

## **Chapter 10 - MOTOR VEHICLES AND TRAFFIC**

### **ARTICLE I. - IN GENERAL**

#### **Sec. 10-1. - Penalties.**

Any person who shall violate any of the provisions of this chapter and receives a notice of such violation shall within thirty (30) calendar days pay to the City of Fort Pierce a parking fine as set by Resolution for violation of on-street parking. Upon the violator's failure to pay said parking fine within thirty (30) calendar days after receipt of the notice of said violation, the violator shall pay a late fee, such fee to be established by Resolution. Any person who shall violate any of the provisions of this chapter three times or more shall be considered a repeat violator. Citations issued to a repeat violator shall be filed with the Clerk of Court.

### **ARTICLE II. - STOPPING, STANDING AND PARKING[2]**

#### **DIVISION 1. - GENERALLY**

#### **Sec. 10-23. - Regulation.**

(q) **Penalty.** A violation of any of the provisions of this section shall be deemed an "infraction," a noncriminal violation which is not punishable by incarceration and for which there is no right to a trial by jury or a right to court-appointed counsel.

(r) **Procedure.** Any person cited for a violation of this section shall be deemed to be charged with a noncriminal violation and upon receiving notice of such shall:

- (1) Within thirty (30) calendar days pay to the City of Fort Pierce a parking fine as set by Resolution for violation of on-street parking; off-street parking illegal parking or blocking traffic. Upon the violator's failure to pay the appropriate sum as applicable within thirty (30) calendar days after receipt of the notice of such violation or violations, the violator, shall pay a late fee.(2) Within seven (7) calendar days, post a bond which shall be equal in amount to the applicable penalty set forth in paragraph (1) above, plus ten dollars (\$10.00), and sign a written request to appear before a Special Magistrate authorized by law to preside over a court or hearing adjudicating traffic infractions. Any person electing to appear before a Special Magistrate shall be subject to the maximum penalty provided by Resolution, as well as subject to any administrative costs assessed.
- (3) Any person posting a bond as outlined in paragraph (2) above and who fails to appear at the hearing shall be considered as having forfeited said bond.
- (4) If a person follows either paragraph (1) or paragraph (3) of the above procedures, he shall be deemed to have admitted the infraction and to have waived his right to a hearing on

the commission of the infraction. Such admission shall not be used as evidence in any other proceeding.

(Code 1960, § 28-32; Ord. No. J-26, § 2, 11-16-92; Ord. No. K-329, § 2, 3-21-05)