisions as to boards, commissions and committees
§ 30:427	Hiring policies and procedures
§ 30:428	Workplace diversity program
§ 30:429	Polygraph or lie detector tests prohibited
§ 30:430	Age discrimination in city employment
§ 30:431	Bilingual officers and employees
§ 30:432	Pay on termination of service
§ 30:433	Part-time employment
§ 30:434	Healthful working conditions for city employees
§ 30:435	Smoke-free workplace for city workers
§ 30:436	County employee smoking policy
§ 30:437	Drug-free workplace policy
§ 30:438	Prohibited drug & alcohol workplace policy
§ 30:439	Drug testing of city employees
§ 30:440	Annual physical examination
§ 30:441	Employee assistance program
§ 30:442	Optional physical fitness program
§ 30:443	—Optional additional health programs
§ 30:444	Benefits for qualified domestic partners
§ 30:445	—Qualified domestic partner benefits
§ 30:446	Vacation policy
§ 30:447	Disability leave
§ 30:448	Leave of absence without pay
§ 30:449	Additional holidays
§ 30:450	Holidays
§ 30:451	Sick leave, pregnancy, parental leave
§ 30:452	Pregnancy, limited duty
§ 30:453	Funeral leave
§ 30:454	Military or reserve leave
§ 30:455	—Extended leave
§ 30:456	Personnel rules, noncivil service
§ 30:457	Personnel manual
§ 30:458	Staggered working hours for city employees

## MATTHEWS MUNICIPAL ORDINANCES

- § 30:459 Telecommuting
- § 30:460 Unexcused absences
- § 30:461 Loss control and job safety
- § 30:462 Civil service rules
- § 30:463 Classification—Salaries
- § 30:464 Garnishment for municipal debts
- § 30:465 Labor-management relations
- § 30:466 Strikes prohibited
- § 30:467 —Strikes prohibited, restrictions
- § 30:468 Order of layoff policy
- § 30:469 Whistleblower ordinance
- § 30:470 Defense and indemnification
- § 30:471 Civil and criminal indemnification
- § 30:472 Personnel files
- § 30:473 Ride-sharing program established

### **VII. OTHER GOVERNMENTAL PROVISIONS**

- § 30:474 General regulations
- § 30:475 Adoption of seal
- § 30:476 Patriotic exhibitions
- § 30:477 Masculine and feminine gender words
- § 30:478 Mission statement of the city (resolution)
- § 30:479 Administrative review
- § 30:480 Review of administrative determinations
- § 30:481 Finances
- § 30:482 Grants program
- § 30:483 General assistance program
- § 30:484 Payment of special awards
- § 30:485 Charges for fire, ambulance and plan check services
- § 30:486 Contract with fiscal agent approved
- § 30:487 Commercial nondiscrimination policy
- § 30:488 Computer record retention
- § 30:489 Sunset provisions
- § 30:490 Military service leave of absence
- § 30:491 Public art program

### **VIII. JOINT AGREEMENTS**

- § 30:492 Joint airport agreement
- § 30:493 Jointly operated juvenile detention center
- § 30:494 Insurance pooling
- § 30:495 Creation of joint water commission
- § 30:496 Creation of joint plan commission

## TABLE OF CONTENTS

§ 30:497	Joint recreation board
§ 30:498	Joint community recreation council
§ 30:499	Joint use of school recreational facilities
§ 30:500	Cooperative purchasing
§ 30:501	Joint powers agreement
§ 30:502	Joint emergency basic needs committee
§ 30:503	Joint purchase of national gas supply services
§ 30:504	Joint advisory commission on persons with disabilities
§ 30:505	Joint committee on intergovernmental and legislative relations
§ 30:506	Enhanced computer access between city and county
§ 30:507	Joint agreement for consolidation of library facilities

## **CHAPTER 30A. PROCUREMENT REGULATIONS**

§ 30A:1	Procurement code
§ 30A:2	Purchasing ordinance
§ 30A:3	—Commentary
§ 30A:4	Purchasing ordinance short form
§ 30A:4.50	Purchasing procedures
§ 30A:5	Purchase orders and purchasing agent
§ 30A:6	Bidding process
§ 30A:7	Contracts with city
§ 30A:8	Contract information hotline
§ 30A:9	Contractors employing local residents
§ 30A:10	—Equal opportunity—Contracts and subcontracts on city work
§ 30A:11	Equal opportunity required: Contractors, lenders and bonding companies
§ 30A:12	Minority, female and handicapped-owned businesses
§ 30A:13	Recycled materials
§ 30A:14	Recycling—Detailed provisions
§ 30A:15	City purchase of polystyrene foam products banned
§ 30A:16	Surplus property programs
§ 30A:17	Ozone layer protection, purchasing policy

## **CHAPTER 31. ELECTIONS**

### **I. REGULAR ELECTIONS**

§ 31:1	Elections, general provisions
§ 31:2	—Coordination between state and local law
§ 31:3	State law to control in absence of local provision

## MATTHEWS MUNICIPAL ORDINANCES

- § 31:4 Local voters' pamphlet ordinance
- § 31:5 Primary elections
- § 31:6 Election results
- § 31:7 Nominations
- § 31:8 Mayor and city council
- § 31:9 Aldermanic city
- § 31:10 Commission form city
- § 31:11 Managerial form city
- § 31:12 Village officers
- § 31:13 Election contests
- § 31:14 Complaints related to election procedures and regulations
- § 31:15 Absentee ballots
- § 31:16 Initiative and referendum

### II. SPECIAL ELECTIONS

- § 31:17 Special election to fill vacancy
- § 31:17.50 Special election for mayor
- § 31:17.60 Procedure for all-mail special elections
- § 31:18 Increasing corporate tax rate
- § 31:19 Recreation tax
- § 31:20 Revenue bond issue
- § 31:21 General obligation bond issue
- § 31:21.50 Bond election contest
- § 31:22 Special election proclamation, franchise ordinance
- § 31:22.50 Legal expenses for recall election

### III. CONDUCT OF CANDIDATES, COMMITTEES AND THE PUBLIC

- § 31:23 Contributions to election campaigns
- § 31:24 Contribution limits
- § 31:24.50 Voluntary expenditure ceiling
- § 31:25 Flags at polling places
- § 31:26 Campaign activities
- § 31:27 Campaign finance
- § 31:27.50 —Home rule city

## CHAPTER 32. APPROPRIATIONS AND LEVY OF TAXES

### I. APPROPRIATIONS

- § 32:1 Appropriation ordinance

## TABLE OF CONTENTS

- § 32:2 Budget policy
- § 32:3 —Contracting out or relinquishing work
- § 32:4 Administrative expenses limited
- § 32:5 Warrants
- § 32:6 Nonprofit organizations

## II. LEVIES

- § 32:7 Tax levy ordinance
- § 32:8 Tax anticipation warrant
- § 32:9 Abatement of tax
- § 32:10 New industrial construction—Tax reduction
- § 32:11 Senior citizen partial exemption
- § 32:11.50 Relief for elderly and disabled
- § 32:11.70 Sources of income not taxed
- § 32:12 Enterprise zone tax relief
- § 32:13 Acceptance of donations
- § 32:14 Payroll expense tax
- § 32:15 Earnings tax
- § 32:16 City income tax
- § 32:17 Property tax
- § 32:18 Property tax limitation
- § 32:18.50 Rebate of property taxes
- § 32:19 School building and improvement tax
- § 32:20 Luxury tax
- § 32:21 Sales tax
- § 32:22 —City with broad statutory powers
- § 32:23 —Short form (retailer’s occupational tax)
- § 32:23.50 Cigarette tax
- § 32:24 Use tax
- § 32:25 Business tax: Gross receipts
- § 32:25.10 Municipal occupation tax
- § 32:26 Transaction tax
- § 32:26.10 Real estate transfer tax
- § 32:27 Hotel accommodations tax
- § 32:27.10 Resort tax
- § 32:28 Transient room tax
- § 32:29 Tax on drug stores
- § 32:30 Tax increment financing policy
- § 32:31 Ordinance approving tax increment redevelopment plan
- § 32:32 Ordinance adopting tax increment financing
- § 32:33 Model TIF sales tax ordinance

## MATTHEWS MUNICIPAL ORDINANCES

- § 32:34 General provisions on payment, collection and enforcement of taxes
- § 32:35 Debt collection policy and procedure
- § 32:36 Cable TV users tax
- § 32:37 Telecommunications tax
- § 32:38 Tax on resale of electric energy
- § 32:39 Short term motor vehicle rental tax
- § 32:40 Bingo gross receipts tax
- § 32:41 Watercraft
- § 32:42 Foreign fire insurance companies tax
- § 32:43 Residential construction tax
- § 32:44 Mailed Ballot Procedures for Assessments
- § 32:45 Police protection charge on non-local governmental property
- § 32:46 Sporting event admissions tax
- § 32:47 Automobile renting tax
- § 32:48 Parking lot and garage operation tax
- § 32:49 Business tax on motor vehicle fuel dealers

### **CHAPTER 32A. PROTECTION OF INDIVIDUAL RIGHTS**

- § 32A:1 Protection of free expression of religion
- § 32A:2 Free speech, writings, expressions of opinions in various forms
- § 32A:3 Jail standards
- § 32A:4 Replacement of vagrancy and loitering ordinances
- § 32A:5 Searches of people and places
- § 32A:6 Financial privacy and city taxes
- § 32A:7 City attorney's duties concerning individual rights
- § 32A:8 Individual rights and city policy: Instructions
- § 32A:9 Privacy and law enforcement: Policy to be established
- § 32A:10 Privacy and city employees
- § 32A:11 Procedural due process
- § 32A:12 —Clubs—Nondiscrimination
- § 32A:13 Equal rights
- § 32A:13.10 Human rights ordinance
- § 32A:14 Child discrimination in housing
- § 32A:14.50 Rights of children
- § 32A:15 Sensitivity training for all city officers and employees
- § 32A:16 Anti-discrimination comprehensive ordinance
- § 32A:17 Sexual harassment policy

TABLE OF CONTENTS

§ 32A:18	E-mail usage policy
§ 32A:19	Jury trial
§ 32A:20	Living wage
§ 32A:20.10	Big box living wage & benefits
§ 32A:21	Protection of rights under the USA Patriot Act
§ 32A:22	Prohibition against racial profiling
§ 32A:23	Tax rights and responsibilities
§ 32A:24	Fair housing

**Volume 1APt1**

**CHAPTER 33. CITY PLANNING**

**I. ADOPTING PLAN**

§ 33:1	Short form
§ 33:2	Detailed plan ordinance
§ 33:2.50	Requirements for adoption
§ 33:2.70	Approval of plan
§ 33:2.90	Initiation of plan
§ 33:3	Planning in established districts
§ 33:4	Elderly housing study
§ 33:5	Annual plan and long range plan
§ 33:5.50	Interim ordinances
§ 33:5.70	City Impact Ordinance
§ 33:6	Bikeway plan
§ 33:6.50	—Alternate form
§ 33:7	Energy management plan
§ 33:8	Ethics in planning and zoning matters
§ 33:9	Pedestrian walkways
§ 33:10	Pollution information in planning and zoning
§ 33:11	Solar energy policy
§ 33:11.10	Green points program
§ 33:12	Annexation policy for growth management
§ 33:13	Request for annexation
§ 33:14	Environmental protection
§ 33:15	Neighborhood improvement program
§ 33:15.50	Open space dedication fee
§ 33:16	Strategic planning
§ 33:17	Infrastructure and capital improvement study
§ 33:18	Growth-related capital expansion fees
§ 33:19	Road impact fees
§ 33:20	Formula for road impact fee calculation approved

## MATTHEWS MUNICIPAL ORDINANCES

- § 33:20.50 Growth requirement capital fee
- § 33:20.70 Urban renewal plan ordinance
- § 33:20.80 Form-based codes for special areas

### II. SUBDIVISIONS

- § 33:21 Control ordinance
- § 33:22 Subdivision control—Suburban residential city
- § 33:22.30 Comprehensive subdivision ordinance
- § 33:22.50 Proposed subdivisions; Procedure
- § 33:22.70 —Submission requirements
- § 33:23 Bond required for grading
- § 33:24 Floodways
- § 33:25 Neighborhood traffic control
- § 33:25.50 Neighborhood concept district
- § 33:26 Bond for improvements
- § 33:26.30 Improvement security required
- § 33:26.50 Regulations for subdivision improvements
- § 33:26.60 Required improvements
- § 33:26.70 Sidewalk installation
- § 33:27 Condominium subdivisions
- § 33:28 Fire lanes and fire hydrants on private property
- § 33:29 Phased development of subdivisions
- § 33:30 Operating fund
- § 33:31 Association of homeowners
- § 33:32 Hillside subdivisions
- § 33:32.50 Residential subdivision landscaping standards
- § 33:32.55 Residential design standards
- § 33:32.60 New subdivisions
- § 33:32.70 Large lot segregation
- § 33:32.80 Short subdivisions
- § 33:32.90 Reversion to acreage

### III. ZONING

- § 33:33 Complete zoning ordinance
- § 33:33.30 Format for adding amendments
- § 33:33.40 Child care space required
- § 33:33.50 Business improvement area
- § 33:33.60 Heliports
- § 33:33.70 Granting special use for heliport
- § 33:33.80 Private use of helicopters
- § 33:34 Industrial zones
- § 33:34.50 Commercial service and industrial districts

