

RESOLUTION ADOPTING A SCHEDULE OF ADMINISTRATIVE OFFENSES AND PENALTIES

WHEREAS, the Lac qui Parle County Board of Commissioners believes that the goals of law enforcement can be served by establishing an informal, cost effective and expeditious procedure for enforcing certain ordinance violations through an administrative procedure, and

WHEREAS, the Lac qui Parle County Board of Commissioners has adopted the Administrative Offense Procedures Ordinance which establishes a fair and prompt method of resolving minor traffic and criminal offenses through an administrative procedure, and

WHEREAS, this Ordinance authorizes the County Board to establish a list of ordinance violations which are subject to administrative procedure and to set fees for the violations of those ordinances by Resolution,

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Lac qui Parle County Board of Commissioners that the following ordinance violations may be subject to the Administrative Procedure Ordinance and to the penalties stated herein and that this resolution is effective _____, 2007, and shall continue in effect until changed by action of the Board:

<u>Ordinance Number</u>	<u>Offense</u>	<u>Administrative Penalty</u>
Lac qui Parle County Traffic and Criminal Code:		
Subd. 2 a	Failure to Obey Traffic Control Signals	\$70.00
Subd. 2 b	Speeding	\$70.00
Subd. 2 c	Improper Lane Use	\$70.00
Subd. 2 d	Improper Turns	\$70.00
Subd. 2 e	Failure to Yield Right of Way	\$70.00
Subd. 2 f	Stopping or Parking on a Roadway	\$70.00
Subd. 2 g	Other Parking Violations	\$70.00
Subd. 2 h	Littering	\$70.00
Subd. 2 i	Equipment Violations	\$70.00
Subd. 2 j	Failure to Use Passenger Restraint for Children	\$70.00
Subd. 2 k	Seat Belt Violations	\$30.00
Subd. 2 l	Theft, Less than \$20.00	\$70.00
Subd. 2 m	Trespass	\$70.00
Subd. 2 n	Disorderly Conduct	\$70.00
Subd. 2 o	Public Nuisance	\$50.00
Subd. 2 p	Unlawful Deposit of Garbage	\$75.00
Subd. 2 q	Loud Exhaust	\$70.00
Subd. 2 r	Exhibition Driving	\$70.00
Subd. 2s	Off-road vehicle violations	\$70.00
Subd. 2t	Snowmobile violations	\$70.00

Subd. 2u	Smoking Violations	\$70.00
Subd. 2v	Tobacco Ordinance Violations	
	(1 st Offense)	\$75.00
	\$	

Approved by the Lac qui Parle County Board of Commissioners at its regular meeting on _____, 2007.

Albert Hoffman, Chair
Lac qui Parle Board of Commissioners

Attest:

Jacob Sieg
Lac qui Parle County Auditor

ORDINANCE
LAC QUI PARLE COUNTY TRAFFIC AND CRIMINAL CODE

The County Board of Lac qui Parle County hereby ordains:

Subdivision 1. Purpose and Authority

The Lac qui Parle County Board of Commissioners adopts this Ordinance to better protect the safety and welfare of its citizens. The Ordinance is adopted pursuant to Minnesota Statutes 169.022 and 375.51 to 375.55.

This Ordinance, in conjunction with the Lac qui Parle County Administrative Offense Procedures Ordinance, will provide an informal and cost effective alternative to traditional court actions for the violation of certain criminal and traffic offenses. It will provide a more prompt resolution of minor criminal and traffic offenses, will conserve resource of the criminal justice system and will reserve the scarce resources of the court system for the more serious offenses.

