

RESOLUTION NO. 09-81

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FAIRFAX
ESTABLISHING A SCHEDULE OF PENALTIES FOR ADMINISTRATIVE
CITATIONS FOR VIOLATIONS OF THE FAIRFAX MUNICIPAL CODE**

WHEREAS, Section 1.10.120 of the Fairfax Municipal Code provides that the schedule of amounts of administrative fines for code violations imposed pursuant to chapter 1.10 of the Fairfax Municipal Code shall be set by resolution of the Town Council;

NOW THEREFORE, be it resolved by the Town Council as follows:

Section 1: Except as otherwise specified in the Town Code, the administrative fine amount for a first violation of the Town of Fairfax Municipal Code shall be One Hundred Dollars (\$100.00);

Section 2: Except as otherwise specifically set forth in the Town Code, the fine amount for a second violation of the same municipal code section by the same person or responsible party within a twelve (12) month period shall be Two Hundred Dollars (\$200.00);

Section 3: Except as otherwise specifically set forth in the Town Code, the fine amount for a third and subsequent violation of the same municipal code section by the same person or responsible party within a twelve (12) month period shall be Five Hundred Dollars (\$500.00);

Section 4: Any fine or penalty amount imposed pursuant to the Fairfax Municipal Code or this Resolution shall be deemed delinquent if it is not paid in accordance with the terms and provisions of the Municipal Code or this Resolution. Any person whose fine or any penalty amount becomes delinquent shall be liable for the payment of an addition delinquency penalty in the amount of ten percent (10%) of the amount of the penalty due to the Town, or ten percent (10%) of the amount of the penalty remaining unpaid to the Town if a portion of the penalty amount was timely paid (the "Delinquency Penalty"). .

Section 5: In addition, interest shall accrue on all delinquent fine or penalty amounts, exclusive of the Delinquency Penalty, at the rate of one half of one percent (0.5%) per month, pro rata, of the total delinquent amount, from the date the fine or penalty becomes delinquent until the date that all delinquent fine or penalty amounts are paid to the Town.

The foregoing Resolution was adopted at a Regular Meeting of the Town Council of the Town of Fairfax on the 2nd day of December, 2009 by the following vote, to wit:

AYES:

NOES:

ABSENT:

MAYOR

Attest:

Judy Anderson, Town Clerk