

Rolesville
Genuine Community • Capital Connection • Est. 1837
Planning

Please use this checklist ***after*** all 3 signatures are obtained.

Residential Subdivision
Pre-Infrastructure
Conference Checklist

Project Name: Harris Creek Farm

CID- 25 - 0004

CID approved on: Aug 18, 2026

Mtg. Date: Nov 16, 2026

Step 1) Pre-Construction (Vertical Build) Meeting Request

1. Upload or email the approved CID with the City of Raleigh, Wake County, and Town of Rolesville signatures to GovWell or planning@rolesvillenc.gov (cc: melabarger@rolesvillenc.gov and mraby@rolesvillenc.gov).	☐
2. Locate an indoor facility, available for 2 hours in Rolesville, to host an in-person (not virtual) meeting to accommodate 15(+) people. Please schedule the conference at least 10-15 days in advance and confirm the location before sending a survey platform such as Doodle Poll or Lettucemeet (use the link to poll participants for a meeting date and time).	☐
3. Email a survey platform such as Doodle Poll or Lettucemeet (polling software with three different dates and times) to those on your team (Architect/Builder/Permit Technician/Sales) as well as the required parties listed below. *One "required" person from each agency **must** attend.	☐
4. When a date is selected where all parties can attend, send an email with the date, time, location, and a link to the recorded plan set.	☐

Step 2) Contact Information

Stephen Wensman- Planning Director, Town of Rolesville - optional	swensman@rolesvillenc.gov	984-251-2492	☐
Michael Elabarger- A. Planning Director, Town of Rolesville (required)	melabarger@rolesvillenc.gov	984-251-2364	☑
Michele Raby- Planner II Town of Rolesville (required)	mraby@rolesvillenc.gov	984-251-2365	☑
Bryan Baierlein- Engineering Inspector, Town of Rolesville (required)	bbaierlein@rolesvillenc.gov	919-868-6317	☑
Jacob Butler- Division Chief Rolesville Fire - optional	jbutler@rolesvillenc.gov	919-556-2064	☑

Chris Hurt- Sr. Engineer City of Raleigh Public Utilities (required)	chris.hurt@raleighnc.gov	984-272-9417	☐
Decarus Vinson- Eng. Sup. Mgr. City of Raleigh Public Utilities- optional	decarus.vinson@raleighnc.gov	919-868-0526	☐
Stephen Wolf- Dep. Fire Marshall Wake County Fire (required)	stephen.wolf@wake.gov	919-410-4682	☐
Brittany Lingle- Dep. Fire Marshall Wake County Fire – optional	brittany.lingle@wake.gov	919-856-6332	☐
Mike McLamb- Dir. Permits & Insp. Wake County Building Inspections	michael.mclamb@wake.gov	919-524-2914	☐
Randy Bennett- Permits Admin. Wake County Building Inspections (required)	randy.bennett@wake.gov	919-856-2894	☐
Jeff Womble- Engineering Specialist NCDOT - optional	ext-jlwomble@ncdot.gov	336-504-0474	☐

N/A
NO

Shawn Brennan NCDOT

Step 3) Items to review

3a. Complaints contact name: Donna Jones	Email:	Cell phone number: 919-591-4068	☐

3 b. Noise Ordinance- TA-19-05, Ordinance 2024-O-36 ○ Enforced by Rolesville Police Department ○ Blasting activity is allowed between 10:00 a.m. and 6:00 p.m. ○ Construction activity is allowed between 8:00 a.m. and 6:00 p.m. Please email the town a complete Construction Activity Notification Form at least 72 hours (3 business days) before blasting.	☐
3c. Burning- Town Code Section § 93.10 –No Open Burning and § 93.11. A Fire Service Burn Permit from the North Carolina Forest Service **does not grant permission** to burn within town limits. Contact the Rolesville Fire Department with any questions at 919-556-2064.	☐
3d. The developer or building contractor shall make visible efforts to mitigate dust transfer from the property, such as watering the dirt during dry conditions.	☐
3e. If a road or lane closure is needed, the Town of Rolesville shall approve a temporary road closure application (GovWell) no less than five (5) business days before the requested road closure. *Fees may be found in the Adopted Budget.	☐
3f. The developer or builder shall provide an on-site staging area and on-site parking. No parking shall be permitted on a Town or NCDOT public road or street. The construction entrance will be located on: Unwood -	☐

