

ORDINANCE # 2024-011

AN ORDINANCE TO AMEND ORDINANCE #2008-009

WHEREAS; the State Legislature has passed legislation allowing municipal magistrates to accept payment for certain fines and offenses as set forth in Rule 20(A) of the Alabama Rules of Judicial Administration (the "Rule").

WHEREAS; the City of Ashville (the "City") previously passed Ordinance #2008-009 allowing the magistrate to accept payment for these fines and offenses; and

WHEREAS, the City now desires to modify Ordinance #2008-009 to state as set forth below in compliance with the revisions to the Rule.

BE IT ORDAINED by the City Council of the City of Ashville, Alabama as follows:

SECTION 1. The following schedule of fines shall be established by the City for traffic violations:

<u>OFFENSES</u>	<u>FINES</u>
Allowing child under the age of 16 to operate motor vehicle	\$50
Bicycle - no lamps or reflector	20
Blocking highway	30
Casting a light from a public road (nuisance spotlighting)	100
Clinging to vehicle	20
Coasting	20
Crossing a fire hose	50
Disobeying traffic control devices on a controlled-access highway	20
Driving on beach or sand dunes	100
Driving on wrong side of road	30
Driving through or around a barricade/fence/warning sign/ detour sign	20
Driving under the minimum speed	20
Driving upon sidewalk	20
Driving with vision obscured	20
Entering highway closed by state trooper	20
Expired license	20
Expired tag	20
Failure to affix tinting-compliance label	20
Failure to dim headlights	10
Failure to display flare or warning devices	20
Failure to exercise care	20
Failure to move over or reduce speed when approaching enforcement or emergency vehicles	100
Failure to move to the right upon approach of emergency vehicle	50
Failure to obey pedestrian-control signals	20

Failure to obey the instructions of any official traffic-control device	20
Failure to stop at railroad crossing	10
Failure to stop when emerging from alley, driveway, or building	20
Failure to use child restraint	25
Failure to wear safety belt	25
Failure to yield right-of-way	20
Failure to yield to emergency vehicle	50
Following emergency vehicle	50
Following too closely	20
Hitchhiking	10
Impeding the flow of traffic	20
Improper access to controlled-access roadway	20
Improper backing	20
Improper brakes	20
Improper horn	20
Improper lane change	20
Improper lane usage	20
Improper length/width of a motor bus	100
Improper lights	20
Improper motorcycle operation	20
Improper muffler	10
Improper or no rearview mirror	20
Improper passing	20
Improper passing on a motorcycle	20
Improper riding of a bicycle on a roadway	20
Improper signal	10
Improper stopping or parking on or in highway (general)	30
Improper stopping, standing, or parking in specified places	30
Improper stopping, standing, or parking outside of business or residence	30
Improper tag	25
Improper tag classification	25
Improper tires	20
Improper turn	20
Improper use of clearly indicated divided highway	30
Improper window tinting	20
Improperly driving over the center line of a four-lane roadway	20
Improperly opening and closing vehicle doors	20
Insurance - allowing the operation of a vehicle without insurance	50
Insurance - display of invalid insurance	50
Insurance - failure or refusal to display	50
Insurance - operating a vehicle the registration of which is suspended	50
Insurance - operating a vehicle without insurance	50
Left-lane offense	50
Littering highway	100

Making a U-turn	20
Motorcycle - no shoes	10
No CD license	100
No flag, flares, or other warning device	20
No helmet (motorcycle rider)	10
No motorcycle endorsement	20
No permit (oversized width, height, length)	100
No plainly visible tag	50
No red or orange flag or red light or amber strobe	20
No reflect device on slow-moving vehicles	20
No reflectors on tractor	20
Obstructing driver's view	20
Operating a motor vehicle in a distracted manner	50
Operating a motor vehicle without a driver's license	25*
Overweight/overheight/overlength truck	100
Parking more than 18 inches from curb	30
Pedestrian entering or remaining on bridge or railroad crossing	20
Pedestrian on highway	10
Pedestrians not yielding to authorized emergency vehicles	10
Refusal to weigh	300
Riding in house trailer	20
Running red light	20
Running stop sign	20
Shifting load	25
Slowing or stopping without a proper signal	20
Speeding:	
Less than 25 MPH over posted speed limit	20
25 MPH or more over posted speed limit	40
Speed - exceeding reasonable and prudent	20
Spilling load	25
Stopping on highway	30
Switched personalized license plates	100
Texting while driving – INTENTIONALLY DELETED	N/A
Towing or hauling a disabled vehicle	50
Unattended motor vehicle	25
Unloading logs, lumber, etc., on or near highway	25
Violating driver's license restriction or endorsement	10*
Violating oversized-load permit	100

CONSTRUCTION ZONE OFFENSES

Allowing child under the age of 16 to operate motor vehicle	\$250
Bicycle - no lamps or reflector	250
Blocking highway	250
Casting a light from a public road (nuisance spotlighting)	250
Clinging to vehicle	250
Coasting	250

