

Chapter 9-13

PENALTIES AND PROCEDURE ON ARREST

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Unless a specific lesser penalty is provided for specific violations elsewhere in this Title, anyone violating any of the provisions of this Title shall, upon conviction, be subject to imprisonment not exceeding thirty (30) days, or a fine not exceeding five hundred dollars (\$500.00).
(Ord. 04-O-2003-2004, Amended, 10/06/2003)

Section 9-13-2 Arrest And Notice To Appear

Whenever a peace officer has reasonable cause to believe that a person has violated any provision of this Title such officer may:

- (A) Immediately arrest such person and take him/her before a magistrate of the County, or
- (B) Without arresting the person, prepare in quintuplet written summons to appear in court containing the name and address of such person, the operator or chauffeur license number, if any, the registration number of his/her vehicle, the offense charged, the time when and place where such person shall appear, and if the offense charged be speeding, such summons shall also specify the speed at which such person is alleged to have driven and the speed limit applicable within the district or location.

The original copy and a duplicate will be delivered to the court, two copies will be delivered to the violator, and one copy will be retained by the arresting officer.

Section 9-13-3 Summons Placed On Illegally Parked Vehicle

Whenever any motor vehicle without driver is found parked or stopped in violation of any of the restrictions imposed by any ordinance of this City the officer or other authorized person finding such vehicle shall attach a written summons as hereinabove provided to such vehicle in a conspicuous place and the driver of such vehicle shall be held to appear at the time and place designated in the summons.

Section 9-13-4 Presumption In Reference To Illegal Parking

In any proceeding charging a standing or parking violation, a prima facie presumption that the registered owner was the person who parked or placed such vehicle at the point where, and for the time during which, such violation occurred, shall be raised by proof that:

- (A) The particular vehicle described in the information was parked in violation of this Title.

(B) The defendant named in the information was the registered owner at the time in question.