## TABLE OF CONTENTS

§ 33:34.60	Moratorium on medical marijuana dispensaries
§ 33:35	Satellite and microwave antennas
§ 33:36	Satellite antennas, with reference to federal regulations
§ 33:36.50	Underground utilities
§ 33:37	Granting variation
§ 33:38	Timesharing ordinance
§ 33:38.50	Timesharing ordinance—Another form
§ 33:39	Barring residences in business districts
§ 33:39.10	Downtown district
§ 33:40	Rental housing preservation
§ 33:39.20	Moratorium on non-retail uses
§ 33:41	Additional dwelling unit in single-family homes
§ 33:42	Group homes
§ 33:42.10	—Group homes, large
§ 33:42.20	—Group homes, small
§ 33:42.30	Multifamily districts
§ 33:42.35	Rental homes
§ 33:42.36	Rental dwelling licenses
§ 33:42.40	Duplex district
§ 33:43	Elderly and handicapped housing
§ 33:44	Home occupation—Notice provisions, annual renewal
§ 33:44.50	Tents
§ 33:44.60	Telecommuting
§ 33:44.70	Temporary uses of tents
§ 33:45	Buffers of plantings or walls
§ 33:46	Flood plain districts
§ 33:46.10	Very high fire hazard severity zones
§ 33:47	Tidal and other waters
§ 33:47.10	Marine commercial district
§ 33:47.20	Marine industrial district
§ 33:48	Off-site improvements
§ 33:49	Garage sales
§ 33:49.50	—Alternate form
§ 33:50	Manufactured home district
§ 33:50.30	Trailer parks
§ 33:50.40	Moratorium on mobile home rent
§ 33:50.50	Manufactured homes and trailers [short form]
§ 33:50.70	Townhouse district
§ 33:50.90	Yards and courts
§ 33:51	Parking in yards in residential zone
§ 33:51.20	Fences
§ 33:52	Heavy truck parking in residential zones

MATTHEWS MUNICIPAL ORDINANCES

- § 33:53 Airport district
- § 33:54 Hillside development
- § 33:55 Hillside and mountain areas, grading and height rules
- § 33:55.50 Sensitive area
- § 33:56 Density for low-cost homes
- § 33:56.50 Creation of special district
- § 33:57 No frills single-family zoning district
- § 33:57.10 Neighborhood character (mansionization)
- § 33:57.50 Scenic corridor overlay district
- § 33:58 Shoreland zoning ordinance
- § 33:59 Beach overlay zone
- § 33:60 Provision for absence of side-yard setback
- § 33:61 Earth sheltered housing—Zoning regulations
- § 33:62 Solar access
- § 33:63 Solar setback requirements
- § 33:64 Right to light
- § 33:65 Historical districts
- § 33:65.50 Design standards for business and commercial buildings
- § 33:65.60 Removal of historic structures
- § 33:66 Historically significant buildings outside historic districts
- § 33:67 Preservation of landmarks and historical districts
- § 33:67.10 Overlay zones
- § 33:67.30 Floating zones
- § 33:67.50 Historic preservation district
- § 33:68 Historic buildings, financial assistance
- § 33:68.10 Observation of historic buildings by volunteers
- § 33:68.50 Scenic roads
- § 33:68.60 Historic buildings, financial assistance—Alternate form
- § 33:68.70 Scenic corridor designation
- § 33:69 Prehistoric site ordinance
- § 33:70 Prehistoric site approval
- § 33:70.10 Archaeology ordinance
- § 33:70.20 Landmarks and historic preservation
- § 33:71 Limited parking district
- § 33:71.50 Pedestrian mall
- § 33:72 Parking requirements for downtown zone
- § 33:73 Bicycle racks in off-street parking areas
- § 33:74 Planned unit development
- § 33:74.50 Open space subdivision
- § 33:74.70 Open space—Recreation district

## TABLE OF CONTENTS

§ 33:75	Solar energy devices allowed
§ 33:75.50	Agricultural district
§ 33:75.60	Agricultural use regulations
§ 33:75.70	Conditional uses
§ 33:75.90	Mini-warehouse mixed-use facilities
§ 33:76	Drive-up, drive-in, and drive-through facilities
§ 33:76.50	Drive-up, drive-in, and drive-through facilities (variant)
§ 33:77	Zoning for adult movie theaters
§ 33:78	Anti-skidrow ordinance: “Adult” uses
§ 33:79	Adult motion picture theaters, alternate approach
§ 33:80	“Adult” establishments as special uses
§ 33:80.50	Amortization of nonconforming adult bookstores
§ 33:80.70	Adult establishment location and regulation ordinance
§ 33:80.80	Comprehensive environmental control ordinance

## IV. ENVIRONMENTAL CONTROL

§ 33:81	Brushing ordinance
§ 33:82	Infected trees
§ 33:82.10	Ordinance regulating tree disease
§ 33:82.20	Tree protection ordinance
§ 33:83	Control of insects
§ 33:84	Planting trees in street right-of-way
§ 33:85	Urban homestead program
§ 33:86	—With quiet title action provisions
§ 33:86.50	Environmental quality ordinance
§ 33:86.55	Emission standards for stationary sources
§ 33:86.70	Ecological function
§ 33:86.80	Forest preserves
§ 33:86.90	Soil erosion and sedimentation control ordinance
§ 33:86.95	Biological treatment system, monitoring

## V. MISCELLANEOUS

§ 33:87	Notices to neighborhood organizations
§ 33:88	Condominium and cooperative conversions with notice
§ 33:89	Condominium conversions, as special use
§ 33:89.50	Condominium conversion, regulations
§ 33:90	Site development plan
§ 33:90.50	Site plan review
§ 33:91	Community decay
§ 33:92	Garbage collection franchise

## MATTHEWS MUNICIPAL ORDINANCES

§ 33:93	Acquisition and condemnation of property
§ 33:94	Conveyance of property
§ 33:95	Relocation assistance procedure
§ 33:96	Home ownership project
§ 33:97	Regulatory taking claims, administrative review required
§ 33:98	Development in overcrowded school areas
§ 33:99	Legalizing illegal units
§ 33:100	Affordable housing trust fund

## Volume 1APt2

### CHAPTER 34. PUBLIC PLACES AND PROPERTY

#### I. STREETS

§ 34:1	General provisions
§ 34:1.50	Roadway construction, standard specifications approved
§ 34:1.60	Street construction ordinance
§ 34:1.65	Street improvement standards
§ 34:1.70	Street lighting
§ 34:1.80	Private street lighting
§ 34:2	Conservation of natural resources
§ 34:3	Culverts and ditches
§ 34:3.20	—Installation
§ 34:3.50	Sidewalk furniture, benches, flags and ornamentations
§ 34:4	Bicycle racks
§ 34:4.10	Bicycle parking
§ 34:4.20	Bicycle paths
§ 34:4.50	Basketball hoop and backboard ordinance
§ 34:5	Newsracks, placement and registration
§ 34:5.50	Newspaper vending machines owned by the city
§ 34:6	Moving buildings
§ 34:7	Excavations
§ 34:7.50	Excavations and tunnels in streets—Alternate version
§ 34:7.70	Right-of-way administration—Excavation
§ 34:7.90	Permits for obstruction or excavation in right-of-way
§ 34:8	Driveways
§ 34:9	Vacating street

## TABLE OF CONTENTS

§ 34:9.50	Procedure for changing names of public streets
§ 34:9.60	Vacation plat requirements
§ 34:10	House numbering
§ 34:10.30	House and lot numbers [another form]
§ 34:10.40	Residential/business street numbering ordinance
§ 34:10.45	Street naming
§ 34:10.46	Uniform street name
§ 34:10.50	Encroachments
§ 34:11	Overhanging signs and canopies
§ 34:11.20	Emergency signs
§ 34:12	Wires over street
§ 34:12.30	Freeway exposure
§ 34:13	Advertisements on streets
§ 34:13.20	Billboards
§ 34:13.50	Comprehensive tree regulation
§ 34:13.60	—Alternate form
§ 34:14	Tree trimming on street right-of-way
§ 34:14.50	Tree planting in street right-of-way
§ 34:15	Trees and shrubs
§ 34:15.50	Trees, protection of
§ 34:15.60	Restrictions on tree removal
§ 34:15.65	—Destruction or removal from public property
§ 34:16	Tree plan
§ 34:16.50	Diseased trees and firewood
§ 34:17	Closed streets and private streets
§ 34:17.50	Large-scale special event on city property
§ 34:17.60	Private street ordinance
§ 34:17.70	Outdoor cafes on public streets and sidewalks
§ 34:17.80	Block parties in street
§ 34:17.85	Closed streets and private streets—Alternate form
§ 34:17.90	Street gang prevention ordinance
§ 34:17.95	Coasting or sledding on public streets

## II. PARKS

§ 34:18	Rules and regulations for park and recreational areas
§ 34:18.05	—Short form
§ 34:18.06	—Alternate form
§ 34:18.07	Control and management of park areas
§ 34:18.10	Rules and regulations for skate park/inline rink
§ 34:18.15	Rules for park beaches
§ 34:18.20	Rules and regulations for park and recreational areas—Alcoholic beverages

## MATTHEWS MUNICIPAL ORDINANCES

- § 34:18.30 City sponsored festivals
- § 34:18.50 Sound amplification rules for band shell
- § 34:19 Rock and metal hunting in parks and recreation areas
- § 34:20 Protecting parks and parkways
- § 34:21 Park curfew
- § 34:22 Park classification and maintenance
- § 34:23 Charges for park and recreation facilities
- § 34:23.50 Golf fees for city golf courses
- § 34:24 Reservations in parks
- § 34:25 Concessions in parks
- § 34:26 Fires in parks prohibited during drought
- § 34:27 Park-school plan
- § 34:28 Snowmobiles prohibited in parks
- § 34:29 Maintenance and replacement policy for parks
- § 34:29.40 Large-scale special events
- § 34:29.50 Park hours-large scale special events

### III. AIRPORTS

- § 34:30 Regulation of conduct
- § 34:30.10 —Alternate form
- § 34:30.20 Helistops
- § 34:30.50 Airport Advisory Board
- § 34:30.70 Airport passenger facility charge
- § 34:31 Airport hazards at municipally owned airports
- § 34:31.20 Municipal airport obstruction zoning ordinance
- § 34:31.40 Commercial airport overlay district
- § 34:31.50 Comprehensive Airport ordinance
- § 34:31.60 —Detailed airport security clauses
- § 34:31.70 Comprehensive Airport ordinance—short form
- § 34:31.75 Minimum requirements for aeronautical services
- § 34:31.80 Airport parking services
- § 34:31.90 Airport zoning

### IV. WATER SYSTEM

- § 34:32 Waterworks regulations
- § 34:32.05 Application for water service connection
- § 34:32.06 Water and fire service connections
- § 34:32.07 Water service outside of city
- § 34:32.08 Extension of service to areas with contaminated private wells
- § 34:32.09 Water service regulation
- § 34:32.10 Reduced charges for senior citizens

## TABLE OF CONTENTS

§ 34:32.20	Groundwater
§ 34:32.50	Well abandonment
§ 34:33	Construction, repair, modification and destruction of wells
§ 34:33.50	Groundwater monitoring wells
§ 34:34	Public information on water conservation
§ 34:34.30	Conservation—Lawn and landscape irrigation
§ 34:34.50	Water used outside—No sewer charge
§ 34:35	Privatization study authorized
§ 34:35.70	Vending water
§ 34:36	Potable water
§ 34:36.50	Maintenance and operation of storm drainage
§ 34:37	Unmetered water for fire protection devices
§ 34:38	Untreated water for sprinkling
§ 34:39	Water rationing
§ 34:40	—Penalty surcharge
§ 34:40.50	Water shortage—Emergency water management plan
§ 34:40.70	Temporary discontinuance of water service
§ 34:41	Water recycling requirements
§ 34:41.10	—Alternate form
§ 34:41.20	—Long form
§ 34:42	Waterworks maintenance and replacement schedule

## V. SEWERS

§ 34:42.02	Water storage tanks and pumping equipment
§ 34:42.03	Water mains—Development and system extensions
§ 34:42.05	Sewers and sewage disposal [general ordinance]
§ 34:42.07	Sewer regulation
§ 34:42.09	Sewer connections
§ 34:43	Rates
§ 34:44	Sewer service charges, based on winter usage
§ 34:45	Sewer surcharges
§ 34:46	Harmful substances
§ 34:46.50	Clear water discharge into sanitary sewer system
§ 34:47	Industrial wastes in city sewer system
§ 34:48	Substances not allowed in sewage system
§ 34:49	Plugging of discontinued sewer connection
§ 34:50	Recycled waste water testing required
§ 34:51	Construction over sanitary sewers
§ 34:52	Use of sludge as fertilizer—Temporary moratorium
§ 34:53	—Testing
§ 34:53.50	Defective sewers

MATTHEWS MUNICIPAL ORDINANCES

**VI. OTHER MUNICIPAL UTILITIES**

- § 34:54 Flood water control, service fee
- § 34:54.10 Stormwater utility charge
- § 34:55 Electrical distribution system
- § 34:56 Certificate of compliance for gas or electric installations
- § 34:57 Emergency load reduction plan
- § 34:58 Lifeline rate study authorized
- § 34:59 Minimum rates for low income households
- § 34:59.10 Assistance with utility payments
- § 34:60 Contribution fund for eligible customers
- § 34:61 Refuse department
- § 34:61.10 Stickers for trash bags or cans
- § 34:61.40 Solid waste flow control
- § 34:61.50 Removal of contents from city trash containers
- § 34:61.60 Sharp medical waste from households
- § 34:61.70 Reduced refuse collection charges for senior citizens
- § 34:61.90 Sanitary landfill
- § 34:62 Plastic bags for garbage
- § 34:63 Underground utility districts
- § 34:64.10 Recycling of refuse required
- § 34:64.20 *[Reserved]*
- § 34:64.30 Ownership of recyclable waste material
- § 34:64.40 Yard waste disposal
- § 34:64.50 Recycling and waste collection
- § 34:64.60 *[Reserved]*
- § 34:64.70 Comprehensive recycling ordinance
- § 34:65 Gas explosion damage prevention program
- § 34:66 City-owned central heating system
- § 34:67 *[Reserved]*