3g. A proposed sidewalk disruption plan shall be discussed with the Town of Rolesville Engineering Inspector, Bryan Baierlein, to ensure adequate accessibility for residents.	☐
3h. A closeout application (GovWell) will be required at the end of each project. Please be prepared to upload As-Builts at that time. Phase -	

Step 4) Permits	
4a) To maintain staff productivity and rapid permit processing and turnaround times, please request permit status and update information at permits@rolesvillenc.gov. A staff member will respond within one business day.	☐
4b) Permits submitted with a zero "0" address, as in 0 Main Street, will be withdrawn.	☐
4c) **All** contractors performing work will need to create an account on the Wake County Permit Portal.	☐
4d) Stub and Meter permits can be applied for on the City of Raleigh Public Utilities Permit Portal. A conditional acceptance letter must be obtained by COR PU before site work can commence.	☐
4e) The following items require separate permits: * Construction Trailer- LDO Section 5.2 Accessory Uses includes a Pump and Haul contract, if applicable. * Dumpster Enclosure * Mail Kiosks on PINs require separate permits * Retaining Walls - Each retaining wall requires a separate permit if it is located on a different PIN. * **Signs**- Development signs may not be erected until the SDP or FSP is approved and recorded. However, one construction entrance identification sign is permitted. Please review LDO Section 6.1 for important information on signage.	☐
4f) A Land Disturbance permit must be issued by Wake County before site work can commence.	

Fees:

* TOR adopted budget
* Wake County fees
* City of Raleigh Public Utilities fees

Scott? (+) Storm Drain Voluage

NVR - Builderz

HARRIS CREEK FARMS

VOLUNTARY REZONING CONDITIONS

1.The subject property shall be developed in general compliance with the map amendment (conditional rezoning) concept plan, dated 3/1/2024.

2.The development shall consist of maximum of 120 single-family detached dwelling units/lots as detailed in the map amendment (conditional rezoning) concept plan, dated 3/1/2024.

□3.Single family detached dwelling unit facade anti-monotony: in order to promote variation in home appearance, no single-family front façade shall be duplicated for three (3) lots in a row, or directly across the street. For corner lots, this shall apply to the lots diagonally across the intersection.

4.All garage doors shall either contain windows or carriage style adornments.

5.**Single-family detached dwelling units shall:**

□A. Be a minimum of 1,500 heated square feet.

B. Have cementitious siding that shall vary in type and color with brick, shakes, board and batten, or stone accents provided as decorative features.

C. Have at least two types of finishes on the front: lap siding, masonry, shakes, and board and batten.

□7.A homeowners' association (HOA) shall be created, and all open spaces observed in map amendment (conditional rezoning) concept plan, dated 3/1/2024, shall be owned and maintained by the HOA.

8.**Foundations:** All foundations are to be monolithic poured slab foundations. Top of slabs shall be elevated a minimum of 18 inches above finished grade for all dwelling units. All foundations shall be treated with masonry on the front and street-facing sides for a minimum of 10".

9.**Recreational amenities:** the following recreational amenities shall be constructed as observed in map amendment (conditional rezoning) concept plan, dated 3/1/2024. Amenities shall be built prior to the issuance of the building permit for the 70th lot.

□Public greenway (approximately 5,600 linear feet),

□private multi-use paths (approximately 410 linear feet),

□gazebos,

□playgrounds, and a

□dog park.

10. **Landscaping**. At least twenty percent (20%) of all landscaping required by the LDO, that does not already qualify under LDO Section 6.2, shall utilize plant materials that are listed as native pollinator plants by the North Carolina Wildlife Federation. Where evergreen plantings or street trees are required by the LDO, native pollinator plantings shall not be required. Such plantings shall be clearly shown in construction drawings and installed as part of subdivision infrastructure. Nothing herein shall be constructed to limit the plant materials permitted on individual residential lots.

