

1 **AN ORDINANCE OF THE CURRITUCK COUNTY BOARD OF COMMISSIONERS**
2 **AMENDING SECTION 10-66 OF THE CURRITUCK COUNTY CODE SECTION**
3 **REGULATING MOTOR VEHICLE TIRE PRESSURE ON THE COUNTY'S BEACH**
4 **STRAND OR FORESHORE TO ADD CLARIFYING LANGUAGE**

5 WHEREAS, pursuant to N.C. Gen. Stat. §153A-121 a county may by ordinance define,
6 regulate, prohibit, or abate acts, omissions, or conditions detrimental to the health, safety, or
7 welfare of its citizens and the peace and dignity of the county; and

8 WHEREAS, driving on sand with improperly inflated tires can lead to greater chance of
9 sinking into the sand and rutting of the beach strand and foreshore; and

10 WHEREAS, pursuant to Section 1 of Chapter 875 of the 1985 Session Laws the county
11 may by ordinance regulate, restrict, and prohibit the use of dune or beach buggies, jeeps,
12 motorcycles, cars, trucks, or any other form of power-driven vehicle specified by the county's
13 governing board on the foreshore, beach strand and barrier dune system; and

14 WHEREAS, on May 15, 2017 the Board of Commissioner adopted an ordinance
15 amending the Currituck County Code of Ordinances to regulate tire pressure for motor vehicles
16 operating on the county's beach strand or foreshore and it is necessary to modify the ordinance to
17 add clarifying language.

18 NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners for the
19 County of Currituck, North Carolina as follows:

20 PART I. Section 10-66 of The Code of Ordinances, Currituck County, North Carolina is
21 amended to read as follows:

22 **Sec. 10-66. Motor vehicle tire pressure.**

23 No person shall drive or operate a motor vehicle on the beach strand or foreshore with
24 tires containing air pressure exceeding the following pounds per square inch (p.s.i.):

25 (a) 20 p.s.i. for motor vehicles ~~weighing less than three-quarters of a ton~~ with curb
26 weight of less than 5,000 pounds. ~~or~~

27 ~~(b) 30 p.s.i. for motor vehicles weighing between three-quarters of a ton and one ton.~~

28 (b) Motor vehicles weighing more than one ton shall maintain tire p.s.i. not greater than
29 that required for safe travel for motor vehicles with curb weight greater than 5,000
30 pounds.

31 PART II. All ordinances or parts of ordinances in conflict with this ordinance are hereby
32 repealed.

33 PART III. This ordinance is effective May 1, 2018.

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35 ADOPTED this 16th day of October, 2017.

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Bobby Hanig, Chair
Board of Commissioners

ATTEST:

Leeann Walton, Clerk to the Board

APPROVED AS TO FORM:

Donald I. McRee, Jr., County Attorney

Date adopted: _____
Motion to adopt by Commissioner _____
Second by Commissioner _____
Vote: _____ AYES _____ NAYS