

FILED
7TH JUDICIAL CIRCUIT COURT
AT HOT SPRINGS, SD
JUL 07 2017

ORDINANCE # 1173

By: _____

AN ORDINANCE TO AMEND THE FINE AND BOND SCHEDULE FOR CITY OF HOT SPRINGS
ORDINANCE VIOLATIONS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOT SPRINGS, SOUTH DAKOTA, FALL RIVER COUNTY, THAT THE CITY HEREBY ADOPTS THE ATTACHED FINE AND BOND SCHEDULE, CONTINGENT UPON ADOPTION BY THE 7TH CIRCUIT :

STATE OF SOUTH DAKOTA)
) SS IN CIRCUIT COURT
COUNTY OF FALL RIVER) SEVENTH JUDICIAL CIRCUIT

FINE/BOND SCHEDULE FOR HOT SPRINGS, SD
MUNICIPAL ORDINANCE VIOLATIONS

July 7 ~~April~~, 2017

Comes now the Presiding Judge of the Seventh Judicial Circuit and makes the following order, superseding all previous such orders and authorizes lay magistrates to fix bond, take fines or take personal recognizance for Hot Springs Municipal Ordinance violations as follows:

<u>MUNICIPAL CODE</u>	<u>VIOLATION</u>	<u>FINE</u>	<u>COSTS</u>	<u>TOTAL & BOND</u>
3A.01.020(1)	Sale or Transport Alcohol in Violation of Ordinances	\$54.00	\$66.00	\$120.00/P.R.
3A.01.020(2)	Sale of Alcohol Without a License	\$54.00	\$66.00	\$120.00/P.R.
3A.01.020(3)	Bottle Clubs Prohibited	\$54.00	\$66.00	\$120.00/P.R.
3A.01.020(4)	Consumption of Alcohol in Public	\$54.00	\$66.00	\$120.00/P.R.
3A.01.020(5)	Exceeding Hours of Authorized Consumption	\$54.00	\$66.00	\$120.00/P.R.
3A.01.020(6)	Open Container	\$54.00	\$66.00	\$120.00/P.R.
12-A.02	Begging or Solicitation	\$54.00	\$66.00	\$120.00/P.R.
12-A.03	Discharging Weapons	\$54.00	\$66.00	\$120.00/P.R.
12-A.04	Interference with Barricades	\$54.00	\$66.00	\$120.00/P.R.

<u>MUNICIPAL CODE</u>	<u>VIOLATION</u>	<u>FINE</u>	<u>COSTS</u>	<u>TOTAL & BOND</u>
	and Fences			
12-A.05	Curfew Violation	\$54.00	\$66.00	\$120.00/P.R.
12-A.06	Abandoned Vehicle or Property	\$54.00	\$66.00	\$120.00/P.R.
14.04	Littering in Park or Recreation Area	\$54.00	\$66.00	\$120.00/P.R.
14.05	Discharging Weapon in Park or Recreation Area	\$54.00	\$66.00	\$120.00/P.R.
14.06	Throwing Stone or Missile in Park or Recreation Area	\$54.00	\$66.00	\$120.00/P.R.
14.07	Improper Use of Sound Producing Device in Park or Recreation Area	\$54.00	\$66.00	\$120.00/P.R.
14.08	Improper Personal Conduct in Park or Recreation Area	\$54.00	\$66.00	\$120.00/P.R.
14.09	Build or Maintain Fire in Park or Recreation Area	\$54.00	\$66.00	\$120.00/P.R.
14.10	Damage or Removal of Property or Natural Features in Park or Recreation Area	\$54.00	\$66.00	\$120.00/P.R.
14.11	Building Sign or Barrier in Park or Recreation Area	\$54.00	\$66.00	\$120.00/P.R.
14.12	Consumption of distilled spirits or use of glass containers in Park or Recreation Area	\$54.00	\$66.00	\$120.00/P.R.
14.13	Operating Vehicle in Park or Recreation Area	\$54.00	\$66.00	\$120.00/P.R.
14.14	Parking in Park or Recreation Area without Utilizing the Park or Recreation Facility	\$54.00	\$66.00	120.00/P.R.
14.15	Selling or Trading Merchandise or Operating Concession in Park or Recreation Area	\$54.00	\$66.00	\$120.00/P.R.
14.16	Enter or Remain in Park or Recreation Area Outside	\$54.00	\$66.00	\$120.00/P.R.

