

STATE OF NORTH CAROLINA  
COUNTY OF HENDERSON

**Notice of Violation and Declaration of Public Nuisance**

Name of Violator / Property Owner: \_\_\_\_\_  
Street Address: \_\_\_\_\_  
PIN Number: \_\_\_\_\_

On or about the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_, in the County of Henderson a violation of Henderson County Nuisance Ordinance Section 52 did occur by:

- 52-.03 A. Improper sewage disposal to such degree that sewage or effluent is discharging onto the surface of the ground, backing up into a structure, or discharging into a body of water.
- 52-.03 B. An unsecured opening caused by improperly abandoned cistern, well pit, sewage treatment system, unused or non-maintained swimming pool, mine shaft or tunnel.
- 52-.03 C. Failure to keep waste, refuse, or garbage in an enclosed building or properly contained in a closed, insect and rodent-proof container.
- 52-.03 D. Accumulation of carcasses of animals, birds, or fish by failing to bury or otherwise dispose of in a sanitary manner within 24 hours after death.
- 52-.03 E. Significant outdoor storage of solid waste.
- 52-.03 F. Accumulations of rubbish or junk as to become dangerous or injurious to the health and safety of any individual or to the public.
- 52-.03 G. Any junked motor vehicles without a current Vehicle Restoration Permit and/or any abandoned manufactured home.
- 52-.03 H. Infestations of flies, fleas, cockroaches, lice, rats, mice, fly larvae, hookworm larvae or other insects, parasites or vermin.
- 52-.03 I. Breeding grounds which support mosquito larvae and mosquitoes.
- 52-.03 J. Use of a Recreational Vehicle as a primary residence with out permitted electric, water and sewage connections.
- 52-.03 K. Recreational vehicles used to store solid waste.
- 52-.04 A. Improper outdoor storage location violation for zoning purposes.
- Other Zoning Violation (Chpt 42): \_\_\_\_\_
- Solid Waste Violation (Chpt 95): \_\_\_\_\_

Furthermore the property mentioned above is hereby declared a Public Nuisance by Henderson County Code Enforcement Services and will remain so until the specific problem(s) is/are abated and approved by Code Enforcement Services at which time the Declaration of Public Nuisance will be dismissed. It is your responsibility to abate the existing problem on the property.

You have \_\_\_\_ days, ending on \_\_\_ / \_\_\_ / \_\_\_, to abate the current nuisance. Failure to legally abate the nuisance could result in a warrant being issued against you. Each day that the violation exists past the allotted time period constitutes a separate violation. Violation of this ordinance is a class 3 Misdemeanor, per Section 1-14 of the Henderson County Code for criminal violation and/or \$50 per day per violation for civil violation.

As the owner, occupant or person in control of the property mentioned it is your responsibility to bring the property into compliance with Henderson County Ordinances. You are hereby ordered to bring the property into compliance by remedying the nuisance in a legal manner and notifying the Henderson County Code Enforcement Department once completed. If the property is not abated or remedied in accordance with this order, Henderson County will have the nuisance abated or removed at the expense of the owner under the provisions of North Carolina Statute 153A-132 and this ordinance.

**Right to appeal:** As the owner of occupant of the property, you may appeal this Declaration by filing a written request with the Zoning Board of Adjustment for an administrative hearing within ten calendar days of receiving this notice. Correspondence may be made by mail to 100 N King St. Hendersonville, NC 28792.

**Please contact Officer: \_\_\_\_\_ as soon as possible at 828-\_\_\_\_\_.**

\_\_\_\_\_  
Zoning Enforcement Officer                      Date                      ID#