5/9/25

□11. **Sidewalk Easement**. The development shall attempt to procure an easement from the owners of those properties with PINs 1757-48-1376 (Deed Book 19407, Page 984, Wake County Registry) and 1757-38-8408 (Deed Book 2261, Page 683, Wake County Registry), in order to provide a 5'-wide sidewalk running from the development's proposed access to Jonesville Road to the intersection with Universal Drive. If the development procures easements from both property owners, the sidewalk shall be located within said easements and constructed consistent with the Town of Rolesville Transportation Plan and shall be completed prior to the issuance of the one hundredth (100th) building permit. If the development is unable to procure an easement from either property owner prior to the issuance of the first (1st) building permit, then the development shall pay a fee-in-lieu for the sidewalk construction to the Town of Rolesville. The fee-in-lieu shall be paid prior to the issuance of the one hundredth (100th) building permit.

□12. **Universal Drive**. The development shall attempt to procure a minimum 20'-wide access easement (the "Easement") from the owner of that property with PIN 1757-38-8408 (Deed Book 2261, Page 683, Wake County Registry) for vehicular ingress and egress to and from Gideon Drive and Jonesville Road (the "Easement Area"). This Easement shall be recorded with the Wake County Registry. If the Easement is obtained and recorded, the development shall pave the Easement Area with a 20'-wide asphalt drive to meet NCDOT standard paving section of 8" of ABC base course and 2" of asphalt surface course. The paving shall be completed prior to the issuance of the development's one hundredth (100th) building permits. Following completion of the paving, the development shall be responsible for maintenance of the Easement Area; this maintenance responsibility shall expire if Universal Drive is dedicated as public right-of-way. If the development cannot obtain and record the Easement before the issuance of the first (1st) building permit, then the development shall have no obligation to perform any work described in this Condition.

□13. Prior to issuance of the first building permit for a dwelling unit, the development shall donate thirty-five thousand dollars and no cents ($35,000.00) to Homes for Heroes.

□14. **Historical Monument:** The development shall dedicate a 10-foot by 10-foot area located next to the gazebo and greenway parking area along Jonesville Road to allow the Town of Rolesville to place a historical monument related to the Jonesville area.

15. **Naming of Roads:** Prior to the naming of any public roads within the development, the property owner shall formally request suggested road names from Jonesville Community Connect and will submit those suggested names to the Post Office for approval. If the number of those approved names are equal or greater than the number of public streets within the development, the development shall exclusively use those approved road names within the development. If the number of those approved names is less than the number of public roads within the development, the development shall use all of those approved names and the property owner shall be responsible for naming the remaining public roads.

16. **Blasting:** The property owner shall comply with all Wake County and North Carolina regulations related to blasting. *See* 29 CFR 1926.900-909 & 13 NCAC 07F .0703-.0712.

Any person detonating explosives on the property shall first notify the Town of Rolesville that a blast is planned. Such notification shall be received at least twenty-four (24) hours prior to the planned detonation and shall give the time (within 30 minutes) of the planned detonation and the location where the blasting is to be done. The person detonating the explosives shall give an equivalent notice to each property owner that is located within 1000 feet of the proposed blasting location.

5/9/25

□At least 60 days prior to any blasting with explosive materials on the Property, the Property owner will notify the homeowners within 1000 feet of the property of the expected blasting and shall provide an opportunity for a pre-blasting inspection ("PBI") of the homeowner's property (including structures and wells) to establish a baseline condition of the homeowner's property. If a noticed homeowner provides a written election for a PBI and provides reasonable access to its property at reasonable times, Property owner through its consultant ("Blasting Consultant") will cause a PBI with regard to such homeowner's property to be performed prior to blasting activities. Contact information for the purpose of reporting damage caused by blasting shall be provided. If a PBI was performed and the homeowner provides notice of damage caused by blasting within 30 days following blasting, the Property owner shall cause an after blasting inspection ("ABI") to be performed and if a comparison of the PBI to the ABI indicates that damage was caused by Property owner's basting, in the reasonable opinion of the Blasting Consultant, the Property owner shall make commercially reasonable efforts to repair such damage within 180 days of following completion of blasting activities on the Property.

