

IN AND FOR THE CITY OF BROOKINGS
STATE OF OREGON
ORDINANCE 16-O-757

IN THE MATTER OF ORDINANCE 16-O-757, AN ORDINANCE AMENDING VARIOUS SECTIONS OF THE BROOKINGS MUNICIPAL CODE TO BRING THEM INTO CONFORMITY WITH CHAPTER 1.05, GENERAL PENALTY

Sections:

- Section 1. Ordinance identified.
- Section 2. Amends Section 3.10.180
- Section 3. Amends Section 5.05.240
- Section 4. Amends Section 5.10.120
- Section 5. Amends Section 9.10.020
- Section 6. Amends Section 12.30.050(A)
- Section 7. Deletes Section 13.05.250(F)

The City of Brookings ordains as follows:

Section 1. Ordinance Identified. This ordinance amends Sections 3.10.180, 5.05.240, 5.10.120, 9.10.020 and 12.30.050(A) of the Brookings Municipal Code.

Section 2. Amends Section 3.10.180 : Section 3.10.180 Transient Occupancy Tax, Misdemeanor is amended to read as follows:

Any person willfully violating any of the provisions of this chapter shall be guilty of a misdemeanor and may be punishable pursuant to Chapter 1.05 BMC, General Penalty [Ord. 12-O-704 § 2; Ord. 09-O-624 § 2,] or by imprisonment in the city or county jail for a period of not more than six months or by both such fine and imprisonment. [Ord. 80-O-342 § 20.]

Section 3. Amends Section 5.05.240 : Section 5.05.240 Business Licenses, Penalty is amended to read as follows:

Any person or persons, association of persons, firm, corporation, or any agent or representative thereof who shall engage in or carry on a business within the corporate limits of the city of Brookings, without having first applied for a license, paid the fee therefore, and obtained a license certificate in accordance with the provisions of this chapter, shall be deemed in violation of this chapter and shall, upon conviction thereof, be punishable pursuant to Chapter 1.05 BMC, General Penalty [Ord. 12-O-704 § 2; Ord. 09-O-624 § 2] and no license shall be issued to any person convicted hereunder until the full amount of any fine imposed hereunder shall have been first paid. Each business day during which any business activity continues to be conducted in violation of this chapter shall be deemed a separate offense. [Ord. 96-O-518 § 24.]

Section 4. Amends Section 5.10.120 : Section 5.10.120 Taxicabs, Penalty for Violation is amended to read as follows:

Any person, firm or corporation operating a taxicab or taxi service for hire within the corporate limits of the city of Brookings who has not complied with the terms and provisions of this chapter shall be guilty

of a violation of this chapter and, upon conviction thereof, shall be punishable pursuant to Chapter 1.05 BMC, General Penalty [Ord. 12-O-704 § 2; Ord. 09-O-624 § 2.]

Section 5. Amends Section 9.10.020 : Section 9.10.020 Criminal Code, Offenses, Penalty is amended to read as follows:

Any person violating any of the provisions of this chapter shall, upon conviction thereof, be punishable pursuant to Chapter 1.05 BMC, General Penalty [Ord. 12-O-704 § 2; Ord. 09-O-624 § 2,] or by both such fine and imprisonment. [Ord. 82-O-367 § 2; Ord. 51-O-013 § 2.]

Section 6. Amends Section 12.30.050(A) : Section 12.30.050(A) Skate Park Guidelines and Rules, Fines and Forfeitures is amended to read as follows:

The fine for a first offense under this chapter shall be \$50.00, the second violation shall be \$100.00 and the third or subsequent violation shall be punishable pursuant to Chapter 1.05 BMC, General Penalty [Ord. 12-O-704 § 2; Ord. 09-O-624 § 2.]

Section 7. Deletes Section 13.05.250(F) : Section 13.05.250(F) Public Services, Water Curtailment, Penalties is deleted.

First Reading:	<u>5/9/16</u>	Passage:	<u>5/9/16</u>
Second Reading:	<u>5/9/16</u>	Effective Date:	<u>6/7/16</u>

Signed by me in authentication of its passage this 11th, day of May, 2016

ATTEST:

Ron Hedenskog
Mayor Ron Hedenskog

Teri Davis
City Recorder Teri Davis