

Resolution No. 06-14
Charter Amendment No. CA2014-00060
Date Posted: June 06, 2014
Effective Date: July 22, 2014

Resolution of the Mayor and Council of Rockville adopted pursuant to Article XI-E of the Constitution of Maryland, Sections. 4-303 and 4-304 of the Local Government Article of the Annotated Code of Maryland, and the Charter of the City of Rockville to amend Section 3 of Article IV, "Enforcement of Ordinances," of the Charter of the City of Rockville so as to amend the penalty that may be imposed upon conviction of a violation of a city ordinance which is punishable as a misdemeanor, and to make it consistent with Section 4 of Article XIV of the Charter of the City of Rockville.

Section 1. BE IT RESOLVED BY THE MAYOR AND COUNCIL OF ROCKVILLE, MARYLAND, that Section 3 of Article IV, "Enforcement of Ordinances," of the Charter of the City of Rockville be amended to read as follows:

ARTICLE IV

Enforcement of Ordinances

Section 3. Enforcement of Ordinances.

To insure the observance of the ordinances of the City, the Council shall have the power to provide that violation thereof shall be a misdemeanor and shall have the power to affix thereto penalties of a fine not exceeding one ~~[hundred]~~ thousand dollars ~~[(\$100.00)]~~ (\$1,000.00) or imprisonment for not exceeding ~~[ninety (90) days]~~ six (6) months, or both such fine and imprisonment. The Council may provide that, where the violation is of a continuing nature and is persisted in, a conviction for one (1) violation shall not be a bar to a conviction for a continuation of the offense subsequent to the first or any succeeding conviction. The City, in addition to other remedies, may institute any

appropriate civil action or proceeding to prevent, restrain, correct or abate violations of municipal ordinances

Section 2. AND BE IT FURTHER RESOLVED that the date of the adoption of this Resolution is June 2, 2014, and that the amendment to the Charter of the Mayor and Council of Rockville hereby proposed by this enactment shall be and become effective on July 22, 2014, unless a proper petition for a referendum hereon shall be filed as permitted by law. A complete and exact copy of this Resolution shall be posted in City Hall until July 16, 2014, and a fair summary of this Resolution shall be published in a newspaper of general circulation in the City of Rockville not less than four (4) times, at weekly intervals before July 22, 2014.

Section 3. AND BE IT FURTHER RESOLVED that as soon as the Charter amendment hereby enacted shall become effective, either as herein provided or following a referendum, the Mayor and Council of Rockville shall send separately, by certified mail, return receipt requested, bearing a postmark from the United States Postal Service, to the Department of Legislative Reference, the following information concerning the charter amendment: (1) the complete text of the Charter of the Mayor and Council of Rockville as hereby enacted; (2) the date of the referendum election, if any, held with respect thereto; (3) the number of votes cast for and against the question concerning the Charter amendment, whether by the Council of the Mayor and Council of Rockville or in a referendum; and (4) the effective date of the Charter amendment.

Section 4. AND BE IT FURTHER RESOLVED that the Mayor of the Mayor and Council of Rockville is hereby specifically enjoined and instructed to carry out the provisions of Sections 2 and 3. As evidence of compliance herewith, the said Mayor shall cause to be affixed to the minutes of this meeting (1) appropriate certificates of publication of the newspaper in which the Title of this Resolution shall have been published and (2) the return receipts of the mailing referred to in Section 3, and shall further complete and execute the Certificate of Effect attached hereto.

Mayor Bridget Donnell Newton

Councilmember Beryl Feinberg

Councilmember Tom Moore

ATTEST:

Douglass A. Barber,
City Clerk

Councilmember Virginia Onley

Councilmember Julie Palakovich Carr