

CARY, NORTH CAROLINA

Supp. No. 16 – Instruction Sheet

Enclosed with this instruction sheet are new and replacement pages for your loose-leaf copy of the Code, bringing the Code current through Ord. No. 2008-06, passed May 8, 2008. In order to keep your copy of the Code up to date, you must remove the following indicated obsolete pages from your Code and replace them with the indicated revised pages. The current supplement number appearing on the lower left corner of each page revised in this package is “Supp. No. 16.” If you have any questions, please contact American Legal Publishing at 1-800-445-5588.

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CODE OF ORDINANCES
TOWN OF CARY, NORTH CAROLINA

Looseleaf Supplement

This Supplement contains all ordinances deemed advisable to be included at this time through:

Ordinance No. 07-20, effective December 13, 2007.

See the Code Comparative Table for further information.

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Ordinance No. 07-16, effective October 11, 2007.

See the Code Comparative Table for further information.

Included in the Charter is:

Ordinance No. 07-17, effective October 11, 2007.

See the Charter Comparative Table for further information.

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Ordinance No. 07-12, effective September 11, 2007.

See the Code Comparative Table for further information.

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SUPPLEMENT NO. 12
August 2007

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Ordinance No. 07-09, adopted July 26, 2007.

See the Code Comparative Table for further information.

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Ordinance No. 07-05, adopted May 10, 2007.

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APPENDIX A
LAND DEVELOPMENT ORDINANCE

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This Supplement contains all ordinances deemed advisable to be included at this time through:

Ordinance No. 2007-04, adopted March 22, 2007.

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Ordinance No. 07-003, adopted February 22, 2007.

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Ordinance No. 06-021, adopted December 14, 2006.

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This Supplement contains all ordinances deemed advisable to be included at this time through:

Ordinance No. 06-018, adopted October 12, 2006.

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This Supplement contains all ordinances deemed advisable to be included at this time through:

Ordinance No. 06-008, adopted April 27, 2006.

See the Code Comparative Table for further information.

Included in the Charter is:

Ordinance No. 06-007, adopted April 27, 2006.

See the Charter Comparative Table for further information.

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Ordinance No. 06-006, adopted March 23, 2006.

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Ordinance No. 06-003, adopted February 9, 2006.

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SUPPLEMENT NO. 3
December 2005

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Looseleaf Supplement

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Ordinance No. 05-018, adopted December 15, 2005.

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December 2005

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Ordinance No. 05-016, adopted October 20, 2005.

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MUNICIPAL CODE CORPORATION
Post Office Box 2235
1700 Capital Circle, S.W.
Tallahassee, FL 32316
(850) 576-3171
1-800-262-CODE
Website: www.municode.com

CODE OF ORDINANCES
TOWN OF
CARY, NORTH CAROLINA

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CURRENT OFFICIALS

of

CARY, NORTH CAROLINA

Harold Weinbrecht, Jr., "Mayor"
Julie Aberg Robison, Mayor Pro Tem, At-Large Council Member
Ervin Portman, At-Large Council Member
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Gale Adcock, District "D" Council Member
Town Council

William B. Coleman, Jr.
Town Manager

Christine B. Simpson
Town Attorney

Sue Rowland
Town Clerk

PREFACE

This Code constitutes a recodification of the general and permanent ordinances of the Town of Cary, North Carolina.

Source materials used in the preparation of the Code were the 1982 Code and ordinances adopted by the Town Council. The source of each section is included in the history note appearing in parentheses at the end thereof. The absence of such a note indicates that the section is new and was adopted for the first time with the adoption of the Code. By use of the comparative tables appearing in the back of this Code, the reader can locate any code section or ordinance included herein.

The chapters of the Code have been conveniently arranged in alphabetical order, and the various sections within each chapter have been catchlined to facilitate usage. Notes which tie related sections of the Code together and which refer to relevant state law have been included. A table listing the state law citations and setting forth their location within the Code is included at the back of this Code.

