

**CHAPTER 1.08
GENERAL PENALTY**

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- 1.08.020 Penalties for Civil Violations - Generally
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- 1.08.040 Specific Penalties - Additional Assessment
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1.08.010 Violation - Penalty:

- A. Any person, firm, or corporation violating any of the requirements of this code is deemed to have committed a civil infraction unless otherwise expressly provided by an ordinance of the city. Every person, firm, or corporation found by the court to have committed a civil infraction under this code shall be subject to a penalty of up to five thousand dollars (\$5,000), provided further that minimum monetary penalties may be established pursuant to Section 1.08.020.
- B. In cases where an ordinance of the city provides for administrative enforcement of a violation of that ordinance, any person, firm or corporation determined to have violated that ordinance shall be subject to a penalty not to exceed five thousand dollars (\$5,000).
- C. In cases where an ordinance of the city provides for a violation of that ordinance shall be a misdemeanor, any person, firm, or corporation convicted of a misdemeanor under this code shall be punished by a fine not to exceed five thousand dollars (\$5,000) or by imprisonment not to exceed one (1) year, or by both such fine and imprisonment.
- D. Each person, firm, or corporation is deemed to have committed a separate civil infraction for each and every day during any portion of which any violation of any provision of this code is committed, continued, or permitted by any such person, firm, or corporation and such person, firm, or corporation is subject to paying penalties accordingly.
- E. Each person, firm, or corporation is deemed to have committed a separate violation subject to administrative enforcement for each and every day during any portion of which any violation of any provision of this code is committed, continued, or permitted by any such person, firm, or corporation and such person, firm, or corporation is subject to penalties accordingly.
- F. Each person, firm or corporation is guilty of a separate misdemeanor for each and every day during any portion of which any misdemeanor violation of any provision of this code is committed, continued, or permitted by any such person, firm, or corporation, and such person, firm, or corporation is punishable accordingly. (Ord. 2357, 10/23/07; Ord. 1135, 1984; Ord. 1009, 1981; Ord. 821, 1977)

1.08.020 Penalties for Civil Violations - Generally: Civil penalties for violations of any section or sections of this code where specific provision is made in the section or sections to establish a minimum penalty to be imposed, such minimum penalty shall not be suspended, deferred, or forgiven by the court nor shall the court defer or continue a determination the defendant shall have committed the infraction under any condition that allows the suspending, deferring, or forgiving of any minimum penalty. (Ord. 1009, 1981)

1.08.030 Penalties for Civil Violations - Designated: The following specific, non-deferrable, non-suspendable civil penalties may be adopted by categorical reference in other sections of this code as a specific civil penalty to be imposed for a civil violation of the sections specified:

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<u>Category</u>	<u>Penalty</u>
C-1	Not less than \$1,000
C-2	Not less than \$800
C-3	Not less than \$600
C-4	Not less than \$500
C-5	Not less than \$400
C-6	Not less than \$360
C-7	Not less than \$200
C-8	Not less than \$180
C-9	Not less than \$170
C-10	Not less than \$160
C-11	Not less than \$140
C-12	Not less than \$120
C-13	Not less than \$100
C-14	Not less than \$80
C-15	Not less than \$70
C-16	Not less than \$60
C-17	Not less than \$50
C-18	Not less than \$40
C-19	Not less than \$30
C-20	Not less than \$25
C-21	Not less than \$20

(Ord. 2274, 10/24/06; Ord. 1648, 1994; Ord. 1022, 1981)

- 1.08.040 Specific Penalties - Additional Assessment: Whenever there shall have been established by any action of the City Council a specific non-deferrable, non-suspendable penalty for violation of any section of this code, the designated representative of the city, who shall issue a notice of infraction or a citation for the commission of a crime as defined by Section 1.08.010 where a specific penalty is provided, shall add to the penalty provided by this code, the cost of all court filing fees as established by this code together with any assessments or penalties required to be imposed by state law. (Ord. 1135, 1984)
- 1.08.050 Deferral of Payments of Penalties. Except for violations of the enforcement processes created under Chapter 10.48 of this code, whenever a monetary penalty is imposed by the Municipal Court under this chapter it is immediately payable. If the person is unable to pay at that time the Court may grant an extension of the period in which the penalty may be paid. If the penalty is not paid on or before the time established for payment, the Court may proceed to collect the penalty in the same manner as other civil judgments and may notify the prosecuting authority of the failure to pay. (Ord. 2452, 4/28/09)