

Chapter 1 GENERAL PROVISIONS

Sec. 1-12. Mandatory Penalty and Fees; Disposition and Use of Fees.

1. Mandatory Penalty. Unless a lesser maximum penalty or a specific penalty is established by ordinance for a particular offense, the maximum penalty for violation of any municipal ordinance shall be as follows:
 - (1) Except for those violations of ordinances described in subsections 1-2 and 1-3 of this section, a fine of not more than five hundred dollars (\$500.00) or imprisonment for not more than ninety (90) days or both;
 - (2) For violations of an ordinance prohibiting driving a motor vehicle while under the influence of intoxicating liquor or drugs, a fine of not more than nine hundred and ninety-nine dollars (\$999.00) or imprisonment for not more than one hundred seventy-nine (179) days or both; and
 - (3) For violations of a industrial user waste-water pretreatment ordinance as required by the United States Environmental Protection Agency, a fine of not more than nine hundred and ninety-nine dollars (\$999.00) a day for each violation.
(Code 2007, 1-12-1)

2. Specific Penalty Schedule. A fine and fee schedule for specific penalties.
 - (1) *Traffic and Offenses*. In reference to Chapter 12 and 24.
 - (2) *Alcohol*. In reference to Chapter 4.
 - (3) *Animals*. In reference to Chapter 5.
 - (4) *Tobacco*. In reference to Chapter 10.
 - (5) *Nuisances*. In reference to Chapter 14.

Citing	Title	Appearance Required	Fine Amount	Court Costs	Total Fine
14-28	Prohibited (Abandoned, Wrecked, Dismantled or Inoperative Motor Vehicles)	Yes		Set Hearing	
14-62	Declaration of Nuisance; Unlawful (Accumulation of Junk, Trash and Refuse)	Yes		Set Hearing	
14-63	Disposal Restricted Generally (Littering)	Yes		Set Hearing	
14-64	Unsanitary Premises	Yes		Set Hearing	
14-65	Hazardous Premises	Yes		Set Hearing	
14-66	Accumulation of Solid Waste	Yes		Set Hearing	
14-67	Storage on Private Property	Yes		Set Hearing	
14-68	Weeds, Responsibility of Owner	Yes		Set Hearing	

(Code 2007, 1-12-2, Ord. 2007-346)

3. Mandatory Fees Collected Upon Conviction. In addition to any fine or imprisonment described in Sections 1-12-1 and 1-12-2 above, there is imposed upon any person convicted of violating any municipal ordinance the penalty for which carries a potential jail term or any ordinance relating to the operation of a motor vehicle the following mandatory fees:

- (1) A corrections fee of ten dollars (\$10.00);
- (2) A judicial education fee of one dollar (\$1.00); and
- (3) A court automation fee of six dollars (\$6.00).

As used in this section, "convicted" means the defendant has been found guilty of a criminal charge by the municipal judge, either after trial, a plea of guilty or a plea of nolo contendere, or has elected to pay a penalty assessment in lieu of trial.
(Code 2007, 1-12-3)

4. Disposition and Use of Fees Collected.

- (1) All corrections fees collected shall be deposited in a special corrections fund in the municipal treasury and shall be used only for municipal jailer training, for construction planning, construction, operation and maintenance of the municipal jail, for paying the costs of housing the municipality's prisoners in other detention facilities in the state, or for complying with match or contribution requirements relating to jails.
- (2) All judicial education fees collected shall be remitted monthly to the state treasurer for credit to the judicial education fund and shall be used for the education and training including production of bench books and other written materials; of municipal judges and other municipal court personnel.
- (3) All court automation fees collected shall be remitted monthly to the state treasurer for credit to the municipal court automation fund and shall be used for the purchase and maintenance of court automation systems in the municipal courts. The court automation systems shall have the capability of providing, on a timely basis, electronic records in a format specified by the judicial information system council.
(Code 2007, 1-12-4)