

ORDINANCE NO. 706

AN ORDINANCE AMENDING 1.16.010.A.1, CIVIL PENALTY SECTION OF THE ODESSA MUNICIPAL CODE (O.M.C.) TO INCREASE THE MONETARY PENALTY FEES

WHEREAS, the Town of Odessa Town Council deems it necessary to amend the above noted chapter of the Odessa Municipal Code, to increase the monetary penalty fees to encompass increased costs,

NOW THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF ODESSA, LINCOLN COUNTY, WASHINGTON, AS FOLLOWS, TO WIT:

Section 1. Amend section 1.16.010A to now read:

1. Unless otherwise provided, a violation of an ordinance or municipal code, which is designated a civil offense, shall be deemed a civil infraction pursuant to RCW 35.27.370 (14) and Chapter 7.80 RCW. Civil infractions are noncriminal offenses, for which imprisonment or incarceration may not be imposed as a sanction and the punishment for a civil infraction should be a monetary penalty, which shall not exceed five hundred dollars per occurrence. Any person or persons who shall have been found to have committed an infraction shall be subject to the following penalty, plus those amount a court is required to assess as costs: two hundred dollars plus state assessments for the first offense within a twelve-month period; two hundred and fifty dollars plus state assessments for the second offense within the same twelve-month period; and three hundred dollars plus state assessments for the third and each subsequent offense within the same twelve-month period.

Section 2. Severability

If any provision of the ordinance or its application to any person or circumstances is held invalid, the remainder of this ordinance, or the application of the provisions to other person or circumstances, shall not be affected.

Section 3.

All ordinances or parts of ordinances in conflict herewith are repealed.

Section 4. Effective Date

This ordinance shall be in full force and effect from and after its passage, approval and publication.

PASSED AND ADOPTED BY THE ODESSA TOWN COUNCIL THIS ____ DAY OF _____, 2019.

William F. Crossley, Mayor

ATTEST:

Denise Snead, Clerk-Treasurer

Published: