



**JACKSON COUNTY ORDINANCE
PROHIBITING REGISTERED SEX OFFENDERS
IN JACKSON COUNTY'S PARKS OR RECREATION FACILITIES**

Adopted September 17, 2007

ARTICLE 1. GENERAL

Section 101. Title

This chapter shall be known and cited as "ordinance prohibiting registered sex offenders in Jackson County's parks or recreation facilities of Jackson County, North Carolina".

Section 102. Authority and Enactment Clause

Pursuant to the authority conferred by Chapter 153A-169 of the General Statutes of the State of North Carolina, the Board of Commissioners of Jackson County hereby ordain and enact into law these articles and sections.

Section 103. Jurisdiction

On and after the date of adoption, these regulations shall apply to all Jackson County Public Parks recreation trails, and campgrounds in Jackson County, North Carolina and outside the planning jurisdiction of an incorporated municipality, as established pursuant to G.S. 160A-360.

ARTICLE 2. PURPOSE

Section 201. Purpose

Jackson County owns and maintains land in the county designated for public purposes, county parks,

recreation trails, and campgrounds for the peaceful use and enjoyment of children residents and visitors. This ordinance provides rules to promote the general welfare and safety of the people of Jackson County and reduces the opportunity for sexual predators to make use of the public spaces for criminal intent.

ARTICLE 3. REGULATION OF USE

Section 301. Unlawful Activity

It shall be unlawful for any registered sex offender to knowingly enter into or on any public parks, recreation trails, and campgrounds owned, operated or maintained by Jackson County.

Section 302. Notices:

The Parks and Recreation Director shall be charged with posting this regulation at the main entrance of each park within five (5) days of the passage of this Ordinance.

ARTICLE 4. DEFINITIONS

Section 401. Definitions

Public Park. Any publicly owned or maintained land which is designated by Jackson County as a public park or recreation facility.

Registered Sex Offender. An individual who is registered by any state or federal agency as a sex offender listing, including, but not limited to, the sex offender registry established in Article 27A of North Carolina General Statute Chapter 14.

ARTICLE 5. PENALTIES

Section 501. Penalties for Violation of this Ordinance

Any person who is found in violation of this ordinance shall be guilty of a misdemeanor punishable by a fine of not less than \$500.00 and/or imprisonment for not more than 30 days, in the discretion of the court, as provided in GS 153A-123.

Each and every violation shall constitute a separate offense.

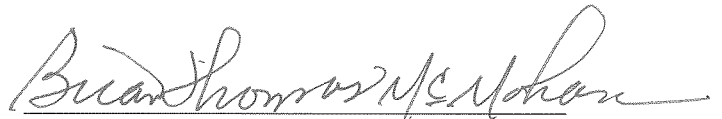
ARTICLE 6. SEVERABILITY

Section 601. Severability:

If any section, subsection, paragraph, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed severable and such holding shall not affect the validity of the remaining portions hereof.


ARTICLE 7. ADOPTION AND EFFECTIVE DATE

This ordinance shall take effect and be in force from and after its adoption on the 17th day of September, 2007.



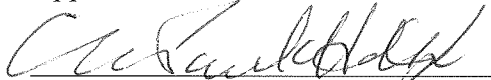
Brian Thomas McMahan, Chairman
Jackson County Board of Commissioners

Attest:



Evelyn Baker, Clerk

Approved as to Form:



W. Paul Holt, Jr., County Attorney