Chapter and Section Numbering System

The chapter and section numbering system used in this Code is the same system used in many state and local government codes. Each section number consists of two parts separated by a dash. The figure before the dash refers to the chapter number, and the figure after the dash refers to the position of the section within the chapter. Thus, the second section of chapter 1 is numbered 1-2, and the first section of chapter 6 is 6-1. Under this system, each section is identified with its chapter, and at the same time new sections can be inserted in their proper place by using the decimal system for amendments. For example, if new material consisting of one section that would logically come between sections 6-1 and 6-2 is desired to be added, such new section would be numbered 6-1.5. New articles and new divisions may be included in the same way or, in the case of articles, may be placed at the end of the chapter embracing the subject, and, in the case of divisions, may be placed at the end of the article embracing the subject. The next successive number shall be assigned to the new article or division. New chapters may be included by using one of the reserved chapter numbers. Care should be taken that the alphabetical arrangement of chapters is maintained when including new chapters.

Page Numbering System

The page numbering system used in this Code is a prefix system. The letters to the left of the colon are an abbreviation which represents a certain portion of the volume. The number to the right of the colon represents the number of the page in that portion. In the case of a chapter of the Code, the number to the left of the colon indicates the number of the chapter. In the case of an appendix to the Code, the letter immediately to the left of the colon indicates the letter of the appendix. The following are typical parts of codes of ordinances, which may or may not appear in this Code at this time, and their corresponding prefixes:

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CODE COMPARATIVE TABLES	CCT:1
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CHARTER AND RELATED LAWS INDEX	CHTRLi:1
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Indices

The indices have been prepared with the greatest of care. Each particular item has been placed under several headings, some of which are couched in lay phraseology, others in legal terminology, and still others in language generally used by local government officials and employees. There are numerous cross references within the indices themselves which stand as guideposts to direct the user to the particular item in which the user is interested.

Looseleaf Supplements

A special feature of this publication is the looseleaf system of binding and supplemental servicing of the publication. With this system, the publication will be kept up-to-date. Subsequent amendatory legislation will be properly edited, and the affected page or pages will be reprinted. These new pages will be distributed to holders of copies of the publication, with instructions for the manner of inserting the new pages and deleting the obsolete pages.

Keeping this publication up-to-date at all times will depend largely upon the holder of the publication. As revised pages are received, it will then become the responsibility of the holder to have the amendments inserted according to the attached instructions. It is strongly recommended by the publisher that all such amendments be inserted immediately upon receipt to avoid misplacing them and, in addition, that all deleted pages be saved and filed for historical reference purposes.

Acknowledgments

This publication was under the direct supervision of Todd Paul Myers, J.D., Director of Editorial Services, and Pat McAllister, Senior Code Editor, of the American Legal Publishing Corporation, Cincinnati, Ohio. Credit is gratefully given to the other members of the publisher's staff for their sincere interest and able assistance throughout the project.

The publisher is most grateful to Christine B. Simpson, Town Attorney, Charles H. Henderson, former Town Attorney (retired) and Sue Rowland, Town Clerk for their cooperation and assistance during the progress of the work on this publication. It is hoped that their efforts and those of the publisher have resulted in a Code that will make the active law of the Town of Cary readily accessible to all citizens and which will be a valuable tool in the day-to-day administration of the Town's affairs.

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ORDINANCE NO. 05-008

AN ORDINANCE ADOPTING AND ENACTING A NEW CODE FOR THE TOWN OF CARY, NORTH CAROLINA; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CARY:

Section 1. The Code entitled "Code of Ordinances, Town of Cary, North Carolina," published by Municipal Code Corporation, consisting of chapters 1 through 36, each inclusive, is adopted.

Section 2. All ordinances of a general and permanent nature enacted on or before March 10, 2005 with the exception of Ordinances 05-001 and 05-002, which will be included in the first supplement to this Code, and not included in the Code or recognized and continued in force by reference therein, are repealed.

Section 3. The repeal provided for in section 2 hereof shall not be construed to revive any ordinance or part thereof that has been repealed by a subsequent ordinance that is repealed by this ordinance.

Section 4. Additions or amendments to the Code when passed in such form as to indicate the intention of the Cary Town Council to make the same a part of the Code shall be deemed to be incorporated in the Code, so that reference to the Code includes the additions and amendments.

Section 5. Ordinances adopted after March 10, 2005 and Ordinances 05-001 and 05-002 (both adopted on January 13, 2005) that amend or refer to ordinances that have been codified in the Code shall be construed as if they amend or refer to like provisions of the Code.

Section 6. This ordinance shall become effective upon adoption.

Adopted: 5/26/2005

Effective: 5/26/2005

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