**VII. CONTRACT ORDINANCES**

- § 34:68 Water service between municipalities
- § 34:69 Fire fighting service outside city
- § 34:70 Street lighting charges
- § 34:70.50 —Street light charges (variant)
- § 34:71 Joint emergency warning system
- § 34:72 Joint purchasing of waterworks equipment
- § 34:73 Ordinance approving park-school plan contract
- § 34:73.10 Road improvement
- § 34:73.20 Interlocal road improvement agreement

**VIII. FRANCHISES**

- § 34:74 Telephone

## TABLE OF CONTENTS

§ 34:74.50	Telecommunications infrastructure maintenance fee
§ 34:75	Electricity
§ 34:75.50	—Charge for use of streets
§ 34:76	Gas
§ 34:76.10	Gas distribution franchise
§ 34:76.50	General public service company franchise
§ 34:77	Water and sewer system
§ 34:78	Pipeline
§ 34:79	Cable television
§ 34:79.02	—License or franchise with joint commission
§ 34:79.04	—Alternate
§ 34:79.10	—Criteria of selection for system
§ 34:79.20	—Franchise term
§ 34:79.30	—Safety monitor system
§ 34:79.40	—Community access channel
§ 34:79.50	—Parental control
§ 34:79.60	—Security fund
§ 34:79.65	Short form
§ 34:79.70	Private telecommunications systems, permits
§ 34:79.80	Wireless systems, permits
§ 34:80	—Language to be in CATV ordinances
§ 34:81	Complaint procedure for cable television customers
§ 34:82	Ambulance franchises and air ambulance franchises
§ 34:83	Air ambulance franchise granted
§ 34:84	Bus franchise
§ 34:85	Bus stop shelter franchises
§ 34:85.50	—Alternative
§ 34:86	Franchise granted for refuse collection services
§ 34:87	Franchises required
§ 34:88	Central heat distribution franchise
§ 34:88.50	District cooling system franchises
§ 34:89	Franchises as nonexclusive
§ 34:89.50	Franchise cancellation procedure

## IX. AIRPORT AGREEMENTS

§ 34:90	Airport use agreement
§ 34:91	Joint cargo building site lease
§ 34:92	Lease of new terminal facilities

## X. OTHER PROVISIONS

§ 34:93	Religious organizations and individuals
§ 34:94	Protection of children on public property

## MATTHEWS MUNICIPAL ORDINANCES

§ 34:95	Ambulance service, volunteer
§ 34:96	City cemetery
§ 34:96.20	—Alternate form
§ 34:96.50	Noncriminal fines relating to cemeteries
§ 34:97	City (or county) dam
§ 34:97.20	—Drought response
§ 34:98	City museum
§ 34:98.50	Art in public places
§ 34:99	City reservoir
§ 34:100	Docks and harbors
§ 34:100.50	Lakefront and city waterways
§ 34:101	Encroachments on public property
§ 34:102	Home energy inspections
§ 34:103	Houseboats and houseboat marinas
§ 34:104	Municipal band
§ 34:105	Municipal buses and bus stops
§ 34:105.50	Municipal produce market
§ 34:106	Municipal theater
§ 34:107	Neighborhood improvement program
§ 34:108	Parking lot
§ 34:109	Parking system
§ 34:110	Port regulations—Use of berths
§ 34:111	Public beaches
§ 34:112	Surface water retention requirements
§ 34:113	—Approval of specifications
§ 34:114	Wildlife sanctuaries
§ 34:114.10	Bird sanctuary
§ 34:114.20	Hunting stands
§ 34:115	City hospital
§ 34:116	City public library
§ 34:117	Smoking in public places
§ 34:118	Sale, lease, or exchange of city property
§ 34:119	Public property licensing ordinance
§ 34:120	Overnight sleeping
§ 34:121	Tennis court use regulated

## Volume 1B

### CHAPTER 35. BOND ORDINANCES

#### I. PROVIDING FOR ISSUANCE OF BONDS

§ 35:1	General obligation bonds
--------	--------------------------

## TABLE OF CONTENTS

§ 35:2	—Bond procedure
§ 35:3	Bond issuance and sale procedure
§ 35:4	Revenue bonds (general scheme)
§ 35:5	Sewer revenue bonds
§ 35:6	Water revenue bonds
§ 35:7	Parking lot bonds
§ 35:8	Industrial revenue bonds—Purposes and procedures
§ 35:9	Industrial development bonds—Alternate ordinance
§ 35:10	Industrial development bonds, policy resolution
§ 35:11	Bond for acquisition of airport land
§ 35:12	Bond ordinance for acquisition of fire truck
§ 35:13	Notice and bond ordinance for fire house improvements
§ 35:14	Bond ordinance for acquisition of communications equipment

## II. TRANSCRIPT FOR REVENUE BOND ISSUE

§ 35:15	Approving plans and estimated cost
§ 35:16	Minutes showing enactment of ordinance
§ 35:17	Minutes showing letting contract
§ 35:18	Depository agreement pending construction
§ 35:19	Attorney's certificate as to ownership of property
§ 35:20	Signature identification and nonlitigation certification
§ 35:21	Certificate of incorporation and officers
§ 35:22	Certificate as to annexations
§ 35:23	Certificate as to outstanding revenue debt
§ 35:24	Treasurer's receipt
§§ 35:25 to 35:29	<i>[Reserved]</i>

## III. MODELS FOR SPECIFIC REQUIREMENTS

§ 35:30	Arbitrage certificate, for income tax purposes
§ 35:31	Arbitrage certificate, optional form
§ 35:32	Certificate to transcript of entire proceedings
§ 35:33	Resolution by water authority
§ 35:34	Resolution to cooperate with water authority
§ 35:35	Resolution to use federal aid
§ 35:36	Approval of bond indenture by authority
§ 35:37	Registered bond form by authority
§ 35:38 to 35:42	<i>[Reserved]</i>

## IV. OFFICIAL STATEMENT, FINAL WORDS TO ATTORNEY

§ 35:43	Official statement (summary)
---------	------------------------------

MATTHEWS MUNICIPAL ORDINANCES

- § 35:44 Text of SEC regulation 15c2-12
- § 35:45 Some thoughts for the city attorney

**CHAPTER 36. SPECIAL ASSESSMENTS  
(LOCAL IMPROVEMENTS)**

- § 36:1 Scope of chapter on local improvements or special assessments
- § 36:2 Special assessment procedures
- § 36:3 Impact fees as related to special assessments
- § 36:4 Example of city charter provision on local improvements
- § 36:5 Example of special assessment ordinance
- § 36:6 —Long form
- § 36:7 Enforcement of local improvement district assessments
- § 36:8 Tourism improvement district
- § 36:9 Assessment district for additional police services
- § 36:10 Reimbursement assessment ordinance

**CHAPTER 36A. ENVIRONMENTAL  
PROTECTION**

**I. ENERGY CONSERVATION**

- § 36A:1 Energy conservation code
- § 36A:2 Investment in energy conservation
- § 36A:2.10 Green sales tax holiday
- § 36A:3 Energy awareness information
- § 36A:4 Emergency curtailment of electric energy
- § 36A:5 Sustainable energy ordinance
- § 36A:6 Alternate energy policy
- § 36A:7 Solar energy devices
- § 36A:7.10 Small solar energy systems
- § 36A:7.20 Placement and operation of wind turbines
- § 36A:7.30 Solar energy devices—Alternate form
- § 36A:8 Geothermal energy wells
- § 36A:9 Illumination of public buildings
- § 36A:10 Energy conservation for city utility customers
- § 36A:11 Tax exemptions for solar heating devices
- § 36A:12 Substandard water fixtures prohibited
- § 36A:13 Limitation on the use of water
- § 36A:13.10 Indoor efficiency ordinance
- § 36A:14 Commute trip reduction
- § 36A:15 Ozone Protection
- § 36A:16 Trees and woodlands protection

TABLE OF CONTENTS

§ 36A:17 *[Reserved]*

**II. NOISE POLLUTION**

§ 36A:18	Noise pollution control
§ 36A:18.20	—Alternate form
§ 36A:19	Noise from radios, tape players, loudspeakers, sound amplifiers
§ 36A:20	Sound amplification ordinance
§ 36A:21	Disrupting public performance
§ 36A:22	Noise in public parks and places
§ 36A:23	Street sales
§ 36A:24	Large-scale special events
§ 36A:25	Vehicle noise
§ 36A:26	—Theft alarm systems
§ 36A:27	—Audible status indicator
§ 36A:28	Garbage trucks
§ 36A:29	Loudspeakers on vehicles—Permit
§ 36A:30	Prohibited noises
§ 36A:31	—Alternate form
§ 36A:32	Noises—Leaf blowers
§ 36A:33	—Emergency signaling devices
§ 36A:34	—Horns and warning devices
§ 36A:35	—Animal noises
§ 36A:36	—Sound trucks
§ 36A:37	Nonvehicular noise
§ 36A:38	Building and excavating operations
§ 36A:39	Excessive noise and vibration
§ 36A:40	Hospital quiet zone
§ 36A:41	Quiet zone municipal service benefit unit ordinance

**III. CLEAN AIR**

§ 36A:42	Clean air ordinance
§ 36A:42.50	Sonic booms
§ 36A:43	Clean air ordinance—Alternate form
§ 36A:44	Additional clean air regulations
§ 36A:45	Burning rubber or tar
§ 36A:46	Trash burning prohibited
§ 36A:47	Incinerator regulations (short form)
§ 36A:48	Fuel burning devices
§ 36A:48.10	Wood burning appliances
§ 36A:48.20	Fuel burning devices—Alternate form
§ 36A:49	Air stagnation control plan

## MATTHEWS MUNICIPAL ORDINANCES

- § 36A:49.10 Air quality monitoring plan
- § 36A:50 Smoking in public places
- § 36A:51 —Alternate form
- § 36A:52 Smoke-Free Air Act
- § 36A:53 Smoke-free restaurants
- § 36A:54 No smoking in city parks
- § 36A:55 Smoking in sports arenas
- § 36A:56 Dust control
- § 36A:57 Fumigating control ordinance
- § 36A:58 Airborne applied pesticide control
- § 36A:59 Prohibition of ozone depleting compounds
- § 36A:60 Commute alternatives

### IV. CLEAN WATER

- § 36A:61 Clean water ordinance
- § 36A:62 —Alternate form
- § 36A:63 Water pollution ordinance
- § 36A:64 Water supply protection zoning bylaw
- § 36A:65 Drought response
- § 36A:66 Water conservation
- § 36A:66.50 —Alternate form
- § 36A:66.55 —Conservation stages
- § 36A:66.60 Reduce water in sanitation district
- § 36A:67 Water management
- § 36A:67.10 Private water systems ordinance
- § 36A:68 Abandonment of private wells
- § 36A:69 Wetlands preservation ordinance
- § 36A:70 *[Reserved]*

### V. RECYCLING

- § 36A:71 Comprehensive recycling provisions
- § 36A:72 Recycling centers
- § 36A:73 Recyclable materials dealers
- § 36A:74 Yard trimming disposal
- § 36A:75 Construction and demolition waste recycling
- § 36A:76 —Alternate form
- § 36A:77 Buildings having two or more dwelling units
- § 36A:78 Mandatory commercial recycling
- § 36A:79 City to collect recyclable materials
- § 36A:80 Notice to residents, recycling with separate containers
- § 36A:81 Recyclable materials to be prepared for convenient collection

## TABLE OF CONTENTS

- § 36A:82 Recycling land uses
- § 36A:83 Paper recycling ordinance
- § 36A:83.10 Composting
- §§ 36A:84 to 36A:85 *[Reserved]*

## VI. ENVIRONMENTAL IMPACT STATEMENT

- § 36A:86 Environmental impact statements required
- § 36A:87 —Alternate form
- § 36A:87.50 —For corporations
- § 36A:88 Planned actions; streamlining environmental impact process
- § 36A:89 Biological mitigation ordinance
- §§ 36A:90 to 36A:91 *[Reserved]*

## VII. SOLID WASTE AND LITTER

- § 36A:92 Comprehensive solid waste management
- § 36A:93 —Another form
- § 36A:94 Anti-litter ordinance
- § 36A:95 Litter control ordinance
- § 36A:96 Litter as nuisance
- § 36A:97 Trash containers
- § 36A:98 Use of garbage cans
- § 36A:99 Taking of or snooping in garbage prohibited
- § 36A:100 Biodegradable food packaging
- § 36A:101 Polystyrene foam plastic container sales prohibited
- § 36A:102 —Alternate form
- § 36A:103 Buffer zones around disposal sites
- § 36A:104 Refuse fund fees
- § 36A:105 *[Reserved]*

## VIII. LIGHT POLLUTION

- § 36A:106 Light pollution code
- § 36A:107 —Alternate form
- § 36A:108 Lighting standards

## CHAPTER 37. BUILDINGS

### I. CONSTRUCTION REGULATIONS

- § 37:1 Short form building code
- § 37:2 Violations as infractions
- § 37:3 Warning notice on infractions

## MATTHEWS MUNICIPAL ORDINANCES

§ 37:4	Earth sheltered homes
§ 37:5	Thermal mass, solar heat, envelope house, and earth shelter
§ 37:6	Electricity
§ 37:7	Ground fault circuit interrupters
§ 37:8	Electricity—Alternate ordinance
§ 37:9	Electrical construction permits—Additional regulations
§ 37:10	Plumbing
§ 37:11	Backwater valve requirements
§ 37:12	Water conservation devices
§ 37:13	Water saving, specific fixtures required
§ 37:14	Lead pipes in existing buildings prohibited
§ 37:15	Adoption of Basic Building Code by reference
§ 37:16	Adoption of solar energy code by reference
§ 37:17	Solar potable water heating systems
§ 37:17.60	Residential solar ordinance
§ 37:18	Accessibility for persons with physical disabilities
§ 37:19	Hurricane-resistant construction code
§ 37:20	Construction site toilet facilities
§ 37:21	Limitation on construction hours
§ 37:22	Garage sizing ordinance