Subdivision 2. Offenses

The following acts are violations of the Lac qui Parle County Traffic and Criminal Code:

a. **Failure to Obey Traffic Control Signals.** The language of Minnesota Statute 169.06 and any subsequent amendments thereto, is hereby incorporated in and made part of this Ordinance.

b. **Speeding.** The language of Minnesota Statute 169.14 and any subsequent amendments thereto, is hereby incorporated in and made part of this Ordinance.

c. **Improper Lane Use.** The language of Minnesota Statute 169.18 and any subsequent amendments thereto, is hereby incorporated in and made part of this Ordinance.

d. **Improper Turns.** The language of Minnesota Statute 169.19 and any subsequent amendments thereto, is hereby incorporated in and made part of this Ordinance.

e. **Failure to Yield Right of Way.** The language of Minnesota Statute 169.20 and any subsequent amendments thereto, is hereby incorporated in and made part of this Ordinance.

f. **Stopping or Parking on a Roadway.** The language of Minnesota Statute 169.32 and any subsequent amendments thereto, is hereby incorporated in and made part of this Ordinance.

g. **Other Parking Violations.** The language of Minnesota Statute 169.34 and any subsequent amendments thereto, is hereby incorporated in and made part of this Ordinance.

h. **Littering.** The language of Minnesota Statute 169.42 and any subsequent amendments thereto, is hereby incorporated in and made part of this Ordinance.

i. **Equipment Violations.** The language of Minnesota Statutes 169.46 to Minnesota Statutes 169.75, inclusive and any subsequent amendments thereto, is hereby incorporated in and made part of this Ordinance.

j. **Failure to Use Passenger Restraint for Children.** The language of Minnesota Statute 169.685 and any subsequent amendments thereto, is hereby incorporated in and made part of this Ordinance.

k. **Seat Belt Violations.** The language of Minnesota Statute 169.686 and any subsequent amendments thereto, is hereby incorporated in and made part of this Ordinance.

l. **Theft, less than \$20.00.** The language of Minnesota Statute 609.52 and any subsequent amendments thereto, is hereby incorporated in and made part of this Ordinance, except that the value of the stolen property may not exceed \$20.00.

m. **Trespass.** The language of Minnesota Statute 609.605, Subd. 1, and any subsequent amendments thereto, is hereby incorporated in and made part of this Ordinance.

n. **Disorderly Conduct.** The language of Minnesota Statute 609.72 and any subsequent amendments thereto, is hereby incorporated in and made part of this Ordinance.

o. **Public Nuisance.** The language of Minnesota Statute 609.74 and any subsequent amendments thereto, is hereby incorporated in and made part of this Ordinance.

p. **Unlawful Deposit of Garbage.** The language of Minnesota Statute 609.68 and any subsequent amendments thereto, is hereby incorporated in and made part of this Ordinance.

q. **Loud Exhaust.** No driver or operator of a motor vehicle shall allow the discharge into the open air of the exhaust of any vehicle, except through a properly installed and operating muffler or other device which will effectively prevents loud or explosive noises there from.

r. **Exhibition Driving.** No person shall operate a motor vehicle anywhere in the county in such a manner as to cause the spinning or skidding of tires, the squealing of tires, defacing the roadway with black marks or harming the road surface, fishtailing or skidding, accelerating excessively, drag racing, or in any other manner which creates a hazard to the driver or other persons or property, or interferes with traffic in the area.

s. **Off-road Vehicle Violations.** The language of Minnesota Statute 84.804 subd. 1-4 and any subsequent amendments thereto, is hereby incorporated in and made part of this Ordinance.

t. **Snowmobile Violations.** The language of Minnesota Statute 84.87 subd. 1-2a and any subsequent amendments thereto, is hereby incorporated in and made part of this Ordinance.

u. **Smoking Violations.** The language of Minnesota Statute 609.681 and 144.417, and any subsequent amendments thereto, is hereby incorporated in and made part of this Ordinance.

v. **Tobacco Ordinance.** The language and penalties set forth in Lac qui Parle County Tobacco Ordinance is hereby incorporated in and made part of this ordinance.

Subdivision 3. **Penalty.**

The maximum penalty for a violation of this Ordinance shall not exceed \$300.00

Subdivision 4. **Effective Date.**

This Ordinance shall be in full force and effect on and after _____.

This Ordinance was adopted by the Lac qui Parle County Board of Commissioners at its regular meeting on _____, 2007.

Date: _____

Albert Hoffman, Chairman
Big Stone County Board of Commissioners

Attest:

Jacob Sieg
Lac qui Parle County Auditor