All blasting operations shall be covered in such manner as to prevent fragments of rock, gravel, earth, trees, or other substances or materials from being thrown against or upon lots, buildings, utility lines, or any street or highway.

Whenever blasting is being conducted in the vicinity of gas, electric, water, fire alarm, telephone, telegraph, or steam utilities, the blaster shall notify the appropriate representative of such utilities at least 24 hours in advance of blasting specifying the location and intended time of such blasting.

Hours of detonation shall be limited as provided by the Rolesville Town Code.

9-6 M-F

10-6 S

No Sun

Persons responsible for blasting operations shall maintain a record of each blast. All original blasting records shall be retained by the persons responsible for the blasting operations for at least five years following the cessation of the blasting operations and shall be available for inspection by the Fire Marshal upon request.

Reviewed and Acknowledged by the Property Owner or Applicant:

STEPHAN M. GEORGE

Printed Name

Signature

5/9/25

Date

Rolesville
Genuine Community • Capital Connection
Est. 1837

*Please email this form to:
planning@rolesvillenc.gov
mmcfarland@rolesvillenc.gov
swensman@rolesvillenc.gov
smiles@rolesvillenc.gov
TOR-PDSupervisors@rolesvillenc.gov
stephen.wolf@wake.gov
ext-jlwomble@ncdot.gov
jbutler@rolesvillenc.gov
tcroom@rolesvillenc.gov
jpoelman@rolesvillenc.gov

Construction Activity Notification Form

The Town of Rolesville Police Department enforces a noise ordinance as outlined in **Town Code Section 132.- NOISE.**

Blasting, hammering, drilling, or similar destruction of rock other than between the following hours

(g) Construction activity in a residential or business zoning district other than between the hours of **8:00 am and 6:00 pm**, except as Emergency Work.

(h) Blasting activity other than between the hours of **10:00 am and 6:00 pm**, except as Emergency Work.

Blasting Permit: If blasting is deemed necessary, please contact the **Wake County Fire Marshal's Office at 919-856-6343** for information on obtaining a permit. If a permit is granted, please **send a copy of the permit with a notification letter to town staff and the property owners** located within five hundred (500) feet of where the blasting will occur**, no less than 72 hours (3 business days)** in advance of the first detonation to ensure there is no disruption to events or traffic (e.g., year-round/traditional school carpool times).

Temporary Road Closure: Please email those listed at the top of this form **at least five (5) business days prior to** the requested closure date to ensure there is no disruption to events or traffic (e.g., year-round or traditional school carpool times, or planned roadwork).

- § 93.10 - No open *burning*.

No Open *Burning* shall be permitted within the corporate limits of the Town of Rolesville except as provided in § 93.11.

Project Name:_____ Project Address:_____

Contact Name:_____ Contact Cell Phone:_____

Roads closed:_____ _____

Blasting or Road Closure dates and times:

_____ _____ _____

ORDINANCE #2024-O-36

AN ORDINANCE TO AMEND THE TOWN OF ROLESVILLE NOISE REGULATIONS

WHEREAS, N.C. Gen. Stat. § 160A-174 grants to the Town the authority to define, prohibit, regulate, or abate acts, omissions, or conditions detrimental to the health, safety, or welfare of its citizens and the peace and dignity of the Town, and may define and abate nuisances consistent with the laws of the State of North Carolina and the protections of the United States Constitution and North Carolina Constitution; and

WHEREAS, N.C. Gen. Stat. § 160A-184 grants to the Town the authority to regulate, restrict, or prohibit the production or emission of noises or amplified speech, music, or other sounds that tend to annoy, disturb, or frighten its citizens; and

WHEREAS, the Town Board of Commissioners finds that loud and raucous noise is harmful to the health, safety, and welfare of its residents and visitors; interferes with the comfortable enjoyment of life and property; interferes with the wellbeing, tranquility, and privacy of the home; and causes and aggravates certain health problems; and

WHEREAS, the Town Board of Commissioners finds that both the effective control and the elimination of loud and raucous noise are essential to the health and welfare of the Town's residents and visitors, and to the conduct of the normal pursuits of life, including recreation, work and communication; and