## Volume 1C

### II. OTHER REQUIREMENTS

§ 37:23	Apartments and multiple dwelling units— Acoustical regulations
§ 37:24	—General regulations
§ 37:24.10	Rental dwellings, maintenance
§ 37:25	Air conditioners using water
§ 37:26	Air conditioning required
§ 37:27	Air conditioning unit security
§ 37:28	Artists' living and working quarters
§ 37:29	Awnings and canopies
§ 37:30	Anchors for mobile homes
§ 37:31	—Alternate form
§ 37:32	Alternate methods and materials
§ 37:33	Abatement—Building hazards
§ 37:34	—Vacant buildings
§ 37:35	—Dangerous structures
§ 37:36	—Alternate form

## TABLE OF CONTENTS

§ 37:37	—Abandoned service stations
§ 37:38	Registration of vacant buildings
§ 37:38.10	—Alternate form
§ 37:39	Blighted or unsafe buildings to be vacated
§ 37:40	Anti-blight program
§ 37:41	Building regulations for buildings near landfills
§ 37:42	Boundary markers
§ 37:43	Building numbers
§ 37:44	Braille information required
§ 37:45	Burglary prevention regulations
§ 37:46	Clean-up
§ 37:47	Condominiums
§ 37:48	Conversion of building to condominium
§ 37:49	Condominium conversion—Alternate form
§ 37:50	Contractors—Prequalification standards
§ 37:51	Contractor bonding requirement
§ 37:52	Certificate of compliance, long form
§ 37:53	Clothes drier venting requirements
§ 37:54	Display signs
§ 37:55	Drainage standards
§ 37:56	Disaster shelters
§ 37:57	Do-it-yourself permits
§ 37:58	Escape routes
§ 37:59	Emergency access to locked buildings
§ 37:60	Earth sheltered housing
§ 37:61	Elevator alteration—Permit
§ 37:62	Elevator mechanic contractors
§ 37:63	Emergency access—Key box
§ 37:64	Encroachment on public property
§ 37:65	Environmental requirements for city funded construction
§ 37:66	Green building ordinance
§ 37:67	Sustainable building ordinance
§ 37:68	Green Points Program
§ 37:69	Excavations, foundations and pilings
§ 37:70	Façade improvement program
§ 37:71	Excavations, barricades, and warnings
§ 37:72	Factory built housing
§ 37:73	Prefabricated assemblies
§ 37:74	Fences and walls
§ 37:75	Fences—Partitions
§ 37:76	Fences and walls
§ 37:76.10	—Including electric fences

MATTHEWS MUNICIPAL ORDINANCES

§ 37:77	Floors and roofs
§ 37:78	Food waste disposal units
§ 37:79	Flood hazard reduction standards
§ 37:80	Handicapped or crippled persons
§ 37:81	Heating of occupied buildings
§ 37:82	Heating—Warm air
§ 37:83	—Gas—Combustion and venting of space heaters
§ 37:84	Gas heating—Annual inspections
§ 37:85	—Installation of systems and heaters
§ 37:86	Gas fittings
§ 37:87	Grading permit
§ 37:88	Heating unit—Nonelectric
§ 37:89	Highrise—Structure height
§ 37:90	—Parking and access
§ 37:91	Hours for construction work
§ 37:92	Houseboat construction
§ 37:93	Houseboat regulations
§ 37:94	Insulation, vents, protection from cold
§ 37:95	Lead solder and flux prohibited
§ 37:96	Lead paint and toxic paint on exterior walls
§ 37:97	Lead-based paint hazard in interior of existing buildings
§ 37:98	Limitations on building permits
§ 37:99	Locks on outside doors or windows
§ 37:100	Mobile homes, comprehensive
§ 37:101	Mobile home foundations
§ 37:102	Manufactured homes regulations
§ 37:103	Masonry work
§ 37:104	Minimum size rooms
§ 37:105	Noise regulations during construction
§ 37:105.10	Requirements during construction
§ 37:106	Nursing homes
§ 37:107	Outdoor light control
§ 37:107.10	—Alternate form
§ 37:107.20	Outdoor light management
§ 37:108	Party walls and contiguous walls
§ 37:109	Radio and television antennas
§ 37:110	Placement of antennae and towers—Long form
§ 37:111	Property maintenance code
§ 37:112	Places of assembly
§ 37:113	Rat-proofing buildings
§ 37:114	Rehabilitation of buildings
§ 37:115	Rental housing mediation group

## TABLE OF CONTENTS

§ 37:116	Building and property maintenance
§ 37:117	Maintenance of exterior walls and enclosures
§ 37:118	Relocatable office buildings
§ 37:119	Permits and requirements for moving buildings
§ 37:120	Sandblasting
§ 37:121	Moving structures, short form
§ 37:122	House moving operations
§ 37:123	Moving oversized structures
§ 37:124	Blasting regulations—Long form
§ 37:125	Sanitary sewer connection permits
§ 37:126	Septic tanks
§ 37:127	Shopping centers
§ 37:128	Sidewalk vaults
§ 37:129	Sidewalk elevators and sidewalk doors
§ 37:130	Sprinkler systems
§ 37:131	—Mandatory requirements
§ 37:132	—Alternate form
§ 37:133	—Requirement in designated buildings
§ 37:134	Stables
§ 37:135	Standpipes
§ 37:136	Structural design, with earthquake provisions
§ 37:137	Unfit dwellings or buildings
§ 37:138	Wood shingles prohibited
§ 37:139	Wood shingles must be fireproof
§ 37:140	Minimum requirements for quality of lumber
§ 37:141	Water conservation, retrofitting required
§ 37:142	Wood stove regulations
§ 37:143	Insulation requirements
§ 37:144	Insulation, sound
§ 37:145	Removal of graffiti
§ 37:146	Shelter for the homeless—Minimum standards
§ 37:147	Homeless encampments
§ 37:148	Registration and inspection of rental property
§ 37:149	Rental property inspections, long form
§ 37:150	Solar energy devices
§ 37:151	Water conservator requirements
§ 37:152	Water-Conserving Plumbing Standards
§ 37:153	Roof signs
§ 37:154	Smoke detectors
§ 37:155	Smoke and heat detectors for residential properties
§ 37:156	Smoke detectors, other regulations, certificate of occupancy
§ 37:157	Carbon monoxide detectors

## MATTHEWS MUNICIPAL ORDINANCES

- § 37:158 School building safeguards
- § 37:159 Tornado safety rules
- § 37:160 Swimming pool and spa safety
- § 37:161 Uniform swimming pool, spa and hot tub code  
(adopted with modifications)
- § 37:162 Spa, hot tub and whirlpool bathtub drain danger:  
Drain protection
- § 37:163 Prestressed concrete roofs prohibited
- § 37:164 Landlord's notice to tenants in floodplain
- § 37:165 Walls and roofs to be noninflammable
- § 37:166 Uniform fireplace code

### III. SAFETY REGULATIONS

- § 37:167 Asbestos—Exposure to and removal of
- § 37:168 Earthquake resistant construction
- § 37:169 Gas shut-off devices
- § 37:170 Earthquake protection study
- § 37:171 Earth subsidence and landslide hazard areas—  
Regulations
- § 37:172 Emergency exit notification
- § 37:173 Faults—Building in areas affected by
- § 37:174 —Permits required for building
- § 37:175 —Reports by geologist, structures
- § 37:176 Fire alarms required
- § 37:177 Fire warning systems
- § 37:178 Intrusion alarm systems
- § 37:179 Two-hour fire resistance requirements
- § 37:180 Fire hazard around buildings in certain areas
- § 37:181 Fire safety code (short form)
- § 37:182 Wooden truss roof warning signs
- § 37:183 High-rise buildings and fire safety
- § 37:184 Fire safety, high rise construction sites
- § 37:185 Sprinkler systems in existing high-rise buildings
- § 37:186 Fire safety regulations, detailed ordinance
- § 37:187 Fire limits
- § 37:188 Flood hazard areas
- § 37:189 —Another form
- § 37:190 Garage door openers, safety, automatic reversal
- § 37:191 Geological hazard zones
- § 37:191.10 Mudslide prone areas
- § 37:191.20 Avalanche considerations
- § 37:191.30 Hillside regulations
- § 37:192 Lead-based paint hazard in existing buildings

TABLE OF CONTENTS

**Volume 2**

**CHAPTER 38. TRAFFIC AND VEHICLES**

**I. REGULATIONS**

§ 38:1	Definitions and general provisions
§ 38:2	Rules for driving
§ 38:2.50	Traffic ordinance
§ 38:3	Neighborhood traffic-control concept
§ 38:4	Right-of-way rules
§ 38:4.10	Traffic visibility across corner lots:
§ 38:4.50	Approaching emergency vehicles
§ 38:5	Vehicle position on roadway
§ 38:6	Ordinance
§ 38:7	Unreasonable acceleration and erratic driving
§ 38:8	Traffic congestion thoroughfares
§ 38:9	Traffic-control devices
§ 38:10	Traffic signal rules—Comprehensive
§ 38:11	Traffic signal violation monitoring systems
§ 38:11.50	Traffic regulations, university campus
§ 38:12	Infractions
§ 38:12.50	Disposition of civil traffic infractions
§ 38:13	Through streets and one-way streets
§ 38:14	Alleys and one-ways, sign required
§ 38:15	Alleys, driveways—Stop required
§ 38:16	Emergency vehicle run routes
§ 38:17	Bicycle lanes
§ 38:18	Bicycle paths
§ 38:18.50	Bicycles on university campus
§ 38:19	Blocking sidewalk prohibited
§ 38:20	Rules for bicyclists and motorists
§ 38:21	Bicycle regulations
§ 38:22	Repossession—Notice to police
§ 38:23	Accident reporting required
§ 38:24	Collision reports
§ 38:25	Driving on sidewalk
§ 38:26	Driving on city mall
§ 38:27	Child-restraint systems
§ 38:28	Earphones prohibited while driving
§ 38:29	Inattentive driving
§ 38:29.20	Mobile phones
§ 38:29.50	Speed contests

MATTHEWS MUNICIPAL ORDINANCES

- § 38:30 Leaving ignition keys in unattended vehicle
- § 38:31 Idling motor vehicles
- § 38:32 Pedestrians
- § 38:33 —Comprehensive
- § 38:33.20 Walking and wheelchairs on highways.
- § 38:34 Hitchhiking rules
- § 38:35 Roller skates, street skates, and skateboards
- § 38:35.50 Roller skating, skateboarding, university campus
- § 38:36 Hikers and joggers
- § 38:37 Solicitation prohibited—Center median, side of road
- § 38:38 —Broader form
- § 38:39 Street musicians—Limited prohibitions
- § 38:40 Parking rules
- § 38:40.50 —Alternate form
- § 38:41 Parking near railroad tracks
- § 38:42 No parking—Fire lanes
- § 38:43 Removal of illegally parked vehicles by police
- § 38:44 Opening vehicle door into street
- § 38:45 Commercial parking on certain residential streets
- § 38:46 Commercial parking prohibited on all residential streets
- § 38:47 Commercial routes
- § 38:48 Residential permit parking
- § 38:49 Storing campers or vehicles on streets
- § 38:50 Driving in parking lots and other unauthorized areas
- § 38:51 Handicapped parking
- § 38:52 Ridesharing—Reserved spaces in private parking
- § 38:53 Restricted parking—Abuse
- § 38:54 Parking meters
- § 38:55 —Detailed provisions
- § 38:55.50 Waiving parking meter fees for holidays
- § 38:56 In-vehicle parking meters
- § 38:57 No parking—Street cleaning
- § 38:58 Odd-even weekly parking
- § 38:59 No stopping, standing, or parking zones
- § 38:60 No parking—Snow emergency routes
- § 38:61 Emergency snow routes—Short form
- § 38:62 Sidewalk—Owner to remove snow
- § 38:63 No snow deposited on streets
- § 38:64 Traffic reduction management
- § 38:65 Vehicle trip reduction ordinance—Comprehensive
- § 38:66 Transportation demand management program with targets
- § 38:67 Condition of vehicle

## TABLE OF CONTENTS

§ 38:68	Drivers
§ 38:69	Speed bump(s)—Removal
§ 38:70	Towing cars away
§ 38:71	Impoundment
§ 38:72	Impoundment and disposition of motor vehicles
§ 38:73	Signs imitating or interfering with signals
§ 38:74	Obstructing view at corners
§ 38:75	Parades
§ 38:76	Driving through parades and funeral processions prohibited
§ 38:76.10	Funeral-procession permit
§ 38:76.50	Cruising
§ 38:77	Railroads
§ 38:78	Short cut through business property

## II. VEHICLES

§ 38:79	Licenses
§ 38:80	Wheel tax licenses
§ 38:81	Child passenger restraint required
§ 38:82	Loaner children's car seats
§ 38:83	Off-road vehicles
§ 38:84	—Another form
§ 38:85	Bicycles
§ 38:86	—Alternate ordinance
§ 38:87	—Including helmet requirements
§ 38:88	Bicycle safety education
§ 38:89	Bicycle traffic survey
§ 38:90	Additional equipment for bicycles
§ 38:91	Bicycle registration ordinance
§ 38:92	Bicycle riding regulations—Short form
§ 38:93	Bicycles, skateboards, roller skates, roller skis, and play vehicles
§ 38:94	Play vehicle regulations
§ 38:95	Horse-drawn carriages
§ 38:96	Skateboards
§ 38:97	—Traffic rules
§ 38:98	—Inappropriate operation
§ 38:99	Motorcycles
§ 38:100	Battery-operated vehicles
§ 38:101	—Motorized wheelchairs
§ 38:101.10	Electric-vehicle charging stations
§ 38:102	Electronic personal assistive mobility devices (segways)

