

ORDINANCE NO. 718-15

AN ORDINANCE MODIFYING THE FINE SURCHARGE FOR VIOLATIONS OF THE TOWN OF FOWLER MUNICIPAL CODE AND THE MODEL TRAFFIC CODE AS ADOPTED BY THE TOWN OF FOWLER

WHEREAS, a surcharge in the amount of twelve percent of a fine or penalty for violations of the Fowler Municipal Code or the Model Traffic Code was previously established; and

WHEREAS, the Board of Trustees desires to amend the amount of the surcharge to a flat amount.

BE IT ORDAINED by the Board of Trustees of the Town of Fowler as follows.

1. The existing fine surcharge is ratified and amended as set forth below.
2. Every person who is convicted of, who admits liability for, or against whom a judgment is entered for a violation of the Town of Fowler Municipal Code and the Model Traffic Code adopted by the Town of Fowler shall, in addition to any other fine or penalty be assessed a surcharge in the amount of twenty-five dollars (\$25.00). This surcharge shall apply whether the defendant acknowledges the defendant's guilt or liability or is found guilty by the municipal court.
3. The funds from all surcharges assessed under this ordinance shall be conveyed to the town treasurer at least monthly, deposited in the general fund and used solely for the following purposes:
 - a. the acquisition of equipment used by the police department,
 - b. as matching funds for grants to obtain police equipment or training,
 - c. for police officer and police employee training including civilian employee training, or
 - d. to train volunteers who assist with town of Fowler code enforcement.
4. Conflicts. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed or amended to the extent necessary to conform with this ordinance.
5. Severability. If any section, sentence, clause or phrase of this ordinance is for any reason held to be invalid or unconstitutional by a decision of any Court, such decision shall not affect the validity of the remaining portions of this ordinance.

PASSED, ADOPTED and ordered published the 1st day of June 2015.

TOWN OF FOWLER

DATED this 1st day of June 2015.

By Charles R. Hitchcock
Mayor

ATTEST:

Kelly Lotrich
Town Clerk