

CHAPTER 1  
GENERAL PROVISIONS

Sec. 1-1. Definitions

Unless otherwise specifically provided or unless otherwise clearly required by the context, the words and phrases defined below shall have the meaning indicated when used in this code:

- (a) Council: The Council of the City of Archdale.
- (b) Code: The Code of Ordinances of the City of Archdale.
- (c) Person: An individual, trustee, executor, other fiduciary, corporation, firm, partnership, association, organization, or other entity acting as a unit.

Sec. 1-2. How Code Cited

The ordinances embraced in this and the following chapters shall constitute and may be cited as "The Code of Ordinances of the City of Archdale: or more simply as "The Archdale Code."

Sec. 1-3. Matters Included in and Excluded from Code

This code includes all ordinances that are continuing or permanent in nature and or general application (with the following exceptions) and excludes most ordinances relating to boundaries, zones, or locations that must be shown on map, as well as those ordinances intended to have only a temporary effect or that must be adopted on an annual basis. Without limiting the foregoing, the code excludes the following:

- (a) The annual budget ordinance and any amendment thereto;
- (b) Any ordinance making an assessment;
- (c) Any ordinance opening relocating, closing, altering or naming any street or alley;
- (d) Any ordinance relating to zoning map changes;
- (e) Any ordinance relating to the corporate limits;
- (f) Any ordinance relating to the classification, salaries, compensation or bonds of city officers or employees or members of boards or commissions;
- (g) Any franchise ordinance;
- (h) Any ordinance authorizing the issuance of bonds.

Sec. 1-4. Effect of Repeal or Expiration of Code Provisions

- (a) The repeal of any provision of this code or its expiration by virtue of any provision contained herein shall not affect any right accrued, any offense committed, any penalty or punishment incurred or any proceeding commenced before the repeal took effect or the provision expired.
- (b) Whenever an ordinance that repeals a provision of this code is itself repealed, the previous code provision shall not be revived without express words to that effect.

Sec. 1-5. New Provisions Considered Continuations of Similar Existing Provisions

Whenever this code is amended by adopting new provisions, insofar as these new provisions are the same in substance as the previously adopted provisions they amend or supersede, they shall be considered as continuations thereof and not as new enactments unless otherwise specifically provided.

Sec. 1-6. References to General Statutes that are Later Amended

Whenever any provision of this code refers to or cites a section of the General Statutes of the State of North Carolina and that section is later amended or superseded, the code provision shall be deemed amended to refer to the amended section or the section that most nearly corresponds to the superseded section.

Sec. 1-7. Penalties

Penalties for violation of the various provisions of each chapter not set forth in the respective chapters are governed by NCGS 14-4.

Sec. 1-8. Severability

It is hereby declared to be the intention of the council that the sections, paragraphs, sentences, clauses and phrases of this code are severable, and if any such section, paragraph sentence, clause or phrase is declared unconstitutional or otherwise invalid by any court of competent jurisdiction in a valid judgment or decree, such unconstitutionality or invalidity shall not affect any of the remaining sections, paragraphs, sentences, clauses, or phrases of this code since the same would have been enacted by the council without the incorporation in this code of any such unconstitutional or invalid section, paragraph, sentence, clause, or phrase.

Sec. 1-9. Miscellaneous

- (a) Words importing the masculine gender include the feminine and neuter.
- (b) Words used in the singular include the plural and words used in the plural include the singular.

- (c) Whenever a section, subsection, subdivision, or sentence begins with "As provided in NCGS \_\_\_\_\_" what follows is a summary of the General Statute section cited. It is included for information only, and any violation of the cited section will be punished as provided by state law.