

CITY OF FAIRFIELD

ORDINANCE NO. 2021-18

**ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FAIRFIELD AMENDING SECTION 1.7 OF
CHAPTER 1, ARTICLE I OF THE FAIRFIELD MUNICIPAL CODE TO ALLOW SECOND AND
SUBSEQUENT VIOLATIONS OF THE FAIRFIELD MUNICIPAL CODE TO BE PUNISHED AS
INFRACTIONS OR MISDEMEANORS**

THE CITY COUNCIL OF THE CITY OF FAIRFIELD DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 1.7 of Chapter 1, Article I of the Fairfield Municipal Code is hereby amended to read as follows:

1.7 General Penalty

Whenever in this code or in any other ordinance of the city, any act is prohibited or is made or declared to be unlawful or an offense, or the doing of any act is required or the failure to do any act is declared to be unlawful, the violation for the first offense of such provision of this code or any city ordinance shall be an infraction punishable by a fine not exceeding \$100. For a second and each subsequent offense of this Article within a one-year period, such violation may be prosecuted as either an infraction with a fine not exceeding \$250, or as a misdemeanor punishable by a fine not exceeding \$1000 or by imprisonment in the county jail not to exceed six months, or by both such fine and imprisonment. The District Attorney or City Prosecutor may prosecute violations under this Section.

Where a specific Section in this code provides for a specific penalty, that penalty shall control for that specific Section.

Every day any violation of this code or any other ordinance of the city shall continue shall constitute a separate offense

Any person who willfully violates his or her written promise to appear or a lawfully granted continuance of his or her promise to appear in court is guilty of a misdemeanor, regardless of the disposition of the charge upon which he or she was originally arrested.

SECTION 2. This Ordinance shall be effective 30 days following its adoption by the City Council. A summary of this Ordinance shall, within fifteen (15) days after passage, be published in accordance with Section 36933 of the Government Code of the State of California with the names of the City Councilmembers voting for and against it.

INTRODUCED at a regular meeting of the City Council of the City of Fairfield on the 7th day of September, 2021, and

PASSED AND ADOPTED this _____ day of _____, 2021, by the following vote:

AYES: COUNCILMEMBERS: PRICE / BERTANI / MOY / PANDURO / TIMM / TONNESEN / VACCARO

NOES: COUNCILMEMBERS: _____

ABSENT: COUNCILMEMBERS: _____

ABSTAIN: COUNCILMEMBERS: _____

MAYOR

ATTEST:

CITY CLERK