

# Proceedings Of Town Council For The Month Of April

Edenton, N. C., March 28, 1968.

The Town Council of the Town of Edenton met this day in special session at 8 P. M. at the Edenton Municipal Building.

Members present: Mayor John A. Mitchener, Jr., Luther C. Parks, David G. White, Leo Katkaveck, J. D. Elliott and Tom H. Shepard.

Mayor Mitchener called the meeting to order and explained the purpose of the meeting was to receive recommendations from the Edenton Planning and Zoning Commission relative to a Zoning Ordinance change.

R. G. White, Chairman of the Edenton Planning and Zoning Commission, presented the recommendations of his Board and the only other person present was Marion Swindell of Williford Funeral Home.

Motion by J. D. Elliott, seconded by Thomas H. Shepard, unanimously carried accepting the recommendation of the Edenton Planning and Zoning Commission and amending the zoning ordinance as follows:

**Add to Section 11—Nonconforming Uses**

E. Nothing in this ordinance shall be construed to prevent the operation or establishment of off-street parking facilities, provided that such facilities are on or adjacent to, but not greater than 300 feet from, a commercial use, and provided that such facilities are to be used exclusively by that commercial establishment for the convenience of their patrons. In no case shall an off-street parking facility be established as an accessory use to a non-conforming commercial use until after the

Planning Board has made a report and recommendation to the Board of Adjustments.

Further, the Board of Adjustments shall be charged with the responsibility of approving or disapproving off-street facilities for non-conforming commercial uses only after it has received a report from the Planning Board, and the Board of Adjustments shall further stipulate the size of the facility permissible, and may require paving, drainage, screening, lighting, fencing or other improvements and requirements as they deem necessary.

Motion by J. D. Elliott, seconded by David G. White, unanimously carried approving the inclusion of a \$5,000.00 expenditure to Historic Edenton, Inc., in the 1968-69 municipal budget.

There being no further business, the meeting adjourned.

W. B. GARDNER, Administrator.

Edenton, N. C., April 9, 1968.

The Town Council of the Town of Edenton met in regular session at 8 P. M. at the Edenton Municipal Building.

Members present: Mayor John A. Mitchener, Jr., Luther C. Parks, Henry G. Quinn, David G. White, Leo Katkaveck, Thomas H. Shepard and J. D. Elliott.

Mayor Mitchener called the meeting to order and Councilman Parks gave the invocation.

Chief of Police J. D. Parrish was directed by the Mayor to investigate the need for a stop light at the intersection of Albe-marle and Oakum Streets.

Robert W. Moore, executive vice president of the Edenton Chamber of Commerce, requested the Council's permission to erect planters with suitable shrubbery on a block of the main business district. It is the intention of the Downtown Committee to test the reaction of this type of installation with the idea in mind of the Council continuing this beautification throughout the entire area, if accepted.

Motion by J. D. Elliott, seconded by David G. White, unanimously carried granting the Chamber of Commerce permission to beautify this one block area.

Mayor Mitchener made the following appointments to standing committees of the Town of Edenton:

The Code and Ordinances Review Committee: Merrill Evans, Jr., Thurston Stallings, J. B. Small, George A. Byrum and Roy L. Harrell.

The Citizens Advisory Committee: Rev. Hubert Morris, John L. Spruill, Rev. George Holmes, Ernest Kehayes, W. E. Cox, William Reeves, James C. (Pete) Dail, Henry Cuthrell, Dr. A. F. Downum, Mrs. R. E. Forehand, Raymond L. Weathers and W. H. Creecy.

The Housing Sub-committee of the Advisory Committee: James C. (Pete) Dail, John L. Spruill, William Reeves, Henry Cuthrell, Raymond L. Weathers.

The Mayor instructed the Administrator to advise the citizens of this appointment by letter.

Motion by J. D. Elliott, seconded by David G. White, unanimously carried approving the following ordinance:

An Ordinance Authorizing the Mayor of the Town of Edenton to Proclaim the Existence of a State of Emergency and To Impose Certain Restrictions During the Same.

Be it ordained by the governing body of the Town of Edenton:

Section 1. State of Emergency; Curfew Authorized.

(a) A state of emergency shall be deemed to exist whenever, during times of great public crisis, disaster, rioting, catastrophe or similar public emergency, for any reason, municipal public safety authorities are unable to maintain public order or afford adequate protection for lives or property.