WHEREAS, the Town Board of Commissioners finds that the use of amplification equipment may, in a particular manner and at a particular time and place, substantially and unreasonably invade the privacy, peace, and freedom of the Town's residents and visitors; and

WHEREAS, the Town Board of Commissioners finds that short-term easing of noise restrictions is essential to allow the construction and maintenance of structures, infrastructure, and other elements necessary for the physical and commercial vitality of the Town; and

WHEREAS, the obligation to draft regulations that affect speech in a content-neutral fashion is of paramount importance to protect the freedom of expression guaranteed by the First Amendment to the United States Constitution and by Article I, Sections 12, 13, and 14 of the North Carolina Constitution, such that this ordinance enacts narrowly drawn, content-neutral regulations that are to be interpreted as such so as not to infringe upon constitutionally protected rights; and

WHEREAS, the Town Board of Commissioners endeavors to find a balance between the activity that has become an integral part of the Town's culture and the continuing promise of comfortable enjoyment of life and property.

NOW THEREFORE, BE IT ORDAINED BY THE TOWN BOARD OF COMMISSIONERS OF THE TOWN OF ROLESVILLE, NORTH CAROLINA that:

SECTION 1. Section 130.04 of the Rolesville Town Code, titled "Unnecessary Noise" is hereby repealed in its entirety.

SECTION 2. The following language is hereby adopted as a new "Chapter 132. – Noise" to the Rolesville Town Code:

CHAPTER 132. – NOISE

§ 132.01. DEFINITIONS.

In addition to the common meanings of words, for the purpose of this Chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

Blasting. Activity involving the use of any explosive for the purpose of demolishing a structure or blasting out rock, gravel, earth, trees, or any other substance or material.

Construction. On-site erection, fabrication, installation, alteration, demolition, or removal of any structure, facility, or addition thereto, including all related activities, including, but not restricted to, clearing of land, earth moving (not to include Blasting activity), and landscaping.

Daytime Hours. - Noise

- 7:00 a.m. to 11:00 p.m., local time, Monday through Friday, except Federal Holidays.
- 8:00 a.m. to 11:00 p.m., local time, Saturday, Sunday, and Federal Holidays.

Emergency. Any occurrence or set of circumstances demanding immediate attention to engage in Emergency Work.

Emergency Work. Work made necessary to restore property to a safe condition, work required to protect, provide, or prevent Persons or property from danger or potential danger; or work by private or public utilities when restoring utility service.

Federal Holidays. Those days designated by Congress as paid holidays from work for non-essential federal workers as published annually by the U.S. Office of Personnel Management.

Nighttime Hours.

- 11:00 p.m. to 7:00 a.m., local time, Monday through Friday, except Federal Holidays.
- 11:00 p.m. to 8:00 a.m., local time, Saturday, Sunday, and Federal Holidays.

Noise Sensitive Area. Areas that include, but are not limited to, real property normally used for sleeping or normally used as a school, church, healthcare facility providing treatment requiring patient recovery, or public library.

Plainly Audible. Any sound or vibration caused by sound that can be detected by a Reasonable Person using his or her unaided hearing faculties.

Person. Any individual, corporation, partnership, firm, association, trust, estate, public or private institution, group, agency, political subdivision of this State, any other state or political subdivision or agency thereof or any legal successor, representative, agent, or agency of the foregoing.

Public Place. All walks, alleys, streets, boulevards, avenues, lanes, roads, highways, or other ways or thoroughfares dedicated to public use or owned or maintained by public authority; all grounds and buildings owned or leased by, maintained or operated by public authority.

Reasonable Person. A Person of normal and ordinary sensitivities who is within the area of the audibility or perceptibility of the noise or vibration that transmits sounds that disrupt the reasonable conduct of basic human activities, such as conversation, sleep, work, and other such activities.

Sound Source. Any Person, animal, device, operation, process, activity, or phenomenon that emits or causes sound.

Special Event. Activity operating pursuant to and in accordance with Chapter 113 of this Code.