Crossing a fire hose	250
Disobeying traffic control devices on a controlled-access highway	250
Driving on beach or sand dunes	250
Driving on wrong side of road	250
Driving through or around a barricade/fence/warning sign/ detour sign	250
Driving under the minimum speed	250
Driving upon sidewalk	250
Driving with vision obscured	250
Entering highway closed by state trooper	250
Expired license - INTENTIONALLY OMITTED HEREFROM	250
Expired tag	250
Failure to affix tinting-compliance label	250
Failure to dim headlights	250
Failure to display flare or warning devices	250
Failure to exercise care	250
Failure to move over or reduce speed when approaching enforcement or emergency vehicles	250
Failure to move to the right upon approach of emergency vehicle	250
Failure to obey pedestrian-control signals	250
Failure to obey the instructions of any official traffic-control device	250
Failure to stop at railroad crossing	250
Failure to stop when emerging from alley, driveway, or building	250
Failure to use child restraint	250
Failure to wear safety belt	250
Failure to yield right-of-way	250
Failure to yield to emergency vehicle	250
Following emergency vehicle	250
Following too closely	250
Hitchhiking	250
Impeding the flow of traffic	250
Improper access to controlled-access roadway	250
Improper backing	250
Improper brakes	250
Improper horn	250
Improper lane change	250
Improper lane usage	250
Improper length/width of a motor bus	250
Improper lights	250
Improper motorcycle operation	250
Improper muffler	250
Improper or no rearview mirror	250
Improper passing	250
Improper passing on a motorcycle	250
Improper riding of a bicycle on a roadway	250
Improper signal	250

Improper stopping or parking on or in highway (general)	250
Improper stopping, standing, or parking in specified places	250
Improper stopping, standing, or parking outside of business or residence	250
Improper tag	250
Improper tag classification	250
Improper tires	250
Improper turn	250
Improper use of clearly indicated divided highway	250
Improper window tinting	250
Improperly driving over the center line of a four-lane roadway	250
Improperly opening and closing vehicle doors	250
Insurance - allowing the operation of a vehicle without insurance	250
Insurance - display of invalid insurance	250
Insurance - failure or refusal to display	250
Insurance - operating a vehicle the registration of which is suspended	250
Insurance - operating a vehicle without insurance	250
Left-lane offense	50
Littering highway	250
Making a U-turn	250
Motorcycle - no shoes	250
No CD license	250
No flag, flares, or other warning device	250
No helmet (motorcycle rider)	250
No motorcycle endorsement	250
No permit (oversized width, height, length)	250
No plainly visible tag	250
No red or orange flag or red light or amber strobe	250
No reflect device on slow-moving vehicles	250
No reflectors on tractor	250
Obstructing driver's view	250
Operating a motor vehicle in a distracted manner	250
Operating a motor vehicle without a driver's license	250*
Overweight/overheight/overlength truck	250
Parking more than 18 inches from curb	250
Pedestrian entering or remaining on bridge or railroad crossing	250
Pedestrian on highway	250
Pedestrians not yielding to authorized emergency vehicles	250
Refusal to weigh	250
Riding in house trailer	250
Running red light	250
Running stop sign	250
Shifting load	250
Slowing or stopping without a proper signal	250
Speeding:	
Less than 25 MPH over posted speed limit	250

25 MPH or more over posted speed limit	250
Speed - exceeding reasonable and prudent	250
Spilling load	250
Stopping on highway	250
Switched personalized license plates	250
Texting while driving – INTENTIONALLY DELETED	N/A
Towing or hauling a disabled vehicle	250
Unattended motor vehicle	250
Unloading logs, lumber, etc., on or near highway	250
Violating driver's license restriction or endorsement	250*
Violating oversized-load permit	250

*This amount does not include the \$50 penalty imposed pursuant to § 32-6-18 and § 32-6-19, Ala. Code 1975.

SECTION 2. If any clause, sentence, section, subsection or provision of this Ordinance is held invalid or inoperative the remainder of the Ordinance shall not be affected thereby.

SECTION 3. All ordinances or any part ordinances for the City of Ashville, Alabama in conflict with the provisions of this ordinance is hereby repealed including but not limited to Ordinance #2008-009

SECTION 4. This Ordinance shall become effective upon passage, approval and publication.

Adopted this 5th day of August 2024.



Mayor

ATTEST:

Chrystal St. John
Clerk

Ordinance 2024-011 adopted by the City Council of the City of Ashville, Alabama at the Regular Council Meeting on the 5th day of August 2024, and that the said Ordinance 2024-011 has been posted in accordance with the provisions of the Ordinances and laws of the State of Alabama.

I, Chrystal St. John, City Clerk of the City of Ashville, do hereby certify that the above and foregoing is a true and exact copy of Ordinance 2024-011.

ATTEST:

Chrystal St. John
Chrystal St. John
City Clerk