## MATTHEWS MUNICIPAL ORDINANCES

- § 38:103 News-gathering vehicles
- § 38:104 Shopping carts
- § 38:105 Small garbage pickup vehicles
- § 38:106 Snowmobile regulations
- § 38:106.50 —Alternate form
- § 38:107 Snow machines
- § 38:108 Snowmobiles—Operation and routing
- § 38:109 All-terrain vehicles
- § 38:109.50 —Comprehensive
- § 38:110 All-terrain vehicles—With rules to protect landowners
- § 38:111 Routes for snowmobiles and all-terrain motor vehicles
- § 38:112 Carbon monoxide poisoning of pickup truck passengers
- § 38:112.50 Emissions control ordinance
- § 38:112.60 Clean-fleet ordinance
- § 38:113 Vehicle Inventory Ordinance—Short title
- § 38:114 Animals in motor vehicles
- § 38:114.50 Children in motor vehicles
- § 38:115 Vehicle immobilization
- § 38:116 Broadcasting vehicle
- § 38:117 Excessive weight—Prohibition
- § 38:118 Vehicle weight—Road closing
- § 38:118.50 Oversized vehicles and trailers
- § 38:119 Wreckers
- § 38:119.10 —Alternate form
- § 38:119.20 Junk vehicle ordinance
- § 38:119.30 Automobile graveyard
- § 38:119.40 Automobile repair yards
- § 38:120 Transportation of passengers for hire by motor vehicles
- § 38:120.50 City-owned vehicles
- § 38:120.70 Airport vehicle ordinance

### **III. OFF-STREET PARKING**

- § 38:121 Comprehensive Off-Street Parking Ordinance
- § 38:121.10 Comprehensive off-street parking ordinance—Short form
- § 38:121.20 —With off-street loading provisions
- § 38:121.25 Electric vehicles, free parking
- § 38:121.30 Residential-permit parking
- § 38:122 Parking and storage of vehicles

## TABLE OF CONTENTS

§ 38:122.20	Conspicuous display of vehicles
§ 38:122.50	Chartered bus parking
§ 38:123	Abandoned vehicles
§ 38:124	Parking on private property
§ 38:124.10	Lawn parking for race event
§ 38:125	Private parking enforcement
§ 38:126	Pleasure vehicles
§ 38:127	—Short form
§ 38:127.50	Regulations for specific uses and structures
§ 38:128	Restricted use of golf carts
§ 38:129	Pleasure vehicles—Comprehensive
§ 38:130	Storing recreational vehicles and watercraft

## IV. TRANSPORTATION OF HAZARDOUS MATERIALS

§ 38:131	Hazardous materials
§ 38:132	Hazardous material transportation—Adoption of federal and state regulations
§ 38:133	—Comprehensive Ordinance
§ 38:133.50	— —Alternate form
§ 38:134	Transporting flammable liquid
§ 38:135	Anhydrous ammonia transportation
§ 38:136	Transporting radioactive material
§ 38:137	Rail transportation
§ 38:138	Septage haulers

## CHAPTER 39. BUSINESSES

### I. GENERAL PROVISIONS

§ 39:1	Application for license
§ 39:1.50	Business licenses
§ 39:2	Temporary businesses
§ 39:3	Business and economic development
§ 39:4	Economic development incentive plan
§ 39:5	—Enterprise development fund
§ 39:6	Equal opportunity in services and accommodations
§ 39:7	Regulations applying to all licenses and permits
§ 39:8	—Short form
§ 39:9	General provisions on licensing
§ 39:10	—Alternative
§ 39:11	License fees
§ 39:12	Inspection of licensed businesses

## MATTHEWS MUNICIPAL ORDINANCES

- § 39:13 Administrative appeals or license appeals
- § 39:14 Noise levels
- § 39:15 Smoking regulations and prohibitions
- § 39:16 Posting smoking and no smoking signs

## II. AMUSEMENTS

- § 39:17 Amusement parks and water parks
- § 39:18 —Emphasis on operating regulations
- § 39:18.50 Swimming pool design and operations
- § 39:18.60 Public pool operations, short form
- § 39:19 Water pistols
- § 39:20 Air guns
- § 39:21 Billiard and pool halls
- § 39:22 Bowling alleys
- § 39:22.10 —Alternate form
- § 39:23 Canvas structures used for performance
- § 39:24 Circuses
- § 39:25 Circuses; menageries; rides
- § 39:26 Coin-operated amusement devices
- § 39:27 Video games and arcades
- § 39:28 Dances and dance halls
- § 39:29 Teen dance halls
- § 39:30 Private teen dance clubs
- § 39:31 Entertainment clubs, teen clubs
- § 39:32 Exhibitions and carnivals
- § 39:33 Golf driving ranges
- § 39:34 Kiddie parks, playgrounds, and amusement parks
- § 39:35 Miniature golf
- § 39:36 Petting zoos
- § 39:37 Lawful gambling
- § 39:38 Gambling
- § 39:39 Public gaming
- § 39:39.20 Licensing of amusement rides
- § 39:40 Bingo
- § 39:41 Mechanical devices generally
- § 39:42 Mechanical device places
- § 39:43 Mechanical musical devices
- § 39:44 Motion picture theaters
- § 39:45 Motion picture classification ratings
- § 39:46 Outdoor motion picture theaters
- § 39:47 Outdoor theaters, open air concerts, and mobile theaters
- § 39:48 Places of entertainment

## TABLE OF CONTENTS

§ 39:49	Rental cart tracks
§ 39:50	Riding stables
§ 39:51	Sexually oriented businesses
§ 39:52	Skating rinks
§ 39:53	Skateboard parks
§ 39:54	Tumbling centers
§ 39:55	Riverboat development agreement
§ 39:56	Riverboat gambling revenue allocation
§ 39:57	Riverboat gaming revenue to replace motor vehicle license revenue
§ 39:58	Bungee jumping
§ 39:59	Bungee jumping—Prohibited
§ 39:60	Boxing and wrestling matches
§ 39:60.50	Umbrella merchants
§ 39:61	Olympic games—Tax on tickets
§ 39:61.50	—Artwork on buildings

## III. FOOD AND BEVERAGE DEALERS

§ 39:62	General provisions on food and beverage dealers
§ 39:63	Food handler's permit
§ 39:64	Compliance with health department rules
§ 39:64.10	Hepatitis A vaccination
§ 39:65	Alcoholic liquor
§ 39:66	Alcoholic beverage handling employee card
§ 39:67	Alcohol—Restricted sales areas
§ 39:68	Breweries and microbreweries
§ 39:69	Private clubs
§ 39:70	Outdoor concerts by liquor dealer
§ 39:71	Temporary malt beverage license
§ 39:72	Beer garden in public parks—Limited
§ 39:73	Continual use requirement
§ 39:74	Deposits required, wine-cooler and spirit-cooler bottles
§ 39:75	Registration of individuals who sell liquor by the drink
§ 39:76	Nonalcohol events for underaged persons
§ 39:77	Happy hours, jumbo drinks, two-for-one, and the like
§ 39:78	Bakeries
§ 39:79	Delivery vehicles for food
§ 39:80	Food establishments
§ 39:81	Restaurants
§ 39:82	Food carts
§ 39:83	Selling food from vehicles or carts

## MATTHEWS MUNICIPAL ORDINANCES

- § 39:83.20 Mobile-food facility
- § 39:84 Food vending machines
- § 39:85 Farm produce sold on public property
- § 39:86 Health food stores
- § 39:87 Irradiated foods to be identified
- § 39:88 Ice cream manufacturers
- § 39:89 Ice cream trucks
- § 39:89.01 Selling ice cream from bicycles and other human-powered vehicles
- § 39:89.02 Locker plants
- § 39:89.03 Milk dealers
- § 39:89.04 Milk products—Standards
- § 39:89.05 Cream products
- § 39:89.06 Milk vending machines
- § 39:89.07 Mobile food vending vehicle
- § 39:89.08 Mobile-vending regulations
- § 39:89.09 Outdoor cafes
- § 39:89.10 Suppliers of drinking water
- § 39:89.11 Group kitchens
- § 39:89.12 Food processor—Storage buildings
- § 39:89.13 Labeling and measurements
- § 39:89.14 Sanitation of public eating and drinking places
- § 39:89.15 Frozen desserts
- § 39:89.16 Slaughtering poultry
- § 39:89.17 Sale of meat
- § 39:89.18 Shellfish conservation
- § 39:89.19 Genetically engineered organisms

## Volume 2A

### IV. HEALTH SERVICES

- § 39:90 Ambulance service
- § 39:91 —Alternate form
- § 39:92 Ambulance service fee
- § 39:92.10 —Subscription program
- § 39:93 Nonemergency vehicles
- § 39:94 Emergency medical services
- § 39:95 Emergency clinic
- § 39:96 Drugstore
- § 39:96.50 Non-prescription pseudoephedrine sales
- § 39:96.60 —Alternate form
- § 39:96.70 Needles and syringes

## TABLE OF CONTENTS

§ 39:96.80	Ban on sale of mercury thermometers
§ 39:97	Health clubs and gymnasiums
§ 39:98	—Alternate form
§ 39:99	County hospitals—Establishment
§ 39:100	Hospitals
§ 39:101	County Indigent Hospital/Health Care Ordinance
§ 39:102	Massage parlor regulations
§ 39:103	—Ordinance with dress code regulations
§ 39:103.10	— —Including acupuncture
§ 39:103.20	— —Including bathhouse
§ 39:104	Nursing homes
§ 39:105	Right to refuse treatment
§ 39:106	Home health care service
§ 39:107	Alcoholism rehabilitation center
§ 39:108	Weight control clinic
§ 39:109	Public spas and public hot tubs
§ 39:110	Inhalation therapy
§ 39:111	Acupuncture
§ 39:112	Occupational therapy
§ 39:113	Health inspections
§ 39:114	Communicable disease control procedures
§ 39:115	Vaccinations
§ 39:116	Health services—Collection of fees
§ 39:116.50	Health service fees, poultry ranches
§ 39:117	Funding for HIV/AIDS program
§ 39:118	Mental health services
§ 39:119	—Including drug addiction
§ 39:119.10	—Mental health agency created
§ 39:119.50	—Performance measurement
§ 39:120	Services for the developmentally delayed
§ 39:121	Medical cannabis—Identification card
§ 39:121.20	Medical cannabis dispensaries
§ 39:121.30	Medical cannabis dispensary, zoning
§ 39:122	Purveyors of certain medical services regulated

## V. MERCHANTS

§ 39:123	Auctions and auctioneers
§ 39:124	Cigarette and tobacco dealers
§ 39:125	Coal dealers
§ 39:126	Compressed air tanks; underwater breathing use
§ 39:127	Computer dealers
§ 39:128	Coupon book business
§ 39:129	Direct sellers

## MATTHEWS MUNICIPAL ORDINANCES

- § 39:129.10 Direct seller/transient merchant
- § 39:130 Florists
- § 39:131 Garage sales
- § 39:132 Gold buyers, coin dealers, and pawnbrokers
- § 39:133 Precious metals dealers
- § 39:133.10 Precious metals, gems & jewelry dealers
- § 39:134 Hardware stores
- § 39:135 Home solicitation sales
- § 39:136 Gasoline merchants
- § 39:137 Junk dealers
- § 39:138 Lumber dealers
- § 39:139 Magazine sellers
- § 39:140 Merchandise broker
- § 39:141 Paint and oil dealers
- § 39:142 Pawnbrokers
- § 39:143 Peddlers, solicitors, and transient merchants
- § 39:144 Transient merchants—Generally
- § 39:144.10 —Alternate form
- § 39:145 Display license in lieu of transient merchant license
- § 39:146 Real estate brokers
- § 39:147 Retailer's occupation tax
- § 39:148 Going out of business sale
- § 39:149 Secondhand stores
- § 39:150 Flea markets
- § 39:151 —Ordinance with site requirements
- § 39:152 Park and swap
- § 39:152.50 Swap meets, reestablishment
- § 39:153 Service stations—Automobile
- § 39:154 Self-service gasoline stations
- § 39:155 Do-it-yourself auto repair centers
- § 39:156 Sidewalk sales
- § 39:156.20 Sidewalk vendors, long form
- § 39:157 Sales near street right-of-way
- § 39:158 Trading stamp business
- § 39:159 Travel bureaus
- § 39:160 Christmas tree dealers
- § 39:161 Christmas tree sales lots
- § 39:162 Stained glass

## VI. OTHER BUSINESSES

- § 39:163 Motion photography production permits
- § 39:164 Air conditioning, heating, and refrigeration contractors

