

## City Code Update (SB 300)

### Civil and Criminal Enforcement and Penalties

Ordinances affected by S.L. 2021-138 (SB 300 - Criminal Justice Reform Act) which decriminalized most local ordinances beginning on December 1, 2021. Council must adopt revised ordinances by removing criminal enforcement where prohibited and by specifically adding it in the proposed sections to pursue the criminal fines and enforcement option, when applicable. Civil fines, citations and enforcement remain available for all City Code violations.

(By law)	(Proposed)	(Proposed)
Prohibited from Criminalizing	Civil Enforcement	Criminal Fines and Enforcement
Land Use ( <i>Planning</i> ) -Planning & regulation related	General Penalty ( <i>Applies to all city ordinances</i> ) (Sec. 2-21)	Animal Care & Control ( <i>CMPD</i> ) -Animal Bites -Biting or Attacking -Nuisance
Businesses and Trades ( <i>CMPD</i> ) -Sexually Oriented Businesses -Tryon Street Vendors -Towing -Licenses (business permits) -Hotel and Motels	<i>All other ordinances, including Zoning</i>	Aviation ( <i>Airport</i> ) -Commercial permits --Ground Transportation
Taxis ( <i>CMPD</i> )		Dancehalls ( <i>CMPD</i> )
Curb Cuts ( <i>CDOT</i> )		Fire Prevention/Protection ( <i>CFD</i> )
Building Setback Lines ( <i>Planning</i> )		Health and Sanitation ( <i>Code Enforcement</i> ) -Public Health Nuisances
Trees ( <i>General Services</i> )		Playing or Loitering on Railroad Property
Outdoor Advertising ( <i>Planning</i> )		Offenses and Misc. Provisions ( <i>CMPD</i> ) -Shooting (within city limits) -Possession of Dangerous Weapons (on city property) -State of Emergency -Noise -Youth Protection/Juveniles -Carnivals -Camping (on public property) -Kindling Bonfires
Solar Collectors ( <i>Storm Water Services</i> )		
Cisterns and Rain Barrels ( <i>Storm Water Services</i> )		