Unreasonable Noise. "Unreasonable Noise" shall mean:

(a) The unreasonable making of, or knowingly and unreasonably permitting to be made, any sound that is an unreasonably loud, boisterous, or unusual noise, disturbance, commotion, or vibration due to bass levels or other sources from any dwelling, building, other structure, or privately-owned outdoor property, or upon any public street, park or other place or building.

(b) Any sound that is ordinary and normal to the operation of these places when conducted in accordance with the usual standards of practice, including standards for noise mitigation, and in a manner that will not unreasonably interfere with the peace and comfort of neighbors or their guest, or operators or customers in places of business, or detrimentally or adversely affect such residences or places of business, shall not be enforced as an Unreasonable Noise.

§ 132.02. SCOPE

This Chapter applies to the enforcement and control of all sound originating within the jurisdictional limits of the Town. It is of paramount importance that the enforcement of this Chapter be content-neutral to protect the freedom of expression guaranteed by the First Amendment to the United States Constitution and by Article I, Sections 12, 13, and 14 of the North Carolina Constitution, such that this Chapter enacts narrowly drawn, content-neutral regulations that are to be interpreted as such so as not to infringe upon constitutionally protected rights.

§ 132.03. GENERAL PROHIBITIONS.

(a) No Person shall make or continue to make:

(1) Any Plainly Audible Unreasonable Noise as would be determined by a Reasonable Person;

(2) Any Plainly Audible noise that unreasonably disturbs, injures, or endangers the comfort, repose, health, peace, or safety of Reasonable Persons;

(3) Any Plainly Audible noise that is so harsh, prolonged, unnatural, or unusual in time or place as to occasion unreasonable discomfort to any Reasonable Persons within the vicinity of the location from which that noise emanates, or as to unreasonably interfere with the peace and comfort of neighbors or their guests, or operators or customers in places of business, or as to detrimentally or adversely affect such residences or places of business.

(b) Factors for determining whether a sound is an Unreasonable Noise include, but are not limited to:

(1) The proximity of the sound to sleeping facilities, whether residential or commercial;

(2) The land use, nature, and zoning of the area from which the sound emanates and the area where it is received;

(3) The time of day or night the sounds occurs;

(4) The duration of the sound; and

(5) Whether the sound is recurrent, intermittent, or constant.

(c) Violation of this subsection is a misdemeanor. Any subsection may also be enforced pursuant to Section 132.07 or a combination of remedies.

§ 132.04. EXCEPTIONS.

The general prohibitions as defined in Section 132.03 shall not apply to the following sources:

(a) Emergency warning devices or safety signals;

(b) Lawn care equipment and agricultural field equipment used during the Daytime Hours;

(c) Equipment being used for Construction, provided that all equipment is operated with all standard equipment manufacturer's mufflers and noise-reducing equipment in use and in proper operating condition during Daytime Hours;

(d) Fairs, circuses, other similar public entertainment events, sanctioned sporting events, sporting activities taking place in areas set aside for such activities, or any activities normally associated with any of the above;

(e) Bells, chimes and similar devices that operate during Daytime Hours for a duration of no longer than five (5) minutes in any given period;

(f) Emergency Work;

(g) Properly installed and operating sixty-cycle electric transformers;

(h) Except as provided by Sections 132.05(d) or (f), motor vehicles operating at legal speeds on traffic ways of the Town;

(i) Properly installed and operating residential heating, ventilating, and air conditioning systems;

(j) Repairs or excavations of bridges, streets, or highways by or on behalf of the Town, the county, the state or the federal government, during Nighttime Hours when the public welfare and convenience renders it impractical to perform the work during Daytime Hours;

(k) Stadiums, arenas, and outdoor sports or entertainment facilities;

(l) Parades permitted as Special Events and spectators and participants in those parades;

(m) Outdoor events, races, festivals, or concerts on public property or public vehicular areas that are permitted as Special Events;

(n) Sound associated with the delivery of public services by the Town, county, state or the federal government; and

(o) Outdoor school and playground activities, including, but not limited to, school athletic and school entertainment events during Daytime Hours.

