

ORDINANCE NUMBER: 8194

**AN ORDINANCE REMOVING FROM THE CITY CODE CERTAIN PROVISIONS  
THAT HAVE BEEN PREEMPTED AND INVALIDATED BY STATE LAW**

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**WHEREAS**, several ordinances that have been preempted and invalidated by various State laws over the past ten years remain published in the Charlotte City Code; and

**WHEREAS**, the continued publication of preempted and invalidated ordinances can, at a minimum, cause confusion and misunderstanding; and

**WHEREAS**, the City Council has determined that the City Code should accurately reflect ordinances that remain valid and in effect; and

**WHEREAS**, in the event that the North Carolina General Assembly grants or restores the authority of the City to enact ordinances on the matters that were the subject of the preempted and invalidated ordinances, the City Council could enact new ordinances.

**NOW THEREFORE, BE IT ORDAINED** by the City Council of the City of Charlotte, North Carolina, that:

Section 1. Having been preempted and invalidated by S.L. 2006-151, Article II of Chapter 6 is hereby removed from the City Code.

Section 2. Having been preempted and invalidated by S.L. 2016-3, Article III of Chapter 12, subsections (1) and (2) of Sec. 12-81, and Sec. 12-82 are hereby removed from the City Code.

Section 3. Having been preempted and invalidated by S.L. 2014-3, s.12, the following sections, subsections, schedules, and schedule classifications are hereby removed from the City Code:

- a. Sec. 13-31
- b. Sec. 13-34
- c. Subsection (c) of Sec. 13-35
- d. Sec. 13-37
- e. Subsections (c) and (d) of Sec. 13-39
- f. Subsection (a) of Sec. 13-43
- g. Schedule A in its entirety
- h. All of the classifications of Schedule B other than (126), (265), (300), and (373)
- i. All of the classifications of Schedule C other than (202) and (341)

Section 4. Having been preempted and invalidated by S.L. 2016-3, subsection (i) of Sec. 22-31 are hereby removed from the City Code.

Section 5. This ordinance shall be effective upon adoption. However, should S.L. 2016-3 not be repealed in its entirety by December 31, 2016, this ordinance shall not be valid.

Approved as to form

  
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City Attorney

**CERTIFICATION**

I, Emily A. Kunze, City Clerk of the City of Charlotte, North Carolina, DO HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted by the City Council of the City of Charlotte, North Carolina, in regular session convened on the 19th day of December, the reference having been made in Minute Book 141, and recorded in full in Ordinance Book 60, Page(s) 467-468.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, the 19th day of December, 2016.



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Emily A. Kunze, Deputy City Clerk

