

CITY COUNCIL OF THE CITY OF SEAT PLEASANT, MARYLAND

Ordinance No.: O-11-02
Introduced by: City Council
Date Introduced: Monday, October 4, 2010
First Reading: Monday, October 4, 2010
Public Hearing: Monday, November 1, 2010
Second Reading: Monday, October 11, 2010
Date Adopted: Monday, October 11, 2010
Date Effective: November 25, 2010

AN ORDINANCE concerning

School Zone Speed Monitoring System

FOR the purpose of authorizing the use of speed monitoring systems in school zones within the City of Seat Pleasant; designating certain school zones within the City and establishing maximum speed limits within such zones; providing the amount of a civil penalty for violations of speed limits recorded by a speed monitoring system in school zones; providing that for a certain period of time violations of speed limits recorded by a speed monitoring system may be enforced only by the issuance of a warning; and matters relating to enforcement of speed limits in school zones in the City of Seat Pleasant.

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BY adding
Chapter 150 – VEHICLES AND TRAFFIC
ARTICLE III, School Zone Speed Enforcement
Section 150-4 6
Code of The City of Seat Pleasant (1994 Edition)

EXPLANATORY STATEMENT: Maryland law (Transportation Article, § 21-809) allows municipalities to enact speed monitoring system (commonly referred to as “speed cameras”) enforcement programs. Speeding is one of the major causes of accidents, deaths, and injuries. Studies show that speed cameras significantly reduce the number of speeding violations and crashes. Traditional speed enforcement forces police officers to follow and stop a violator in order to cite the violator, but traffic volume and safety considerations mean that police officers can only apprehend a fraction of the violators, putting motorists and pedestrians at risk. Speed cameras provide safe and consistent enforcement at a reasonable cost, while allowing police

officers to focus on other enforcement efforts. The City Council believes that use of speed cameras in school zones in the City will help prevent speeding and will benefit the public's health, safety, and welfare. Now, therefore,

SECTION 1. BE IT ENACTED BY THE SEAT PLEASANT CITY COUNCIL, that new Section 150-1 be and it hereby is added to the Code of The City of Seat Pleasant, Chapter 150, VEHICLES AND TRAFFIC, to be under new ARTICLE III, School Zone Speed Enforcement, to read as follows:

Chapter 150 – VEHICLES AND TRAFFIC

ARTICLE III, School Zone Speed Enforcement

§ 150-16 SCHOOL ZONE SPEED MONITORING SYSTEMS AUTHORIZED.

(A) TERMS USED IN THIS SECTION THAT ARE DEFINED IN TRANSPORTATION ARTICLE, § 21-809, OF THE MARYLAND ANNOTATED CODE, AS AMENDED FROM TIME TO TIME, SHALL HAVE THE SAME MEANINGS IN THIS SECTION.

(B) THE CITY MAY USE A SPEED MONITORING SYSTEM TO MONITOR AND ENFORCE SPEED LIMIT RESTRICTIONS, INCLUDING THE ISSUANCE OF CITATIONS, WITHIN THE SCHOOL ZONES DESIGNATED IN SUBSECTION (E) OF THIS SECTION AND IN SUCH SCHOOL ZONES WITHIN THE CITY AS MAY BE ESTABLISHED BY THE STATE HIGHWAY ADMINISTRATION ON ROADS UNDER ITS JURISDICTION. THE LOCATIONS IN SCHOOL ZONES WITHIN WHICH SPEED MONITORING SYSTEMS ARE USED FROM TIME TO TIME SHALL BE DETERMINED BY THE CITY'S CHIEF OF POLICE.

(C) THE CITY SHALL USE SPEED MONITORING SYSTEMS FOR THE MONITORING AND ENFORCEMENT OF SPEED LIMIT RESTRICTIONS IN ACCORDANCE WITH THE REQUIREMENTS SET FORTH IN TRANSPORTATION ARTICLE, § 21-809, OF THE MARYLAND ANNOTATED CODE, AS AMENDED FROM TIME TO TIME, AND OTHER APPLICABLE LAW.

(D) THE DRIVER OF A MOTOR VEHICLE IS SUBJECT TO A CIVIL PENALTY IN THE AMOUNT OF \$40 IF THE MOTOR VEHICLE IS RECORDED BY A SPEED MONITORING SYSTEM AS BEING OPERATED IN A SCHOOL ZONE IN EXCESS OF THE POSTED SPEED LIMIT.

(E) THE CITY MAY CONTRACT WITH A SPEED MONITORING SYSTEM OPERATOR TO OPERATE A SPEED MONITORING SYSTEM IN THE CITY IN ACCORDANCE WITH THE REQUIREMENTS SET FORTH IN TRANSPORTATION ARTICLE, § 21-809, OF THE MARYLAND ANNOTATED CODE, AS AMENDED FROM TIME TO TIME, AND OTHER APPLICABLE LAW.

(F) THE FOLLOWING SCHOOL ZONES ARE ESTABLISHED WITHIN THE CITY OF SEAT PLEASANT PURSUANT TO TRANSPORTATION ARTICLE, § 21-803.1, OF THE MARYLAND ANNOTATED CODE:

(1) SEAT PLEASANT ELEMENTARY SCHOOL ZONE. THE LIMITS OF THIS SCHOOL ZONE, AND THE MAXIMUM SPEED LIMIT WITHIN THIS ZONE, ARE AS FOLLOWS:

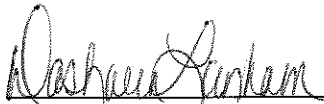
aA. ALL STREETS AND PARTS OF STREETS, NOT UNDER STATE JURISDICTION, THAT LIE WITHIN A ONE-HALF MILE RADIUS OF SEAT PLEASANT ELEMENTARY SCHOOL. THE MAXIMUM SPEED IN THIS SCHOOL ZONE IS 30 MILES PER HOUR.

SECTION 2. AND BE IT FURTHER ENACTED that for a period of at least 30 days after the first speed monitoring system is placed in the City a violation recorded by any speed monitoring system in the City may be enforced only by the issuance of a warning.

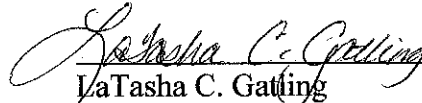
SECTION 3. AND BE IT FURTHER ENACTED that the City Clerk shall certify to the adoption of this ordinance, and cause the same to be published as required by law; and that this Ordinance shall become effective twenty (20) days following approval by the Mayor or passage by the Council after the veto by the Mayor.

ATTEST:

**COUNCIL OF THE CITY OF
SEAT PLEASANT**



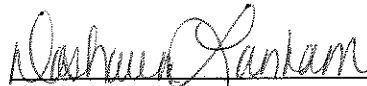
Dashaun Lanham
City Clerk



Tasha C. Gatling
Council President

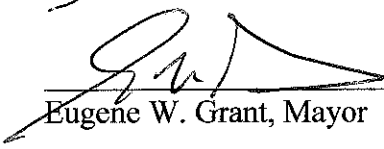
APPROVED:

This Ordinance was presented to the Mayor for his approval of disapproval pursuant to Section C-313 of the Charter of the City of Seat Pleasant this 2nd day of November, 2010



Dashaun Lanham
City Clerk

In accordance with Section C-313 of the Charter of the City of Seat Pleasant, I hereby APPROVE ~~(DISAPPROVE)~~ this Ordinance this 9-11-2-2010, 2010.


Eugene W. Grant, Mayor

EXPLANATION:

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

((Double Parenthesis)) indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike Out~~ indicates matter stricken from bill by amendment or deleted from the law by amendment.