(p) This section establishes exceptions only to Section 132.04. The exceptions set out herein do not apply to Section 132.05 and do not authorize any Prohibited Noises regulated by Section 132.05.

§ 132.05. SPECIFIC PROHIBITIONS.

Except when specifically allowed as a part of a permitted Special Event, in addition to any other violations of this Code, the following acts are specifically declared to be prohibited noises, the emission of which shall be unlawful. Such enumeration shall not be deemed to be exclusive of other prohibited Plainly Audible Unreasonable Noises:

(a) The sounding of any horn or signal device including compression release engine or transmission braking system or any device on any automobile, truck, bus, or other vehicle while not in motion, except as a danger signal if another vehicle is approaching apparently out of control, or if in motion, only as a danger signal after or as brakes are applied and deceleration of the vehicle is intended; the creation by means of such device of any unreasonable loud or harsh sound; or the sounding of such a device for an unnecessary and unreasonable period of time.

(b) The use of any gong or siren upon any vehicle other than police, fire, ambulance, or other Emergency vehicle.

(c) The playing of any radio, phonograph, amplifier, AV receiver, stereo, tape deck, tape recorder, phone, streaming device, television, musical instrument, or similar device in such a manner or with such volume during the Nighttime Hours as to annoy or disturb the quiet, comfort or repose of any Reasonable Person in any dwelling, hotel, motel, or other type of residence.

(d) The use of any automobile, motorcycle, or other vehicle so out of repair, so loaded, so modified, or so driven as to be Plainly Audible at fifty (50) feet from any Reasonable Person so as to create unreasonably loud, grating, grinding, or rattling noise.

(e) The blowing of any steam whistle attached to any stationary boiler, except to give notice of the time to begin or stop work or as warning of danger.

(f) The discharge into the open air of the exhaust of any stationary internal combustion engine or motor vehicle, except through a muffler or other device that will effectively prevent unreasonably loud or explosive noises therefrom.

132.05

(g) Construction activity in a residential or business zoning district other than between the hours of 8:00 a.m. and 6:00 p.m. except as Emergency Work.

(h) Blasting activity other than between the hours of 10:00 a.m. and 6:00 p.m. except as Emergency Work.

(i) The creation of any Plainly Audible Unreasonable Noise within one hundred and fifty (150) feet of a Noise Sensitive Area. This section is only to be applied when an institution or sleeping area in a Noise Sensitive Area is in session or in active use.

(j) The creation of Plainly Audible Unreasonable Noise in connection with loading or unloading any vehicles, equipment, or the opening and destruction of bales, boxes, crates and containers.

(k) The creation of Plainly Audible Unreasonable Noise in connection with the shouting and crying of peddlers, barkers, hawkers, or vendors that would disturb the quiet and peace of Reasonable Persons within a residential zoning district. This section is to be applied only to those situations where the disturbance is not a result of the content of the communication, but due to the volume, location, timing, or other factors not based on content.

(l) The use of any drum, loudspeaker, or other instrument or device for the purpose of attracting attention by creation of Plainly Audible Unreasonable Noise to any performance, show or sale or display of merchandise.

(m) The conducting, operating, or maintaining of any garage or filling station, or the repair, rebuilding or testing of any motor vehicle in any residential zoning district, so as to cause Plainly Audible Unreasonable Noise to be emitted therefrom during the Nighttime Hours.

(n) The firing or discharging of firearms in a Public Place or elsewhere for the purpose of

making noise or disturbance.

(o) The keeping of any animal otherwise permitted to be kept that, by habitual or frequent sound, cry, howling, barking, squawking, meowing, or other Plainly Audible Unreasonable Noise, shall disturb the quiet, comfort or repose of a Reasonable Person.

(p) The use or operation on Public Places, Town rights-of- way, or on public vehicular areas of any sound amplifier, bullhorn, loudspeaker, public address system, or other similar device when operated in such a manner as to be Plainly Audible by a Reasonable Person during Nighttime Hours at a distance of fifty feet (50') from such a Reasonable Person, and during Daytime Hours, at a distance of three hundred feet (300') from such a Reasonable Person.