## TABLE OF CONTENTS

§ 39:165	Air conditioner repair
§ 39:166	Astrology practice
§ 39:167	Automobile salvage yards
§ 39:168	Auto wreckers
§ 39:169	Auto repair shops
§ 39:170	Certification as motor vehicle mechanic
§ 39:171	Concrete layers, pavers
§ 39:172	Babysitting service
§ 39:173	Barber shops
§ 39:174	Beaches
§ 39:175	Beauty parlors
§ 39:176	Boarding house
§ 39:177	Bed and breakfast establishments
§ 39:177.10	Operation of bed and breakfast establishment
§ 39:178	Boarding home for the elderly
§ 39:179	Burglar alarms
§ 39:180	Alarm business
§ 39:181	—Alternate ordinance
§ 39:182	Bus stations
§ 39:183	Catch basin cleaners
§ 39:184	Chicken hatcheries
§ 39:185	Children's care center
§ 39:186	Child-care center—Alternate form
§ 39:187	Day care employees licensed
§ 39:188	Home day care standards
§ 39:189	Nursery school
§ 39:190	Dating service or singles introduction service
§ 39:191	Delivery service, messenger service, and flyer distribution service
§ 39:192	Dog kennels
§ 39:193	Drainlayer's licenses
§ 39:194	Cleaners
§ 39:195	—Long form
§ 39:196	—Automatic dry cleaning machines
§ 39:197	Ear piercing
§ 39:198	Electrical contractors
§ 39:199	Employment agencies
§ 39:200	Escort bureaus
§ 39:201	Exterminators
§ 39:202	Fire extinguisher repairmen
§ 39:203	Figure model studio
§ 39:204	Figure model studios, escort services, and introductory services: Combined ordinance, with findings

MATTHEWS MUNICIPAL ORDINANCES

§ 39:205	Fumigation and extermination
§ 39:206	Lingerie modeling studios
§ 39:207	Garages
§ 39:208	Garbage collection service
§ 39:209	Handbill distributors
§ 39:210	Horse-drawn vehicles
§ 39:211	—Stands
§ 39:212	Hotels and motels
§ 39:213	Register, security, number of persons in rooms
§ 39:214	Hypnotist
§ 39:215	Rooming houses
§ 39:216	House movers
§ 39:217	Internet access provider
§ 39:218	Internet access—Cable franchises
§ 39:219	Internet access studios
§ 39:220	Janitor services, maid services, and household technicians
§ 39:221	Limousine service
§ 39:222	Self-service laundries
§ 39:223	Machine shops
§ 39:224	Mobile home park
§ 39:225	Motorcycle escort service for funerals
§ 39:226	Mobile vendors
§ 39:227	Motor transport depots
§ 39:228	Movers
§ 39:229	Office trailer
§ 39:230	Outdoor advertising signs and outdoor advertisers (combined ordinance)
§ 39:231	—Short form
§ 39:231.20	Outdoor café
§ 39:231.30	Orchard pests
§ 39:232	Parking lots
§ 39:233	Handicapped parking
§ 39:234	Immobilization device or boot for automobiles
§ 39:235	Trash containers at parking areas
§ 39:236	Pawnbrokers
§ 39:237	Pest control
§ 39:238	Pet shops and kennels
§ 39:239	Pet hotels
§ 39:240	Picnic groves and beaches
§ 39:241	Plumbers
§ 39:242	Private patrol systems
§ 39:242.10	Watchmen; merchant patrolmen
§ 39:243	Psychic art and science

## TABLE OF CONTENTS

§ 39:244	Palmistry
§ 39:245	Private detectives
§ 39:246	Security officers
§ 39:247	Private security service
§ 39:248	—Another form
§ 39:249	Lie detector service
§ 39:250	Real estate sales and rentals—Discrimination prohibited
§ 39:251	Rendering
§ 39:252	Rental housing agency
§ 39:253	Rental housing business
§ 39:254	—Detailed form
§ 39:255	—Check-in/check-out procedures
§ 39:256	Rental of dwellings—Special pest control provisions
§ 39:257	Rental of automobiles and other motor vehicles
§ 39:258	—Motor vehicle rental agencies (alternate)
§ 39:259	—Ordinance approving inspection checklist
§ 39:260	Rental of bicycles
§ 39:261	—Alternate form
§ 39:262	Plant rental business
§ 39:263	Rental of tools
§ 39:264	Roommate finding service
§ 39:265	Safe-deposit box rental
§ 39:266	Industrial trash haulers
§ 39:267	Schools—Commercial or for profit
§ 39:268	Shooting galleries
§ 39:269	Sign, canopy, and clock erectors
§ 39:270	Slaughterhouses
§ 39:271	Solicitors and canvassers
§ 39:271.10	—Long form
§ 39:272	—Posted residential signs
§ 39:273	Charitable solicitations
§ 39:274	Charitable solicitations on streets and highways
§ 39:275	Soliciting information
§ 39:276	Spa facilities
§ 39:277	Salon—Nail and hair
§ 39:277.50	Salons, comprehensive
§ 39:278	Street vendors
§ 39:279	—Alternate
§ 39:280	—Charitable sales
§ 39:281	—Designated vending zones
§ 39:282	—Restricted vending districts and designated vending zones
§ 39:283	Tanning facilities

## MATTHEWS MUNICIPAL ORDINANCES

§ 39:284	Tattoo establishment
§ 39:285	—Provision for injunctions and civil actions
§ 39:286	Body piercing and tattooing
§ 39:287	Tattooing prohibited
§ 39:287.50	Body art ordinance
§ 39:288	Taxicabs
§ 39:289	Taxicabs and limousines
§ 39:290	—Alternate form
§ 39:291	Pedicab
§ 39:292	Jitney service
§ 39:293	Alternative public transportation
§ 39:294	Telephone service—Collection of emergency charge
§ 39:295	Telecommunications activities
§ 39:296	Towing of vehicles
§ 39:297	Towing rates and charges
§ 39:298	Transient occupancy
§ 39:299	Tree trimmers and sprayers
§ 39:300	—Alternate form
§ 39:301	Used car dealers
§ 39:302	Vehicle escort service
§ 39:303	Veterinary hospitals
§ 39:303.10	Wineries
§ 39:303.50	Wind turbines
§ 39:304	Wireless services, antenna regulation
§ 39:305	Wood vendors
§ 39:305.10	Fireplace and stove wood
§ 39:306	Wrecking buildings
§ 39:307	Special event permits
§ 39:308	Video lottery establishments, location

## Volume 3PT1

### CHAPTER 40. ALCOHOLIC BEVERAGES AND TOBACCO

#### I. ALCOHOLIC BEVERAGES

§ 40:1	Alcoholism treatment facilities
§ 40:2	Alcohol level measurement device required
§ 40:3	<i>[Reserved]</i>
§ 40:4	Point system for liquor license suspension, revocation
§ 40:5	Point system, alternate

## TABLE OF CONTENTS

§ 40:6	Alcohol awareness program required
§ 40:7	Alternative education, possession of alcohol by minors
§ 40:8	Warnings posted for pregnant women
§ 40:9	Keg identification required
§ 40:10	Possession of keg—Permit required
§ 40:11	Beer board
§ 40:12	Beer gardens
§ 40:13	Bottle clubs (brown bagging)
§ 40:13.10	—Short form
§ 40:14	Open containers
§ 40:15	—University property
§ 40:16	Liquor in parks
§ 40:17	<i>[Reserved]</i>
§ 40:18	Liquor in public places
§ 40:19	Public intoxication; referrals, education, arrests
§ 40:20	Beer and light wine privilege license
§ 40:21	Purchasing alcoholic liquor for persons under legal age
§ 40:22	—Nonintoxicating alcoholic beverage
§ 40:23	Sale of alcohol to minors and intoxicated persons
§ 40:23.10	Social host ordinance
§ 40:23.15	Sale of alcohol to minors and intoxicated persons—Alternate form
§ 40:23.16	—Sales and service training
§ 40:23.20	Sale of alcohol, prohibited locations
§ 40:23.30	Sale of alcohol, nudity
§ 40:23.50	Social hosting
§ 40:24	Public advertising of alcoholic beverages prohibited
§ 40:24.20	Restrictions advertising to minors
§ 40:25	Sunday sales of alcohol

## II. TOBACCO

§ 40:26	Smoking prohibitions—Generally
§ 40:27	<i>[Reserved]</i>
§ 40:28	No smoking in city vehicles
§ 40:29	In hospitals
§ 40:30	Nonsmoking areas required in workplaces and public places
§ 40:31	Smoking restrictions—Administrative areas excepted
§ 40:32	Nonsmoking: Strict ordinance with findings
§ 40:33	Smokefree environments
§ 40:34	Regulation of smoking

## MATTHEWS MUNICIPAL ORDINANCES

- § 40:35 Comprehensive second-hand smoke ordinance
- § 40:36 All city buildings, facilities and vehicles to be smoke-free
- § 40:37 Cigarettes and other tobacco products—No free samples
- § 40:38 Tobacco sales to minors prevented, vending machines regulated
- § 40:39 Vending machines and sales to minors prohibited
- § 40:39.20 Sale of tobacco and tobacco related devices.
- § 40:40 Advertising to minors prohibited
- § 40:41 Public advertising of cigarettes prohibited

### CHAPTER 41. ANIMALS

- § 41:1 General regulations and licensing
- § 41:2 —Inclusion of license fees for kennels and pet shops
- § 41:3 —Inclusion of special permits for horses, sheep and others
- § 41:3.50 Special permanent license—Purchase by residents 65 years of age or older
- § 41:4 Animal control—Comprehensive
- § 41:4.10 —Including hoarding
- § 41:4.50 Kennel, pet shop and stable registrations
- § 41:4.60 Animal breeding license requirements
- § 41:5 Animal Services Division
- § 41:6 *[Reserved]*
- § 41:7 Abandoning dogs
- § 41:8 Animal fancier permits
- § 41:9 Animal shows
- § 41:10 *[Reserved]*
- § 41:11 Beekeeping
- § 41:12 —Short form
- § 41:13 Cats—General regulations
- § 41:14 —Comprehensive ordinance
- § 41:15 —Identification program
- § 41:16 —Rabies vaccination
- § 41:16.50 Feral cats
- § 41:17 Rabies, emergency conditions
- § 41:18 Rabies control
- § 41:18.50 Animal microchipping
- § 41:18.60 —Alternate form
- § 41:19 Cruelty to animals
- § 41:20 Confinement in motor vehicle
- § 41:21 Disposal of dead animals
- § 41:22 Dogs—General regulations

## TABLE OF CONTENTS

§ 41:22.50	Dog leash exceptions
§ 41:22.60	Dog collars
§ 41:22.70	Change in ownership—Fee
§ 41:23	Dogs in heat—confinement
§ 41:24	Guard dogs
§ 41:24.50	Dogs, excessive barking
§ 41:25	Dogs and cats
§ 41:26	Vicious dogs not permitted
§ 41:26.10	Vicious dog management
§ 41:27	Dangerous dogs—restraint
§ 41:28	Vicious dogs, dangerous dogs and pit bulls
§ 41:29	Wolf hybrids
§ 41:30	—Alternate form
§ 41:31	Dangerous animals—Capture or destruction
§ 41:32	—Prohibition on keeping dangerous wild animals
§ 41:33	—Control by officers
§ 41:34	—Declaring animals vicious
§ 41:35	—Permit requirement—Insurance
§ 41:36	— —Agreement permitting inspections
§ 41:37	Housing animals
§ 41:38	Shelter established
§ 41:39	Commercial places where animals are kept, sold or groomed
§ 41:40	Livestock within city
§ 41:41	—Permit requirement
§ 41:42	Nuisance animals
§ 41:42.50	Trespassing animals
§ 41:43	Continuous noise by animal
§ 41:44	Cleaning up after pets
§ 41:45	Habitual howling controlled
§ 41:46	Police animals—Harassment
§ 41:47	Poisonous snakes—prohibition
§ 41:48	Protected animals
§ 41:49	Animal care while owner is disabled
§ 41:50	Rescue of animals in dangerous weather
§ 41:51	Adoption and retrieval
§ 41:52	Accidents involving injury to animals
§ 41:53	Rabies inoculation
§ 41:54	Stables
§ 41:55	Trapping prohibited
§ 41:56	Trapping regulations
§ 41:57	Trucks containing livestock
§ 41:58	Wild animals—Prohibition on keeping

## MATTHEWS MUNICIPAL ORDINANCES

- § 41:59 —Another form
- § 41:59.10 Display of wild, exotic animals
- § 41:60 Wild bird sanctuary; acts prohibited
- § 41:61 Giving away city animals
- § 41:62 Vietnamese potbellied pigs
- § 41:63 Pigeon keeping
- § 41:64 Pigeon control
- § 41:65 Animal fighting
- § 41:66 Cockfighting
- § 41:67 Public spay and neuter clinic
- § 41:68 Sale of baby animals prohibited

## CHAPTER 42. CRIMES AND OFFENSES

### I. PROHIBITED ACTIVITIES

- § 42:1 Comprehensive ordinance with numerous offenses
- § 42:2 Rendering criminal assistance
- § 42:3 Obstructing police officer
- § 42:4 Escape and attempt to escape
- § 42:5 Aggressive begging
- § 42:5.50 Unlawful airport entry
- § 42:6 Telephone calls to harass
- § 42:7 Fighting words
- § 42:8 Stalking and harassing behavior
- § 42:9 Camping in prohibited areas
- § 42:10 Disruption of school activities
- § 42:10.50 School zone, use of mobile phones
- § 42:11 Computer offenses
- § 42:12 Debt collection practices
- § 42:13 Criminal gang activity prohibited
- § 42:14 —With legislative declarations
- § 42:15 Embezzlement
- § 42:16 —Municipal officers and employees
- § 42:16.50 Failure to Appear
- § 42:17 False statements
- § 42:18 Fake identification for alcohol purchase
- § 42:19 False alarms
- § 42:20 Fraud
- § 42:21 Funeral picketing
- § 42:22 Disorderly conduct, not limited to public places
- § 42:23 Disorderly conduct—Comprehensive
- § 42:23.50 Illegal conduct within sports facilities
- § 42:23.60 Unlawful representation of military honors

