

CHAPTER 3-A

ORDINANCE REGULATING AMUSEMENT PARKS, OUTDOOR EVENTS AND CROWD GATHERING ACTIVITIES INCLUDING MOTOR VEHICLE RACES AND COMMERCIAL RACETRACKS THAT OCCUR ON A SCHEDULED BASIS OR ON A DAILY BASIS

SECTION 3A-1. Purpose

The purpose of this article is to regulate amusement parks, outdoor performances and events, commercial racetracks, commercial amphitheaters and other outdoor activities that take place or are sponsored on a regular schedule or are used by consumers pursuant to rental agreements.

SECTION 3A-2. Definition

An outdoor place of amusement, outdoor performances and events, and crowd-gathering activities, shall mean those commercial activities that are generally held outdoors on property that is individually owned and on which events are regularly scheduled for public or private use.

SECTION 3A-3. Racetracks

The following regulations will pertain to any commercial racetracks that operate for profit and which hold regularly scheduled motor vehicle races.

3A-3-1. Mufflers During any and all motor vehicle races held at any racetrack, the vehicles shall have a "stock" muffler.

3A-3-2. Time: All races shall end or before 11:00 p.m.

3A-3-3. Lights: All lights that shine light off of the premises of the racetrack property shall be turned off no later than midnight.

3A-3-4. Practice: During the week prior to a scheduled race, all practice shall be held on Wednesday from 9:00 a.m. until 7:00 p.m. and Friday from 9:00 a.m. until 9:30 p.m. All lights that shine off the premises of the racetrack property shall be turned off no later than 8:00 p.m. on Wednesdays and 10:30 p.m. on Fridays.

3A-3-5. Practice: During non-race weeks, any and all practice shall be held on Wednesday of each week from 9:00 a.m. to 7:00 p.m., and all lights that shine off the premises of the racetrack shall be turned off by 8:00 p.m.

3A-3-6. Signs for Race: All sign placement advertising races or the race tract within the Town of Pelletier or within the extraterritorial jurisdiction of the Town of Pelletier shall be approved by the Town Mayor or the Mayor's designee prior to placement.

3A-3-7. Notification of Race for Traffic Control: The racetrack owner shall be responsible to notify the Sheriff, County Fire and EMS, and North Carolina Highway Patrol regarding the date and time of any race, and the racetrack owner shall be responsible for obtaining persons to direct traffic to and from the public highways and onto the racetrack

facilities in those areas that are designated by the Sheriff, the North Carolina Highway Patrol, the County Fire and EMS or the Town of Peletier. Any violation of this section will be subject to a fine of up to \$500.00 against the racetrack owner as imposed by the Board of Commissioners of the Town.

3A-3-8. Fines: If any of the required time and date limits described above for races, practices or the extinguishment of lights are violated, the Town may fine the racetrack owner up to the sum of \$500.00 for every minute or part of a minute that the ordinance is violated. A decision of the town commissioners regarding the amount of the fine up to \$500.00 a minute shall be final.

If any sign that is placed within the Town or its extraterritorial jurisdiction without approval or in an unapproved area of the Town or its jurisdiction, the owner and/ or sponsor of the race being held will be subject to a fine of up to \$50.00 a day as determined by the Board of Commissioners.

If any racetrack owner fails to comply with Section 3A-3-7, the owner may be fined up to \$500.00 for each violation as determined by the Board of Commissioners.

3A-3-9. Miscellaneous: Racetracks shall be subject to the provisions of Section 3-5 of this Ordinance.

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This **Ordinance Regulating Racetracks** was duly adopted by the town Board of Commissioners of the Town of Peletier, North Carolina on the 9th day of November, 2020 on motion by Commissioner David Bragg, seconded by Commissioner Jan Taylor, and approved on a vote of 4 in favor and 1 against.

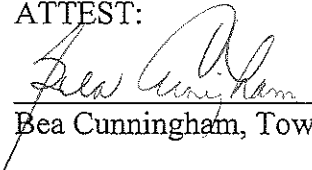
This 9th day of November, 2020.

Town of Peletier

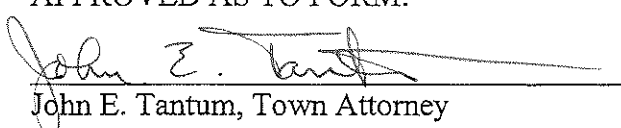
By: 

Dale Sowers, Mayor

ATTEST:


Bea Cunningham, Town Clerk

APPROVED AS TO FORM:


John E. Tantum, Town Attorney