<u>MUNICIPAL CODE</u>	<u>VIOLATION</u>	<u>FINE</u>	<u>COSTS</u>	<u>TOTAL & BOND</u>
	Hours of Operation			
14.17	Animals Restricted	\$54.00	\$66.00	\$120.00/P.R.
14.18	Pyrotechnics	\$54.00	\$66.00	\$120.00/P.R.
14.19	Launching Hot Air Balloon or Hobby Rocket in Park or Recreation Area	\$54.00	\$66.00	\$120.00/P.R.
14.20	Entering Locked or Closed Park or Recreation Area	\$54.00	\$66.00	\$120.00/P.R.
14.21	Camping in Park or Recreation Area	\$54.00	\$66.00	\$120.00/P.R.
14.22	Tobacco Use in Prohibited Areas	\$54.00	\$66.00	\$120.00/P.R.
14.23	Hunting or Trapping in Park or Recreation Area	\$54.00	\$66.00	\$120.00/P.R.
24-A.04.020	Disobeying Order of Law Enforcement	\$54.00	\$66.00	\$120.00/P.R.
24-A.04.040	Failure to Yield to Emergency Vehicle	\$54.00	\$66.00	\$120.00/P.R.
24-A.05.010	Failure to Obey Traffic Control Devices (Traffic Lights, Stop Signs, etc.)	\$54.00	\$66.00	\$120.00/P.R.
24-A.05.030	Unauthorized Traffic Sign	\$54.00	\$66.00	\$120.00/P.R.
24-A.05.040	Removal of Traffic Sign	\$54.00	\$66.00	\$120.00/P.R.
24-A.06.020	Driving on Play Streets	\$54.00	\$66.00	\$120.00/P.R.
24-A.07.010	Speeding (1-5 mph over)	\$19.00	\$66.00	\$85.00/P.R.
24-A.07.010	Speeding (6-10 mph over)	\$39.00	\$66.00	\$105.00/P.R.
24-A.07.010	Speeding (11-15 mph over)	\$59.00	\$66.00	\$125.00/P.R.
24-A.08.010; 24-A.08.030	Turn or Signage Violation	\$54.00	\$66.00	\$120.00/P.R.
24-A-08.040	Illegal U-turn	\$54.00	\$66.00	\$120.00/P.R.
24-A.08.060	Failure to Yield in Alley	\$54	\$66	\$120.00/P.R.
24-A.08.070	Failure to Stop When Traffic Obstructed	\$54.00	\$66.00	\$120.00/P.R.
24-A.09.010	Driving Through Procession	\$54.00	\$66.00	\$120.00/P.R.
24-A.09.020	Driving or Parking on Sidewalk	\$54.00	\$66.00	\$120.00/P.R.

<u>MUNICIPAL CODE</u>	<u>VIOLATION</u>	<u>FINE</u>	<u>COSTS</u>	<u>TOTAL & BOND</u>
24-A.09.030	Limitations on Backing	\$54.00	\$66.00	\$120.00/P.R.
24-A.09.040	Careless Driving	\$54.00	\$66.00	\$120.00/P.R.
24-A.09.050	Limitations on Overtaking and Passing	\$54.00	\$66.00	\$120.00/P.R.
24-A.09.060	Violation of Pedestrian's Right-of-Way	\$54.00	\$66.00	\$120.00/P.R.
24-A.10.020; 24-A.10.030; 24-A.10.040; 24-A.10.050; 24-A.10.060; 24-A.10.070; 24-A.10.080; 24-A.10.090; 24-A.11.010	Parking Violation	\$31.50	\$66.00	\$97.50/P.R.
24-A.14.010	Helmet for Minor	\$54.00	\$66.00	\$120.00/P.R.

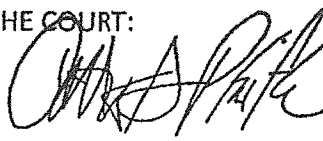
Any city ordinance not itemized above shall be treated in the same manner as a Class 2 misdemeanor, except that no violation of a city ordinance shall contemplate the possibility of a jail sentence.

The fines above itemized are only binding upon cases where a power of attorney is issued by the officer and/or when the appearance is made before a lay magistrate. State statutes provide that magistrate judges or circuit judges are not bound by this schedule.

This schedule shall be effective July 7, 2017 and shall continue in effect until further order of the Court.

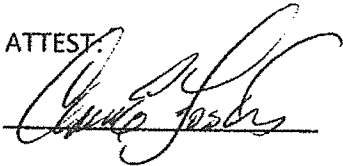
Dated at Hot Springs, South Dakota, this 7 day of July, 2017.

BY THE COURT:



Craig A. Pfeifle
Circuit Court Judge

ATTEST:



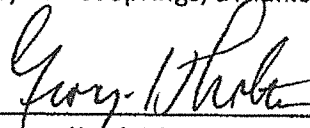
Clerk of Courts

By: _____, Deputy Clerk of Courts
(S E A L)

Dated this 4th day of April, 2017.

(SEAL)

City of Hot Springs, a Municipal Corporation

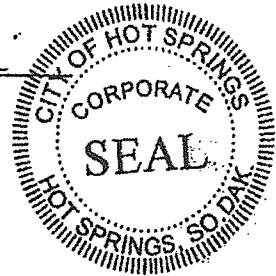


George Kotti, Mayor

ATTEST:



Misty Summers-Walton, Finance Officer



1st Reading 3/20/2017
2nd Reading 4/3/2017
Published 4/11/2017
Effective 5/1/2017

