

ORDINANCE NO. 18-09

AN ORDINANCE REVISING ORDINANCE 1.010 RELATING TO PENALTIES AND THE ADDITION OF CITY CODE 6.380 RELATING TO ENHANCED FINE ZONES

THE CITY OF ASTORIA DOES ORDAIN AS FOLLOWS:

**Section 1. Addition of Astoria City Code 6.380** Astoria City Code section 6.380 is added to read as follows:

ENHANCED FINE ZONES

6.380 Enhanced Fine Zones. Certain streets or parking lots may be designated as "Enhanced Fine Zones" where current prohibitions have had minimal effect or where a greater traffic hazard may be present. "Enhanced Fine Zones" shall be designated by the City Manager pursuant to Astoria City Code Section 6.030(2)(a) and shall be marked with additional signage to indicate: "Enhanced Fine Zone" "\$100 Fine" "Astoria City Code Section 6.380" as per example.



**Section 2. Revision of Astoria City Code 1.010** Astoria City Code section 1.010(4)(d) is revised to read as follows:

**1.010 Penalties.**

- (1) Except as otherwise provided in this section, a violation of a provision of this code may be punishable by imprisonment not to exceed one year, or by a fine not to exceed \$1,000, or by both fine and imprisonment. However, if there is a violation of a provision substantially similar to a state statute with a lesser penalty attached, punishment shall be limited to the lesser penalty prescribed in the state law.
- (2) Each violation of a separate provision of this code constitutes a separate offense, and each day that a violation of this code is committed or permitted to continue constitutes a separate offense.
- (3) Fines fees and costs imposed pursuant to Sections 5.680, 5.682, 5.720 are not subject to the limitations of Subsection (1) and the abatement of a nuisance under Section 5.706 through 5.728 is a remedy in addition to any penalty for violation of the Code. [Section 5.010(3) amended by Ordinance No. 11-04, passed February 7, 2011; and Ordinance 13-09, passed September 24, 2013.]
- (4) Violations of the Astoria Traffic Code are as follows:
  - (a) Violation of Section 6.050 subsection (1), 6.060 subsection (1), 6.100, 6.105 and 6.110, is punishable by a minimum fine of \$10.00, and not to exceed \$40.00, to be paid within 168 hours (seven days) of issuance of a parking ticket. If the fine is not paid within 168-hour (seven days), the fine shall increase to \$20.00 for each violation, and a Courtesy Notice will be sent to the violator or, registered owner of the vehicle. If this \$20.00 fine is not paid within ten days of the date of the Courtesy Notice, the fine shall increase to \$40.00 and a warrant for arrest may be issued by the Municipal Court.
  - (b) Violations of Sections 6.055, 6.060 subsection (2), (3) and (4), 6.065 to 6.085, 6.115, 6.150 to 6.170, 6.185, 6.205 to 6.230 and 6.250 to 6.270 is punishable by a minimum fine of \$25.00 and not to exceed \$55.00, to be paid within 168 hours (seven days) of issuance of a parking ticket. If this fine is not paid within the 168-hour (seven days) period, the fine shall increase to \$35.00 for each violation, and a Courtesy Notice will be sent to the violator or, registered owner of the vehicle. If the \$35.00 fine is not paid within ten days of the date of the Courtesy Notice, the fine shall increase to \$55.00 and a warrant for arrest may be issued by the Municipal Court.
  - (c) Violation of Sections 6.360 is punishable by a minimum fine of \$50.00 and not to exceed \$80.00, to be paid within 168 hours (seven days) of issuance of a parking ticket. If this fine

is not paid within the 168-hour (seven days) period, the fine shall increase to \$60.00 for each violation, and a Courtesy Notice will be sent to the violator or, registered owner of the vehicle. If the \$60.00 fine is not paid within ten days of the date of the Courtesy Notice, the fine shall increase to \$80.00 and a warrant for arrest may be issued by the Municipal Court.

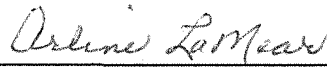
(d) Violation of Sections 6.380 is punishable by a fine of \$100.00, to be paid within 168 hours (seven days) of issuance of a parking ticket. If this fine is not paid within the 168-hour (seven days) period, the fine shall increase to \$125.00 for each violation, and a Courtesy Notice will be sent to the violator or, registered owner of the vehicle. If the \$125.00 fine is not paid within ten days of the date of the Courtesy Notice, the fine shall increase to \$150.00 and a warrant for arrest may be issued by the Municipal Court.

(e) When a warrant of arrest issued by the Municipal Court is served, the amount of bail shall be increased \$100.

**Section 3. Effective Date.** This ordinance shall become effective 30 days after its adoption.


ADOPTED BY THE CITY COUNCIL THIS 5<sup>th</sup> DAY OF NOVEMBER 2018

APPROVED BY THE MAYOR THIS 5<sup>th</sup> DAY OF NOVEMBER 2018



Mayor

ATTEST:

  
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City Manager

ROLL CALL ON ADOPTION  
Councilor Nemlowill  
Brownson  
Price  
Jones  
Mayor LaMear

YEA	NAY	ABSENT
X		
X		
X		
X		
X		