

ATTACHMENT A

Sec. 1-7. - Penalties.

- (a) In this article the term "violation of this Code" means any of the following:
 - (1) Doing an act that is prohibited or made or declared unlawful, an offense, a violation, an infraction, a civil infraction or a misdemeanor by ordinance or by rule or regulation authorized by ordinance.
 - (2) Failure to perform an act that is required to be performed by ordinance or by rule or regulation authorized by ordinance.
 - (3) Failure to perform an act if the failure is prohibited or is made or declared unlawful, an offense, a violation, an infraction, a civil infraction or a misdemeanor by ordinance or by rule or regulation authorized by ordinance.
- (b) In this section the term "violation of this Code" does not include the failure of a city officer or city employee to perform an official duty unless it is specifically provided that the failure to perform the duty is to be punished as provided in this article.
- (c) Except as otherwise provided by law or ordinance, a person convicted of a violation of this Code shall be punished:
 - (1) Pursuant to F.S. § 162.22, by a fine of not more than \$500.00, imprisonment for a term not exceeding 60 days, or any combination thereof.
 - (2) Pursuant to F.S. § 162.21, by a civil penalty not to exceed \$500.00.
 - (3) Pursuant to F.S. § 162.09, if enforcement is by the code enforcement board or a special master, by a fine that shall not exceed \$1,000.00 per day per violation for a first violation, \$5,000.00 per day per violation for a repeat violation, and up to \$15,000.00 per violation if the code enforcement board or special magistrate finds the violation to be irreparable or irreversible in nature. Such fines for each day the violation continues past the date set by the enforcement board or special magistrate for compliance or, in the case of a repeat violation, for each day the repeat violation continues, beginning with the date the repeat violation is found to have occurred by the code enforcement board or special magistrate. (See Code chapter 101, article V.)
 - (4) Any combination of the above.
- (d) In addition to and not in lieu of other penalties referenced in subsection (c) of this section, penalties for violations of the following provisions are as follows:

Chapter 74. Traffic and Vehicles

<i>City Code §</i>	<i>Description of Violation</i>	<i>Penalty</i>
CC 74-49	Parking on private or public property	Fine of not more than \$250.00, or imprisonment for not less than one day, nor more than ten days, or by both such fine and imprisonment
<u>CC 74-64</u>	<u>Parking without a valid license plate</u>	<u>Fine of \$33.00</u>
<u>CC-74-78,</u>	<u>Parking after violation shows on meter</u>	<u>Fine of \$25.00</u>

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<u>CC 74-79,</u> <u>CC 74-80</u>		
<u>CC-74-78,</u> <u>CC 74-79,</u> <u>CC 74-80</u>	<u>Parking for a period longer than designated on meter giving notice thereof or longer than indicated in electronic payment system</u>	<u>Fine of \$25.00</u>
<u>CC 74-77</u>	<u>Parking improperly</u>	<u>Fine of \$25.00</u>
<u>CC 74-51</u>	<u>Stopping, Standing, or parking a vehicle where prohibited in specified places</u>	<u>Fine of \$35.00</u>
<u>CC 74-54</u>	<u>Parking longer than time designated on signs on certain streets</u>	<u>Fine of \$30.00</u>
<u>CC 74-88</u>	<u>Parking in a manner other than parallel except where expressly designate</u>	<u>Fine of \$30.00</u>
<u>CC 74-88</u>	<u>Parking vehicle more than 12 inches from curb or edge of sidewalk</u>	<u>Fine of \$30.00</u>
<u>CC 74-88</u>	<u>Parking vehicle in direction opposite to authorized traffic movement</u>	<u>Fine of \$30.00</u>
<u>CC 74-50</u>	<u>Parking so as to obstruct a lane of traffic in a commercial or mixed-use zone</u>	<u>Fine of \$100.00</u>
<u>CC 74-89</u>	<u>Unlawful parking or obstructing flow in public alley in non-residential zones</u>	<u>Fine of \$32.00</u>
<u>CC 74-58</u>	<u>Parking in passenger curb loading zone</u>	<u>Fine of \$30.00</u>
<u>CC 74-59</u>	<u>Parking in a freight curb loading zone</u>	<u>Fine of \$50.00</u>
<u>CC 74-59</u>	<u>Using freight curb loading zone for more than 30 minutes</u>	<u>Fine of \$30.00</u>
<u>CC 74-81</u>	<u>Parking in restricted permit parking zone</u>	<u>Fine of \$30.00</u>

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<u>CC 74-61</u>	<u>Bus or taxicab parked in business district in location other than bust stop or taxicab stand, respectively</u>	<u>Fine of \$30.00</u>
<u>CC 74-62</u>	<u>Unauthorized parking in bus stop or taxicab stand</u>	<u>Fine of \$30.00</u>
<u>CC 74-63</u>	<u>Improper angle parking</u>	<u>Fine of \$30.00</u>
	<u>Parking in parking spaces provided for disabled persons</u>	<u>*As provided by state statute</u>
<u>CC 75-51</u>	<u>Parking in Fire lanes</u>	<u>\$100.00</u>
<u>CC 75-51</u>	<u>Parking so as to block a fire hydrant (15 feet)</u>	<u>\$50.00</u>
	<u>All violations not otherwise listed herein</u>	<u>\$35.00</u>
CC 74-87(a)	Towing of vehicles in privately-owned, metered surface parking lot	\$500.00 fine for the first violation 1,000.00 fine for the second violation
CC 74-88(b)	Booting of vehicles in privately-owned, metered surface parking lots.	\$500.00 fine for the first violation 1,000.00 fine for the second violation
CC 74-107	Conducting valet parking without permits	Civil penalty of \$100.00
CC 74-111(2)	Valet parking violations	See separate table, infra
CC 74-144	Permit parking violations	Fine of \$23.00, and if paid after 30 days, a fine of \$42.00
CC 74-207	Public use spaces within a private development	Civil fine

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<i>Offense</i>	<i>Civil fine</i>
Unauthorized/illegal ramping, per offense	\$150.00
Unauthorized/illegal storage, per offense	\$250.00
Operation without valet parking permit, per offense, per day may be imposed per vehicle	\$250.00
Failure to follow approved route between pickup and delivery zones and the designated storage area, per offense	\$75.00
Penalty for lapse in required insurance coverage from date of lapse, per offense, per day	\$250.00
No name tag, per offense	\$25.00
No uniform, per offense	\$25.00
No valid Florida driver's license, per offense and immediate removal of the employee from valet parking operations	\$500.00
Noncompliance with valet employee list, per day	\$25.00
Repeat violators, per offense	\$500.00
Violations after initial suspension, per offense	\$1,000.00
Usage of unauthorized tow service, per offense	\$250.00
Other violations of the city code, per offense	\$150.00
<u>Late payment for violations of Chapter 74</u>	<u>\$15.00</u>

- (e) Except as otherwise provided by law or ordinance:
- (1) With respect to violations of this Code that are continuous with respect to time, each day that the violation continues is a separate offense as it is considered a running fine.
 - (2) With respect to other violations, each act constitutes a separate offense.
- (f) The imposition of a penalty does not prevent suspension or revocation of a license, permit or franchise, or other administrative sanctions.

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- (g) Violations of this Code that are continuous with respect to time are a public nuisance and may be abated by injunctive or other equitable relief. The imposition of a penalty does not prevent injunctive relief. (Code 1958, § 1-8; Code 1991, § 1-12; Code 2006, §§ 1—7, 101-184, app. A; Ord. No. 2015-17, § 2 (exh. I), 6-16-2015)