

## ORDINANCE NO. 2024-12

**AN ORDINANCE TO AMEND CHAPTER 20, INFRACTIONS, PENALTIES FOR, OF THE CODE OF THE TOWN OF MYERSVILLE, TO REVISE THE FINES SCHEDULE; TO REVISE THE MANNER IN WHICH THE FINES SCHEDULE MAY BE AMENDED; TO INCREASE THE MAXIMUM FINE THAT MAY BE IMPOSED BY THE TOWN FOR A MUNICIPAL INFRACTION; AND TO UPDATE REFERENCES WITHIN THIS CHAPTER.**

**SECTION I. BE IT ENACTED AND ORDAINED**, by the Mayor and Council of the Town of Myersville that Chapter 20 “Infractions, Penalties For, of the Code of the Town of Myersville be, and hereby is, amended as hereinafter provided. New language is designated by being **IN BOLD CAPITAL LETTERS**, and deletions are designated by being ~~{in brackets and stricken through}~~.

Chapter 20 – Infractions, Penalties For

Article I – Municipal Infraction Procedures

### **§ 20-1. Identification of municipal infractions.**

{Unchanged}

### **§ 20-2. Issuance of citation for municipal infractions.**

The procedure for the issuance of municipal infractions shall be the procedure set forth in ~~Article 23A, § 3(b)~~ **THE LOCAL GOVERNMENT ARTICLE** of the Annotated Code of Maryland, or corresponding future provisions thereof. In the event of a conflict between the provisions of ~~Article 23A, § 3(b)~~, **THE LOCAL GOVERNMENT ARTICLE** and the provisions of this chapter, the provisions of ~~Article 23A, § 3(b)~~ **THE LOCAL GOVERNMENT ARTICLE**, shall apply.

Those representatives authorized by the Mayor and Council to enforce Town ordinances may deliver a citation to any person alleged to be committing a municipal infraction. The issuing representative shall file copies of any such citation in the office of the Mayor and Council.

Citations issued under this article shall contain the following information:

The representative’s certification attesting to the truth of the matter set forth in the citation.

Name and address of the person charged.

The nature of the infraction.

The location and time that the infraction occurred.

The amount of the infraction fine assessed and the amount which shall be due upon failure to make timely payment.

The manner, location and time in which the fine may be paid to the municipality.

The right of the accused to elect to stand trial for the municipal infraction.

The effect of failing to pay the assessed fine or demand a trial within the prescribed time.

**§ 20-3. Payment of fine.**

{Unchanged}

**§ 20-4. Formal hearing not required.**

{Unchanged}

**§ 20-5. Election to stand trial.**

{Unchanged}

**§ 20-6. Failure to pay fine.**

{Unchanged}

ARTICLE II - Penalties

**§ 20-7. General misdemeanor penalties.**

{Unchanged}

**§ 20-8. General municipal infraction penalties.**

The general penalty for commission of a municipal infraction shall not exceed ~~\$400~~ **\$1,000**, unless another fine has been enumerated.

**§ 20-9. Continuing violations.**

{Unchanged}

**§ 20-10. Schedule of fines for municipal infractions.**

The following schedule of fines shall be set for each municipal infraction:

<del>Class of Infraction</del>	<del>Initial Offense</del>	<del>Repeat Offense</del>
<del>Class A</del>	<del>\$400</del>	<del>\$400</del>
<del>Class B</del>	<del>\$250</del>	<del>\$400</del>
<del>Class C</del>	<del>\$250</del>	<del>\$400</del>
<del>Class D</del>	<del>\$150</del>	<del>\$300</del>
<del>Class E</del>	<del>\$100</del>	<del>\$200</del>
<del>Class F</del>	<del>\$50</del>	<del>\$100</del>
<del>Class G</del>	<del>\$25</del>	<del>\$70</del>
<del>Class H</del>	<del>\$10</del>	<del>\$20</del>

<b>CLASS OF INFRACTION</b>	<b>INITIAL OFFENSE</b>	<b>REPEAT OFFENSE</b>
<b>CLASS A</b>	<b>\$1,000</b>	<b>\$1,000</b>
<b>CLASS B</b>	<b>\$500</b>	<b>\$1,000</b>
<b>CLASS C</b>	<b>\$500</b>	<b>\$1,000</b>
<b>CLASS D</b>	<b>\$250</b>	<b>\$500</b>
<b>CLASS E</b>	<b>\$150</b>	<b>\$250</b>
<b>CLASS F</b>	<b>\$100</b>	<b>\$150</b>
<b>CLASS G</b>	<b>\$50</b>	<b>\$100</b>
<b>CLASS H</b>	<b>\$25</b>	<b>\$50</b>

~~§ 20-11. Amendments to fines.~~

~~The Mayor and Council may amend the Schedule of Fines for Municipal Infractions, including the maximum fine for a municipal infraction, by resolution.~~

**INTRODUCED** on the \_\_\_\_ day of \_\_\_\_\_, 2024.

**ENACTED AND APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2024 by a vote of \_\_\_\_  
for, \_\_\_\_against, \_\_\_\_absent and \_\_\_\_abstaining.

**ATTEST:**

**MAYOR AND COUNCIL OF THE  
TOWN OF MYERSVILLE**

\_\_\_\_\_  
Kathy Gaver, Town Clerk

By: \_\_\_\_\_(SEAL)  
Mark Hinkle, Mayor