## TABLE OF CONTENTS

§ 42:24	Gambling
§ 42:24.40	Hate crimes
§ 42:24.50	Interfering with a police dog
§ 42:25	Cards, dice and similar games, exception for bingo
§ 42:26	Lotteries and games of chance
§ 42:27	Public property
§ 42:27.50	Radio and television interference
§ 42:28	Resisting arrest
§ 42:29	Tampering with traffic signs
§ 42:30	Tampering with water system
§ 42:31	Theft—Comprehensive ordinance
§ 42:32	—From libraries
§ 42:33	—From retail establishments
§ 42:34	Theft of lost property
§ 42:35	Theft by deception
§ 42:36	Theft of services
§ 42:37	Trade secrets
§ 42:38	Trespass
§ 42:39	Youths trespassing in parking lots
§ 42:40	—On business parking lots
§ 42:41	—On posted property
§ 42:42	Loitering on business property
§ 42:43	Missing serial numbers
§ 42:44	Vandalism
§ 42:45	Graffiti and related vandalism
§ 42:46	—To bicycle or other human powered vehicle
§ 42:47	—To motor vehicle
§ 42:48	—To street
§ 42:49	—To ultralight aircraft
§ 42:50	Indecent exposure
§ 42:51	Crimes harmful to minors—Sexual performances
§ 42:52	Dissemination of indecent material to minors
§ 42:53	Sexual exploitation of minors
§ 42:53.10	Sex offender ordinance
§ 42:53.11	Sexual exploitation of minors—Alternate form
§ 42:54	Unlawful conduct on school property
§ 42:55	Prostitution and related offenses
§ 42:56	Cruising
§ 42:57	Weapon crimes
§ 42:57.10	Harassment with laser beams
§ 42:58	Posting signs, posters and notices

## II. PREVENTION AND REPORTING

§ 42:59	Crime prevention master plan
---------	------------------------------

## MATTHEWS MUNICIPAL ORDINANCES

- § 42:59.50 Sex crime prevention
- § 42:60 Parental responsibilities
- § 42:61 Parental duties
- § 42:62 Late night retail store—Robbery prevention
- § 42:62.10 — —Short form
- § 42:63 Late night convenience stores and gas stations
- § 42:64 Tickets, citations and warning tickets
- § 42:65 Citations issued by various city officials
- § 42:66 —Adoption of plan
- § 42:66.50 Civil infraction procedure
- § 42:67 Garage or repair shop, report of signs of crime or  
gunshots
- § 42:68 Block watch crime prevention
- § 42:69 Victims' rights policy
- § 42:70 Reporting of wounds and injuries
- § 42:71 Telephonic alarm system

### III. JAIL CONFINEMENT

- § 42:72 Jail
- § 42:73 Rehabilitation center
- § 42:74 Costs of confinement
- § 42:75 Collection of fees from weekend prisoners
- § 42:75.50 Charges for county jail work release inmates
- § 42:75.60 Jail booking fee
- § 42:75.70 Maintenance and board for county jail prisoners
- § 42:76 Sex offender registration
- § 42:76.20 Regulation of sexual offenders
- § 42:76.50 Registration and identification of parolees
- § 42:76.70 Jail security ordinance

### IV. ALTERNATIVES TO JAIL

- § 42:77 Community service
- § 42:78 Probation fees
- § 42:79 Limitations on jail for inability to pay fine
- § 42:80 Probation system
- § 42:81 Parole system—Comprehensive
- § 42:82 Youth offender rehabilitation—Including boot camp

## CHAPTER 43. DRUGS

- § 43:1 Comprehensive ordinance
- § 43:2 Marijuana regulation
- § 43:2.50 Marijuana-flavored candy

## TABLE OF CONTENTS

§ 43:2.70	Drug paraphernalia ordinance
§ 43:3	Drug paraphernalia, sale prohibited
§ 43:4	Drug paraphernalia—Licensing requirements with guidelines
§ 43:5	Educational and rehabilitation programs
§ 43:6	—Short form
§ 43:7	Resolution supporting drug elimination plan
§ 43:8	Rehabilitation programs
§ 43:9	Funds from forfeited assets, drug transactions
§ 43:10	Real estate used for drug activity
§ 43:11	Drug nuisances, Nuisance Abatement Board
§ 43:12	Building contaminated by methamphetamine
§ 43:12.50	Cleanup of clandestine drug labs
§ 43:12.60	—Alternate form
§ 43:12.70	Sale of ephedrine/pseudoephedrine
§ 43:13	Landlord’s responsibility
§ 43:14	Joint drug law enforcement authorized
§ 43:15	—Use of joint enforcement funds
§ 43:16	Joint city-county drug law enforcement contract authorization
§ 43:17	Drug loitering
§ 43:18	Drug-traffic loitering
§ 43:18.50	Drug abuse control
§ 43:18.70	Conveying drugs into a hospital

## **CHAPTER 44. EMERGENCY REGULATIONS**

§ 44:1	Civil emergencies
§ 44:2	Civil preparedness
§ 44:3	—Creation of office
§ 44:3.50	—Another form
§ 44:3.70	Continuity of government
§ 44:4	Local organization for disaster planning
§ 44:5	Communications network; response to disasters
§ 44:6	Public safety radio amplification system
§ 44:7	—Disaster plan
§ 44:8	—Another form including computers
§ 44:9	Emergency Management Act, interjurisdictional
§ 44:10	Emergency regulations
§ 44:11	Evacuation plan; ordinance adopting
§ 44:11.50	Ten-point plan to improve local preparedness (for major city)
§ 44:12	Hurricane disaster prevention

## MATTHEWS MUNICIPAL ORDINANCES

- § 44:12.10 Storm emergency ordinance
- § 44:13 Heat wave emergencies
- § 44:13.50 Water drought/emergency ordinance
- § 44:14 Security alarm services
- § 44:15 Emergency generator requirement

### **CHAPTER 45. FIRE PREVENTION**

- § 45:1 Fire protection systems
- § 45:1.50 Fire prevention and protection, comprehensive
- § 45:2 Bonfires and outdoor fires
- § 45:3 Bonfires, permit required
- § 45:4 Bonfires on frozen lakes
- § 45:5 Burning brush, trash, papers, rubbish and garbage
- § 45:6 Burning of leaves
- § 45:7 Incinerators
- § 45:7.20 Outdoor and open burning
- § 45:7.30 Open-flame cooking devices
- § 45:7.50 Outdoor wood-fired boiler
- § 45:8 Fireplace restrictions
- § 45:8.50 Wood smoke nuisance
- § 45:9 Lighted materials prohibited in hotel beds
- § 45:10 Early warning systems as requirement
- § 45:11 Explosives and fireworks
- § 45:12 Fire hazards—Comprehensive
- § 45:13 —With provisions governing arson, failure to report fire
- § 45:14 —With provisions as to fire marshal duties
- § 45:15 Fire hazard reduction code
- § 45:15.50 Brush clearance requirements
- § 45:16 Periodic fire inspections
- § 45:16.10 Fire hydrants; general
- § 45:16.50 Fire escapes, barbed wire prohibited
- § 45:17 Fire hydrants; tampering
- § 45:18 Fire hydrants; permission to use
- § 45:18.10 —Alternate form
- § 45:19 Fire prevention bureau
- § 45:19.50 Fire department rules
- § 45:19.70 Identification of certain structures for firemen
- § 45:20 Fire safety education
- § 45:21 Fireworks—Private use and public displays
- § 45:22 —Comprehensive ordinance with detailed restrictions
- § 45:23 —Advertising
- § 45:23.50 —Alternate form

## TABLE OF CONTENTS

- § 45:24 Fire services—fee reimbursement
- § 45:24.50 Unnecessary fire alarms
- § 45:25 Venting of heaters and burners
- § 45:26 Disposition of insurance covering fire-damaged structures

## Volume 3PT2

### CHAPTER 46. FIREARMS

- § 46:1 Prohibition of handguns and other weapons
- § 46:1.50 —Another form
- § 46:1.60 —Exception for animal destruction
- § 46:1.70 —Shooting and discharge
- § 46:1.80 Firearm registration
- § 46:1.90 Rules and regulations
- § 46:2 Comprehensive weapons ordinance, with defenses
- § 46:3 Assault weapons
- § 46:4 —Assault Weapon Roster Board
- § 46:5 *[Reserved]*
- § 46:6 Certain weapons prohibited
- § 46:7 Carrying concealed weapons
- § 46:8 Registration and regulation—Comprehensive ordinance
- § 46:9 —With provisions governing sales
- § 46:10 —Alarm systems for dealers
- § 46:11 Permit to purchase firearms
- § 46:11.50 Utility knives
- § 46:12 Black powder and other small arms ammunition
- § 46:13 Fragmenting and metal-piercing bullets
- § 46:13.10 Teflon coated bullets
- § 46:14 In unoccupied vehicles
- § 46:14.50 Improperly handling firearms in a motor vehicle
- § 46:14.60 Impoundment of unlawful firearm
- § 46:15 Brandishing replica firearm
- § 46:16 Background checks—Sales of dangerous weapons
- § 46:16.20 Criminal history check
- § 46:17 Discharging firearms
- § 46:18 —Long form
- § 46:19 Access to firearms by minors
- § 46:20 Various weapons sales or giving to minors
- § 46:21 Prohibition of firearm in school zone
- § 46:22 Prohibition of firearm in alcoholic beverage outlet

MATTHEWS MUNICIPAL ORDINANCES

- § 46:22.50 Using weapons while intoxicated
- § 46:23 Prohibition of weapons in public buildings
- § 46:24 Crossbow regulation
- § 46:24.10 Hunting with bow and arrow
- § 46:25 Forfeiture of weapons
- § 46:25.50 Law enforcement officers possessing or using  
nonissued firearms on duty
- § 46:25.60 Gunsmiths
- § 46:25.70 Facsimile firearms
- § 46:25.80 Air rifles and toy weapons
- § 46:25.90 Handguns without childproofing

**CHAPTER 47. HAZARDOUS  
SUBSTANCES AND ACTIVITIES**

- § 47:1 Blasting
- § 47:2 Bulk gasoline plants
- § 47:3 Bulk petroleum storage plants
- § 47:4 Petroleum administration
- § 47:5 Corrosive or poisonous chemicals
- § 47:6 Crude oil storage and pipelines
- § 47:7 Drilling oil or gas wells
- § 47:8 Gas and oil burning equipment
- § 47:9 Explosives and fireworks
- § 47:10 —Making of fireworks prohibited
- § 47:10.10 Explosives and fireworks—Making of fireworks  
prohibited—Use and handling
- § 47:11 Explosives; handling and dealing
- § 47:12 Flammable or volatile liquids
- § 47:13 Gasoline and oil storage plants
- § 47:14 Hazardous materials—Command agency to handle  
incidents
- § 47:15 —Emergency plan
- § 47:16 —Cleanup responsibilities
- § 47:16.50 Hazardous materials—By fire department
- § 47:17 Hazardous materials—Recovery of expenses
- § 47:18 —Reporting spills of hazardous materials
- § 47:19 —Storage
- § 47:20 —Routing and regulation of transport
- § 47:21 Discharge of hazardous material
- § 47:21.50 Hazardous chemicals right-to-know code
- § 47:21.60 Cost recovery for hazardous materials emergencies
- § 47:21.70 Hazardous waste management
- § 47:22 Fissionable source materials

## TABLE OF CONTENTS

§ 47:22.50	Nuclear material
§ 47:23	Lead paint and other toxic paint
§ 47:23.50	Noxious gas or liquid
§ 47:24	Sale of aerosol paint cans
§ 47:25	Lead contamination of ground
§ 47:26	Liquified petroleum gas
§ 47:27	Oil and gas wells—Plugging
§ 47:27.50	Open burning
§ 47:28	Pesticide operations ordinance
§ 47:28.10	Phosphorus fertilizers
§ 47:28.20	Bisphenol A (BPA) ordinance
§ 47:29	Polychlorinated biphenyls (PCBs), storage
§ 47:30	Chlorofluorocarbon-processed food packaging
§ 47:31	Trucks carrying explosives
§ 47:32	Remediation of contaminated soil
§ 47:33	Release of genetically engineered microorganisms
§ 47:34	—Ozone-depleting substances
§ 47:35	Radon reduction information
§ 47:35.50	—Adoption of model standards
§ 47:36	Ambush devices
§ 47:37	Collection of hazardous waste from households
§ 47:38	Retail sales—Requirement for paper bags
§ 47:39	Regulation of use of model glues

## CHAPTER 48. HEALTH PROTECTION

§ 48:1	Abortions and clinics
§ 48:1.50	Tattoo parlors
§ 48:2	Air pollution
§ 48:3	—Additional regulations
§ 48:4	—Another form
§ 48:5	—Alternate ordinance for large city or county
§ 48:6	—Adoption of state regulations
§ 48:7	Fugitive dust emissions from street sanding
§ 48:8	Animal rendering—Prohibition
§ 48:9	City/county joint health department
§ 48:9.50	Human health hazard ordinance
§ 48:10	Emergency medical service
§ 48:11	Electronic devices to kill insects
§ 48:12	Garbage and refuse—General ordinance
§ 48:13	—Removal and collection
§ 48:14	—Maintenance of property
§ 48:14.50	Waste discharge
§ 48:14.60	Trash chute