(b) In the event of an

existing or threatened state of emergency endangering the lives, safety, health and welfare of the people within the Town of Edenton, or threatening damage to or destruction of property, the Mayor of the Town of Edenton is hereby authorized and empowered to issue a public proclamation declaring to all persons the existence of such a state of emergency, and in order to more effectively protect the lives and property of people within the Town, to place in effect any or all of the restrictions hereinafter authorized.

(c) The Mayor is hereby authorized and empowered to limit by the proclamation the application of all or any part of such restrictions to any area specifically designated or described within the corporate limits of the Town and to specific hours of the day or night; and to exempt from all or any part of such restrictions law enforcement officers, firemen and other public employees, doctors, nurses, employees of hospitals and other medical facilities; on-duty military personnel whether state or federal; on-duty employees of public utilities, public transportation companies, and newspaper, magazine, radio broadcasting and television broadcasting corporations operated for profit; and such other classes of persons as may be essential to the preservation of public order and immediately necessary to serve the safety, health and welfare needs of the people within the Town.

(d) The Mayor shall proclaim the end of such state of emergency or all or any part of the restrictions imposed as soon as circumstances warrant or when directed to do so by the governing body.

(e) During the existence of a proclaimed state of emergency, the Mayor may impose by proclamation any or all of the following restrictions:

(1) Prohibit or regulate the possession off one's own premises of explosives, firearms, ammunition or dangerous weapons of any kind, and prohibit the purchase, sale, transfer or other disposition thereof;

(2) Prohibit or regulate the buying or selling of beer, wine or intoxicating beverages of any kind, and their possession or consumption off one's own premises;

(3) Prohibit or regulate any demonstration, parade, march, vigil or participation therein from taking place on any of the public ways or upon any public property;

(4) Prohibit or regulate the sale of gasoline, kerosene, naphtha or any other explosive or inflammable

fluids or substances;

(5) Prohibit or regulate travel upon any public street, alley or roadway or upon any other public property, except by those in search of medical assistance, food or other commodity or service necessary to sustain the well-being of themselves or their families or some member thereof;

(6) Prohibit or regulate the participation in or carrying on of any business activity and prohibit or regulate the keeping open of places of business, places of entertainment and any other places of public assembly.

(f) Any proclamation may be extended, altered or repealed in any particular during the continued or threatened existence of a state of emergency by the issuance of a subsequent proclamation.

(g) During the existence of a proclaimed state of emergency, it shall be unlawful for any person to violate any provision of any restriction imposed by any proclamation authorized by this ordinance.

Section 2. Severability. The sections, paragraphs, sentences, clauses, words and phrases of this ordinance are severable, and, if any word, phrase, section, paragraph, sentence, clause shall be declared unconstitutional or invalid by any valid judgment or decree or any court of competent jurisdiction, the unconstitutionality or invalidity shall not affect any of the remaining phrases, words, clauses, sentences, paragraphs or sections of this ordinance.

Section 3. Penalty. The violation of any provision of this ordinance, or of any restriction imposed by any proclamation authorized by this ordinance, shall constitute a misdemeanor, punishable upon conviction by a fine not exceeding fifty dollars (\$50) or imprisonment not exceeding thirty (30) days, as provided by G. S. 14-4.

Motion by J. D. Elliott, seconded by David G. White, unanimously carried approving the following ordinance:

An Ordinance Making the Possession and Manufacture of "Molotov Cocktails" or Other Fire Bombs Unlawful and Restricting the Possession of Materials Used in Manufacturing "Molotov Cocktails" or Other Fire Bombs.

Be it ordained by the governing body of the Town of Edenton:

Section 1. Definitions. For the purposes of this ordinance, the following terms shall have the meanings herein ascribed:

(a) "Molotov Cocktail" is defined as any breakable container or any container which is designed in such a manner that upon being propelled it will at impact empty its contents, which is filled with an inflammable fluid or substance, and which is fitted with a fuse or wick.

(b) "Fire Bomb" is defined as any type of object designed or constructed so that upon being propelled it will explode or ignite its area of impact.

Section 2. Prohibited Acts. It shall be unlawful for any person or persons to manufacture, possess, transport, or use any Molotov Cocktail or other Fire Bomb.

Section 3. Possession of Materials Restricted. It shall be unlawful for any person or group of persons to possess all the items or materials needed to manufacture Molotov Cocktails or other fire bombs, other

**-- VOTE FOR --**

**Carey J. Hollowell**

Candidate for Re-election

**COUNTY COMMISSIONER**

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**...VOTE FOR...**

**H. B. (Brad) Williford, Jr.**

**... for ...**

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