

**RESOLUTION NO. 1121-18
AMENDING RESOLUTION NO. 1030-14
TOWN CODE FINES AND PENALTIES**

WHEREAS, Chapter 1, Article II, entitled "Enforcement", of the Bel Air Town Code authorizes the Board of Town Commissioners to establish the violation fine and penalty for misdemeanors and municipal infractions; and

WHEREAS, the Board of Town Commissioners desire to amend fines related to municipal infractions of Chapter 122 Alarm Systems, Article I Burglar Alarms, Section § 122-8 False Alarm Fines; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Town Commissioners that the following fines and penalties are hereby adopted for the Bel Air Town Code:

CHAPTER & SECTION	TYPE	PROPOSED
Ch 37, § 37-25 Election	Misdemeanor	\$250 or imprisonment for a period of 60 days, or both.
Ch 43 § 43-5; §43-6; §43-7	Misdemeanor	Failure to timely file: financial disclosure \$2/day, maximum \$250; lobbyist registration/report \$10/day, maximum \$250. A lobbyist violation of Chapter 43, the fine is not to exceed \$2,000/violation. Official or employee violation of the Conflict of Interest, \$2,000/violation. An official or employee violation of Chapter 43, the fine is \$5,000 or imprisonment for 1 year.
Ch 115 § 115-7 Address Numbers	Municipal Infraction	\$25.
Ch 122, § 122-8, False Alarm Fines	Municipal Infraction	Each calendar year: 3 rd to 9 th false alarm \$25 \$75 each; 10 th false alarm \$100; 11 th or more false alarms \$200 each. No alarm application additional fine \$50 per alarm.
Ch 128 § 128-5, Amusements	Municipal Infraction	\$50.
Ch 134, Article I, Animals	Municipal Infraction	\$50.
Ch 145 § 145-7(A)(25) Building Code	Misdemeanor	\$1,000 or imprisonment for a period of 90 days, or both
Ch 165, Article II & III Sign and Development Regulations	Misdemeanor	\$400.
Ch 180 § 180-10 Electrical Standards	Misdemeanor	\$1,000 or imprisonment for a period of 90 days, or both.
Ch 198 § 198-1 & 198-2; Discharge of Firearms & Stun Guns	Misdemeanor	\$250 or imprisonment for a period of 60 days, or both.
Ch 198 § 198-3 & 198-4; Discharge/Sale of Fireworks & Keeping/Storage of Explosives	Municipal Infraction	\$250.
Ch 204, Article I, § 204-2, Fire Lanes	Municipal Infraction	\$200.
Ch 204, Article II, § 204-10 Residential Sprinkler Systems	Municipal Infraction	\$1,000.
Ch 210, § 210-13, Floodplain Management, Permit	Misdemeanor and/or municipal infraction – Permit Infraction.	\$500 or imprisonment for a period of 90 days, or both.
Ch 216, § 216-23(A), Forest Conservation, Noncompliance Fine	Set per square foot of the area in noncompliance	Noncompliance \$.40/sq ft of forest cut or cleared; Forest Conservation Fund \$.40/sq ft of area of planting.
Ch 216, § 216-23(B) Forest Conservation	Municipal Infraction	\$1,000.
Ch 223, Fortune-Telling	Municipal Infraction	\$100.
Ch 240, Health and Sanitation - Article 1, Nuisances	Municipal Infraction	\$200.
Ch 240, Article II, Litter Control	Municipal Infraction	\$200.
Ch 240, Article III, Refuse, Garbage and Weeds	Municipal Infraction	\$200.
Ch 240, § 240-26(A)(7) Nonexclusive franchises to commercial operators	Municipal Infraction; subsequent offense is a Misdemeanor	\$200. \$500 or imprisonment for a period of 90 days, or both.
Ch. 240, Article V, Misc. Regulations	Municipal Infraction	\$200.
Ch 246, § 246-12 Historic Preservation	Municipal Infraction	\$400.
Ch 252, § 252-5, Hotels	Misdemeanor	\$50 or imprisonment for a period of 10 days, or both.
Ch 272, § 272-9, Itinerant Merchants, Vendors and Solicitors	Municipal Infraction	\$100.

Ch 301, § 301-31, Livability Code	Misdemeanor	Property owner \$500 or imprisonment for a period of 90 days, or both.
Ch 301, § 301-56(B), Tenants	Municipal Infraction	\$200.
Ch 334, § 334-18, Parks and Recreation	Municipal Infraction	\$100.
Ch 339, Pawnbrokers	Misdemeanor	\$250.
Ch 345, Article I, Noise	Municipal Infraction	\$200.
Ch 345, Article II, § 345-8, 345-9, 345-10 and 345-11	Misdemeanor	\$250 or imprisonment for a period of 60 days, or both.
Ch 345, Article II, § 345-13 and 345-14 Wagering, Betting and Alcoholic Beverages	Municipal Infraction	\$200.
Ch 345, Article III, Obscene Performance	Misdemeanor	\$100 or imprisonment for a period of 30 days, or both
Ch 353, § 353-9, Plumbing and Gas Fitting Standards	Misdemeanor	\$1,000 or imprisonment for a period of 90 days, or both.
Ch 364, § 364-13, Property Maintenance	Municipal Infraction	\$200.
Ch 397, Article I, § 397-25, Sewers and Sewage Disposal	Municipal Infraction	\$200.
Ch 397, Article II, § 397-37 Pretreatment Standards	Misdemeanor	\$1,000 or imprisonment for a period of 6 months, or both.
Ch 407, Article IV, § 407-13(F) Violations, Enforcement, and Penalties	Municipal Infraction	\$200.
Ch 410, Article I, § 410-6, Streets and Sidewalks	Municipal Infraction	\$200.
Ch 410, Article III, § 410-19, Stands, Carts or Displays on Sidewalks	Municipal Infraction	\$200.
Ch 410, Article IV, § 410-26 Newsracks	Municipal Infraction	\$200.
Ch 410, Article V, Public Utilities	Municipal Infraction	\$200.
Ch 420, § 420-13, Tattooing	Misdemeanor	\$500 or imprisonment for a period of 90 days, or both.
Ch 424, Taxicabs	Municipal Infraction	\$50.
Ch 435, § 435-16, Trees	Municipal Infraction	\$200.

* Fines for Chapter 450, Vehicles and Traffic, are stated in resolution No. 1097-17.

AND BE IT FURTHER RESOLVED that this Resolution shall become effective on _____.

INTRODUCTION: November 19, 2018

PUBLIC HEARING: December 3, 2018

EFFECTIVE:

AYES:

NAYS:

ABSENT:

Susan U. Burdette, Chair

Michael L. Krantz, Town Clerk