MATTHEWS MUNICIPAL ORDINANCES

- § 48:14.70 Alternative technology
- § 48:15 Garbage and refuse—Trash bags as requirement
- § 48:16 Health nuisances and abatement
- § 48:17 Health department approval for playgrounds
- § 48:17.50 HIV prevention funding
- § 48:18 Incinerators, crematories, fireplaces and barbecues
- § 48:19 Solid fuel burning devices
- § 48:20 —List of approved pollution control devices
- § 48:21 Landfill disposal
- § 48:22 Hazardous waste disposal prohibition
- § 48:23 Mosquito control
- § 48:23.50 Use of pesticides
- § 48:24 Spraying for West Nile Virus prohibited
- § 48:25 Noise pollution—General ordinance
- § 48:26 —Additional provisions
- § 48:27 —Sound amplifiers
- § 48:28 —Noise levels, workplaces and places open to the public
- § 48:29 Other health regulations
- § 48:30 Migratory waterfowl
- § 48:30.10 Migratory waterfowl regulations
- § 48:31 Rat control
- § 48:31.20 —Alternate form
- § 48:32 Refrigerators abandoned or unattended out of doors
- § 48:33 Rental housing standards
- § 48:33.50 Sanitary Code
- § 48:34 Secondhand goods
- § 48:35 Senior citizens' services
- § 48:36 Sewage sludge testing
- § 48:37 Standards for testing sludge—Approval
- § 48:37.50 Swimming in contaminated water
- § 48:38 Water pollution
- § 48:38.10 —Illicit discharges
- § 48:38.50 Well head protection areas
- § 48:39 Flouridation of water
- § 48:39.10 Trans fat restriction
- § 48:40 Lead in drinking water, testing
- § 48:41 Smoking ordinance
- § 48:41.20 Second-hand smoke
- § 48:41.50 Smoke emissions
- § 48:41.70 Reporting contaminated food
- § 48:42 Lead poisoning control law
- § 48:42.20 Lead paint

## TABLE OF CONTENTS

§ 48:43	Unattended child in vehicle
§ 48:44	Phosphate-free laundry detergents
§ 48:45	Keyboarding and Carpal Tunnel Syndrome
§ 48:46	High pollen trees prohibited
§ 48:46.10	Pollen control
§ 48:47	Medical awareness plan for electric utilities
§ 48:48	Methadone centers
§ 48:48.10	Opiate treatment service
§ 48:49	Bungee jumping and reverse bungee cord jumping
§ 48:50	Health nuisances
§ 48:51	Health nuisances abatement
§ 48:52	Unlawful sale and possession of butane lighters
§ 48:52.10	Influenza preparedness and response
§ 48:53	Quarantine
§ 48:53.20	—Alternate form
§ 48:54	Spreading contagion
§ 48:55	Expectoration
§ 48:56	Distribution of free medicinal or food samples
§ 48:57	Public rest rooms
§ 48:58	Safe haven for newborns

## Volume 4

### CHAPTER 49. IMMORAL CONDUCT

§ 49:1	Adult or child abuse with guardianship provision
§ 49:2	Assault and battery
§ 49:3	Child abuse—Reporting provisions
§ 49:4	—Educational course
§ 49:5	Obscene materials, devices, performances
§ 49:6	Immoral or obscene shows or exhibits
§ 49:7	Covering obscene materials to protect minors
§ 49:8	Sexually oriented matter involving a minor
§ 49:9	Sexual performance by a child—Performance and promotion
§ 49:10	Pornographic material—Exposing to minors near schools and playgrounds
§ 49:11	Distribution of materials harmful to minors
§ 49:12	Public indecency
§ 49:13	Indecent exposure
§ 49:14	Indecent acts with others in public view
§ 49:15	Placing for prostitution, prostitution in general
§ 49:16	—Prostitution loitering

## MATTHEWS MUNICIPAL ORDINANCES

- § 49:17 —Prostitution as nuisance
- § 49:18 —Exploitation or use of child as a prostitute
- § 49:19 Solicitation for prostitution including test of arrestee for AIDS
- § 49:20 Obscene video games prohibited
- § 49:21 Adult arcades: preventing sexual misconduct
- § 49:22 Live adult entertainment

### **CHAPTER 50. NUISANCES AND LITTER CONTROL**

- § 50:1 Nuisances, comprehensive ordinance with abatement procedures
- § 50:2 Nuisances, comprehensive ordinance with opportunity to solve without court action
- § 50:3 Accumulation of garbage and refuse as nuisance
- § 50:4 Grass clippings
- § 50:5 Nuisances on private property
- § 50:6 Storage of personalty as nuisance
- § 50:7 Junk, junked vehicles, etc.
- § 50:8 Abandoned property
- § 50:9 Abandoned or unclaimed property—Disposal
- § 50:10 Graffiti as nuisance
- § 50:11 Diseased tree or plant on private property
- § 50:12 Weed control, with schedule and findings
- § 50:13 Weed cutting and lawn care; exemptions for agriculture and nature areas
- § 50:14 Weeds and debris
- § 50:15 Litter—Comprehensive ordinance
- § 50:16 —Alternate ordinance
- § 50:17 —Alternate form
- § 50:18 —Depositing and transporting
- § 50:19 —Commercial venture or enterprise
- § 50:20 —Construction and related work
- § 50:21 —Increasing penalties
- § 50:22 Sanitation at street events
- § 50:23 Environmental preservation—Plastic packaging
- § 50:24 Deposit as requirement upon sale of beverages
- § 50:25 Adopt-a-street program

### **CHAPTER 51. SIGNS AND CIRCULARS**

- § 51:1 Handbills—Comprehensive
- § 51:2 —Short form
- § 51:3 —Airports

## TABLE OF CONTENTS

§ 51:4	Handbills and newspapers
§ 51:5	—Placing on vehicles
§ 51:6	Signs—Comprehensive ordinance
§ 51:7	—Placement, manner, and physical dimensions
§ 51:8	—Advertising alcohol
§ 51:9	Signs and billboards
§ 51:10	—Alternate ordinance
§ 51:11	—Advertising cigarettes
§ 51:12	Temporary signs
§ 51:13	Portable signs
§ 51:14	Electronic signs
§ 51:15	Signs for industrial districts
§ 51:16	Signs for retail districts
§ 51:17	Signs in design review districts
§ 51:18	Street banners on utility poles
§ 51:19	Open-air malls signage
§ 51:20	Freeway interchange signs
§ 51:21	Outdoor advertising sign ordinance
§ 51:22	Political signs

## **CHAPTER 52. WETLANDS AND WATERWAYS**

§ 52:1	Wetlands protection, comprehensive
§ 52:1.10	Coastal Waters Commission
§ 52:2	Abatement of dangerous obstructions in streambeds
§ 52:3	Unlawful deposits in waterways
§ 52:4	Nuisances and debris
§ 52:5	Excavations in streams and wetlands
§ 52:6	Storm water management
§ 52:7	Storm water drainage utility
§ 52:8	Storm water quality management
§ 52:9	Shoreline setback
§ 52:10	Riparian and wetland setback ordinance
§ 52:11	Open waterways
§ 52:12	Coastal erosion hazard-area law
§ 52:13	Lawn fertilizer regulations
§ 52:14	Plats of land near a lake, stream or wetland
§ 52:15	Shellfish conservation
§ 52:15.10	Shellfish-conservation program
§ 52:16	Lighting for marine turtle protection
§ 52:17	Abandonment of waterfowl prohibited
§ 52:18	Scuba diving—Comprehensive
§ 52:19	Snorkeling prohibition during lobster season

## MATTHEWS MUNICIPAL ORDINANCES

- § 52:20 Boats and vessels—Abandonment
- § 52:21 —Safe operation
- § 52:22 —Launching and operation
- § 52:22.10 Floating businesses and house boats
- § 52:23 Ice boats
- § 52:23.10 Frozen-lake-activities regulation
- § 52:24 Jet skis and other personal watercraft
- § 52:25 Harbor provisions
- § 52:26 Port and harbor provisions, comprehensive
- § 52:27 Harbor-prohibited activities
- § 52:28 Piers and marinas
- § 52:29 Seawalls and bulkheads
- § 52:30 Docks on public or private land
- § 52:31 Rental of watercraft on lake
- § 52:32 Beach and marine recreation regulations
- § 52:33 Beach, swimming areas
- § 52:34 Beach preservation fee
- § 52:35 Sponsoring free access to beaches
- § 52:36 Rules for recreational use of water supply

## **CHAPTER 52A. CONSUMER PROTECTION AND EQUAL ACCESS, DISCRIMINATION**

### **I. CONSUMER PROTECTION**

- § 52A:1 False advertising
- § 52A:2 —Alternate form
- § 52A:3 Weights and measures
- § 52A:4 Price gouging in emergencies
- § 52A:5 Packaged commodities for sale
- § 52A:6 Regulation of perishable foods
- § 52A:7 Mechanical repairs
- § 52A:8 Deceptive practices
- § 52A:9 Disclosure of confidential consumer information
- § 52A:10 Procurement or sale of tickets, reservations or passenger accommodations
- § 52A:11 Posting of prices in retail service establishments
- § 52A:12 Information with respect to funeral costs
- § 52A:13 Landlord–tenant relations
- § 52A:14 Rent control
- § 52A:15 Drug testing

### **II. EQUAL ACCESS, DISCRIMINATION**

- § 52A:16 Equal access, civil rights, includes appearance

## TABLE OF CONTENTS

§ 52A:17	Equal opportunity, access, help from city
§ 52A:17.10	Equal access to services
§ 52A:18	Discrimination, comprehensive ordinance
§ 52A:19	—Alternate form
§ 52A:20	—Clubs
§ 52A:21	Human rights policy
§ 52A:22	Gender identity discrimination guide
§ 52A:23	Sweatshop ordinance
§ 52A:24	Inclusionary housing

## CHAPTER 53. MISCELLANEOUS REGULATIONS

§ 53:1	Aircraft and parachute landings
§ 53:2	Automatic emergency reporting devices
§ 53:3	Courtesy benches
§ 53:4	Charitable solicitations
§ 53:5	—Alternate ordinance
§ 53:6	Curfew—Under age 12
§ 53:7	—With detailed definitions
§ 53:8	—With parental responsibility
§ 53:9	—Loitering (curfew)
§ 53:10	— —Police to call parents, business responsibility, tobacco sales, firearms, contributing to delinquency
§ 53:11	— —Penalties for parents—Second offense, juvenile in need of supervision reporting
§ 53:12	— —Notice to parents of potential responsibility for second offense
§ 53:13	— —Business and parental responsibility
§ 53:14	—Bicycles and other vehicles, seasonal hours
§ 53:15	— —Loitering of minors
§ 53:16	— — —Exceptions
§ 53:17	Daytime curfew
§ 53:18	Supervision of expelled or suspended students
§ 53:19	Video game playing during school hours
§ 53:20	Truancy
§ 53:21	Habitual truancy
§ 53:22	Insane persons
§ 53:23	Internet/e-mail usage policy
§ 53:24	Internet safety; school computers
§ 53:25	Ban on outdoor pay telephones
§ 53:26	Cell phone ban in privacy areas
§ 53:27	City cemetery
§ 53:28	Dutch elm disease

MATTHEWS MUNICIPAL ORDINANCES

- § 53:29 Fences
- § 53:30 —Alternate ordinance
- § 53:31 Water festivals
- § 53:32 Mediation—Civil matters, ordinance violations and misdemeanors
- § 53:33 —Budget approval
- § 53:34 Multiple dwellings—Sign identifying owner
- § 53:35 Municipal buildings—Access
- § 53:35.10 Nonmetallic-mining reclamation
- § 53:36 Nuclear-free zone
- § 53:37 Carrying wood prohibited during demonstrations
- § 53:38 Forest practices
- § 53:39 Fee for police responses to party
- § 53:40 Poverty—Waiver of fees and charges
- § 53:41 Property in custody of police
- § 53:42 Public buildings—Safety regulations
- § 53:43 Public gatherings
- § 53:44 Residential sales
- § 53:45 National flag regulations
- § 53:46 City flag
- § 53:47 Displaced persons
- § 53:48 Forest management plan
- § 53:49 Fly control, agricultural operations
- § 53:50 Disposition of unclaimed personal property
- § 53:51 Right of privacy and protected sources
- § 53:52 —Privacy, computers, tracking devices
- § 53:53 Secondary metals recyclers
- § 53:54 Skateboard ramps
- § 53:55 Runaway or homeless child
- § 53:56 —Harboring minor runaways
- § 53:57 Snow and ice removal
- § 53:58 —Alternate form
- § 53:59 Solicitations
- § 53:60 Tag days
- § 53:61 Aggressive or menacing panhandling prohibited
- § 53:62 —Alternate form
- § 53:63 Tournaments in city parks
- § 53:64 Trick or treating on Halloween
- § 53:65 Contributing to truancy
- § 53:66 Zones of quiet
- § 53:67 Warning—Stationary bicycles
- § 53:68 Picketing residence or dwelling
- § 53:69 —Targeted picketing, with “no picketing” zone

## TABLE OF CONTENTS

§ 53:70	Library Materials—Return and possession
§ 53:71	—Overdue library materials
§ 53:72	Injury to library materials
§ 53:73	Library cards
§ 53:74	Library, including use of Internet
§ 53:75	Sleeping out of doors or in motor vehicles
§ 53:76	Municipal band
§ 53:77	—Musical director; compensation
§ 53:78	Significant parcels of real property
§ 53:79	Filming motion pictures
§ 53:80	Farmland preservation program

## **CHAPTER 54. CONSTRUCTION OF ORDINANCES**

§ 54:1	Words used—Generally
§ 54:2	—Specific definitions
§ 54:3	—Particular definitions—Officers and employees
§ 54:4	— —Wholesaler and retailer
§ 54:5	Ordinances, interpretation
§ 54:6	Construction and interpretation of Code
§ 54:7	Organization of Code
§ 54:8	Businesses which are not prohibited
§ 54:9	Constitutional rights
§ 54:10	Equal rights
§ 54:11	No guarantee or warranty
§ 54:12	No limitation on number of licenses, franchises or permits
§ 54:13	Penalties
§ 54:14	Pending suits
§ 54:15	Presumption of liability
§ 54:16	Restitution for Ordinance violation
§ 54:17	Separability
§ 54:18	Violation as nuisance
§ 54:19	Free speech
§ 54:20	Consistent with specific federal legislation
§ 54:21	Reference to Code
§ 54:22	Ordinances, resolutions, motions, and contracts

## **Volume 0 CPC TOC**

