

Chapter 12.11

Administrative Offenses

Section 1. Purpose and Intent. Administrative offense procedures established pursuant to this Section are intended to provide the public and the City of Howard Lake with an informal, cost effective, and expeditious alternative to traditional criminal charges for violations of certain City Code provisions. The procedures are intended to be voluntary on the part of those who have been charged with administrative offenses. At any time prior to the payment of the administrative penalty, as is provided hereafter, the individual may withdraw from participation and the procedures, in which event, the City of Howard Lake may bring criminal charges in accordance to law. Likewise, the City of Howard Lake in its discretion may choose not to initiate an administrative offense and may bring criminal charges in the first instance. In the event a party participates in the administrative offense procedures, but does not pay the monetary penalty, which may be imposed, the City of Howard Lake will seek to collect the cost of administrative offense procedures as part of a subsequent criminal sentence, in the event the party's charged and is adjudicated guilty of the criminal violation.

Section 2. Administrative Offense Defined. An administrative offense is a violation of a provision of the Municipal Code of the City of Howard Lake and is subject to the administrative penalties set forth by City Resolution as adopted by the City Council from time to time.

Section 3. Notice. Any Peace Officer of the City of Howard Lake Police Department or any other person employed by the City of Howard Lake, authorized in writing by the Mayor of the City of Howard Lake or authorized by City Code or State Statutes, and having authority to enforce the City Code, shall upon determining that there has been a violation, attach to the vehicle a notice of the violation. Said notice shall set forth the nature, date and time of the violation, the name of the official issuing the notice and the amount of the scheduled penalty.

Section 4. Payment. Once such notice is given, the alleged violator may, within fifteen (15) days of the time of the issuance of the notice, pay the amount set forth on the schedule of penalties for the violation. The administrative penalty may be paid in person or by mail and payment shall be deemed to be an admission of the violation.

Section 5. Failure to Pay. In the event a party, charged with an administrative offense fails to pay the penalty, a Misdemeanor or Petty Misdemeanor charge may be brought against the alleged violator in accordance with applicable Statutes of the State of Minnesota.

Section 6. Disposition of Penalties. All penalties collected pursuant to this Section shall be paid to the City of Howard Lake and deposited in the General Fund.

Section 7. Offenses and Penalties. Offenses which may be charged as administrative offenses, and the penalties for such offenses, shall be established by resolution of the City Council of the City of Howard Lake from time to time. Copies of such resolution shall be maintained in the Office of the City Clerk.

The following violations are considered administrative offenses and the administrative penalties

for such offenses listed below are hereby established:

Traffic Violations

Speed 1-10 over the limit (MS 169.14.2) - \$88.00
Over Center Line (MS 169.18) - \$96.00
Following Too Close (MS 169.18.8) - \$96.00
Failure to Yield Right of Way (MS 169.20.1-4) - \$96.00
Improper Pass, Lane Usage (MS 169.18.4) - \$96.00
Exhibition Driving (City Ordinance) - \$88.00
Unreasonable Acceleration (City Ordinance) - \$88.00
Stop Sign/Semaphore (MS 169.30) - \$96.00
Equipment Violation (MS 169.47) - \$88.00 (Includes Exhaust Violations)
Failure to Display Current Registration (MS 169.79) - \$72.00
Expired Plates (MS 168.09) - \$88.00
Fail to Register (MS 168.09) - \$88.00
Window Tint (MS 169.7 1.4) - \$96.00

Parking Violations

Handicap Zone (MS 169.346.3) - \$208.00
Fire Lane - \$35.00
Snowbird - \$35.00
Blocking Fire Hydrant - \$35.00
NoPark2AMto6AM-\$¹⁵.00
Other Parking Violation - \$35.00

Animal Violation (City Ordinance)

Running at Large (w/license)
1st Offense - \$20.00
2nd Offense - \$35.00
Unlicensed Dog - \$35.00

Public Nuisances (City Ordinance)

Weeds and Blight - \$100.00
Amplified Sound in Motor Vehicle - \$72.00
Loud Party - \$96.00
Curfew Violations (1st offense only) - \$30.00
Dumping Trash
Small - \$68.00
Large - \$220.00
Open Fire Violation - \$50.00
Snowmobile/ATV golf cart Violations - \$88.00