(q) The operation of any commercial establishment, including any outdoor area that is part of or under the control of the establishment, during Nighttime Hours that creates Plainly Audible noise at a distance of one hundred and fifty feet (150') from the property line of the Sound Source, and during Daytime Hours, that is Plainly Audible at a distance of three hundred feet (300') from the property line of the Sound Source.

Violation of this subsection is a misdemeanor. Any subsection may also be enforced pursuant to Section 132.07 or a combination of remedies.

§ 132.06. [RESERVED]

§ 132.07. PENALTIES FOR VIOLATION OF NOISE RESTRICTIONS.

(a) Civil Penalties:

(1) Any Person violating any of the provisions of Chapter 132 shall be subject to a civil penalty of up to two hundred fifty dollars ($250.00) for an initial violation. Each calendar day on which a continuing violation occurs shall constitute a separate violation under this subsection. For each subsequent violation occurring within twelve (12) months of any other violation, the violator shall be subject to a civil penalty of five hundred dollars ($500.00) per violation.

(2) If a Person fails to pay any civil penalty within thirty (30) days after it is assessed, the Town may recover the penalty, together with all costs allowed by law, by filing a civil action in the General Court of Justice in the nature of a suit to collect a debt. The Police Department is authorized to issue civil penalty citations to enforce this section.

(b) Injunctive and Equitable Relief:

As an additional remedy, this chapter may be enforced, either before or after the institution of any other action or proceeding authorized by this subsection, by an action for injunctive relief to restrain the violation or to obtain other equitable relief as allowed by law. The action shall be brought in the appropriate division of the General Court of Justice. The institution of an action for injunctive relief shall not relieve any party to such proceeding from any civil or criminal penalty prescribed for violations of this chapter. This chapter may also be enforced through any appropriate

equitable remedy.

(c) **Criminal Penalties:**

Any Person who violates any provision of this chapter shall be deemed guilty of a misdemeanor punishable by imprisonment not to exceed thirty (30) days or by fine not to exceed five hundred dollars ($500.00). Each day of a continuing violation shall constitute a separate violation under this subsection.

(d) **Enforcement:**

In addition to other remedies, this chapter may be enforced by any one, all, or a combination of the remedies set out herein.

SECTION 3. All laws and clauses of laws in conflict herewith are hereby repealed to the extent of said conflict.

SECTION 4. If this Ordinance or application thereof to any Person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given separate effect and to this end the provisions of this ordinance are declared to be severable.

SECTION 5. The provisions of this Ordinance shall not affect any act heretofore done, any liability incurred, any right accrued or vested, or any suit or prosecution begun or cause of action accrued prior to the effective date of this Ordinance.

SECTION 6. This ordinance shall be enforced as provided in N.C. Gen. Stat. § 160A-175 and as may otherwise be provided by the Rolesville Town Code. All criminal sanctions shall be the maximum allowed by law notwithstanding the fifty-dollar limit set forth by N.C. Gen. Stat. § 14-4(a) or similar limitations.

SECTION 7. This Ordinance shall become effective upon its adoption.

ADOPTED & EFFECTIVE: May 7, 2024

Ronnie I. Currin, Mayor

ATTEST:

Robin, E. Peyton, CMC, Town Clerk

TOWN OF ROLESVILLE INCORPORATED 1941 NORTH CAROLINA

Project: Harris Creek **Date:** Nov 16

Meeting Sign-In Sheet

Name/Company/Agency	Email	Contact Number
STEPHEN WENSMAN PLANNING DIRECTOR	swensman@rolesvillenc.gov	984-251-2363
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Sean Brennan NCDOT	sobrennan2@ncdot.gov	919-414-2250
Jacob Butler Rolesville Fire Dept	jbutler@rolesvillenc.gov	919-[redacted] 871-7801
Colin Reddy Rolesville Planning	creddy@rolesvillenc.gov	
Charlie Betancourt BMI Town Eng. Inspector	Charlie.betancourt@bolton-menk.com	(984) 302-1844
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Darrin Jones Pine Siteworks	darrinmjones88@gmail.com	919-591-4068
Bryan Harris The CSC Group	Bryan@TheCSCgrp.com	919-996-9455