

ORDINANCE 2016-14

AN ORDINANCE AMENDING CHAPTER 74 TRAFFIC AND VEHICLES, SECTION 39 FINES FOR MOVING VIOLATIONS; PAYMENTS IN LIEU OF COURT APPEARANCE, FOR THE PURPOSE OF UPDATING FINE AMOUNTS FOR MOVING VIOLATIONS COMMITTED BY MOTORIST WITHIN THE TOWN OF GRIFFITH

WHEREAS, IC 36-1-3-2 confers upon all local units the powers that they need for the effective operation of government as to local affairs; and

WHEREAS, IC 36-1-3-6(b)(1) prescribes that any such exercise of power shall be authorized through enactment of an ordinance passed by the legislative body; and

WHEREAS, the Town Council for the Town of Griffith wishes to update the fine amounts for motorists cited for a moving violation within the Town of Griffith; and

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Griffith, Lake County, Indiana that Chapter 74, Traffic and Vehicles, Section 74-39 entitled "Fines for moving violations; payment in lieu of court appearance", be amended in its entirety to read as follows:

Sec. 74-39 - Fines for moving violations; payment in lieu of court appearance.

(a) Except as otherwise provided in this chapter, a defendant against whom a judgment is entered for a moving violations under this chapter shall be fined in the amount of \$75.50 which shall be in addition to assessed court costs as directed by state statute, any law enforcement continuing education fee, and any applicable highway work zone fee as may be amended from time to time by the State Legislature. The fine, costs, and fee(s) shall be payable to the "Lake County Traffic Clerk". Upon receipt of remittance of payment from the Lake County Traffic Clerk or its agents or assigns, the clerk-treasurer shall deposit the amount remitted into the general fund of the town.

(b) In the event the violation is for speeding, the following fines apply:

- (1) 1 – 20 mph over the speed limit, the fine is \$75.50; and
- (2) 21 mph and above the speed limit, the fine is \$150.00.

NOW, THEREFORE, BE IT FURTHER ORDAINED, that if any section, clause, sentence, or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way effect the validity of the remaining portions of this Ordinance; and

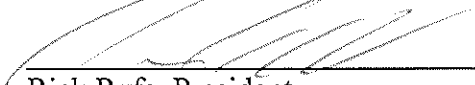
NOW, THEREFORE, BE IT FURTHER ORDAINED, that an emergency exists for this ordinance to be in full force and effect from and after its passage and following posting in accordance with IC 36-5-2-10.

NOW, THEREFORE, BE IT FURTHER ORDAINED, that any and all such ordinances or parts of ordinances of the Town of Griffith that are in conflict with the provisions of this Ordinance are hereby repealed and of no further force or effect.

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PASSED AND ADOPTED by the Town Council for the Town of Griffith, Lake County, Indiana this 19th day of April, 2016.

COUNCIL MEMBERS OF THE TOWN OF
GRIFFITH, LAKE COUNTY, INDIANA


Rick Ryfa, President



James Marker


Larry Ballah


Patricia Schaadt


Tony Hobson

Attest:


George N. Jerome
Clerk-Treasurer