

**WIGGINS MUNICIPAL COURT FINE AND FEE SCHEDULE**

As prescribed by Wiggins Board of Trustees, the following fine schedule has been established for certain traffic and general ordinance violations within the Town of Wiggins. Offenses other than those listed on this fine schedule shall require mandatory appearance before the Court. The Wiggins Board of Trustees approved this Fine Schedule effective February 23 , 2022.

**PART ONE – TRAFFIC VIOLATIONS (MODEL TRAFFIC CODE)**

<b>Schedule of Fines (unless otherwise stated)</b>	<b>Fine*</b>
Six Point Violation	\$300
Five Point Violations	\$250
Four Point Violations	\$150
Three Point Violations	\$125
Two Point Violations	\$100
One Point Violations	\$80
Zero Point and Parking Violations	\$60
25 over speed limit	Summons
“8” penalty points	Summons
“12” penalty points	Summons
No Insurance	Summons

\*Any moving violations that occur in a construction zone or school zone are doubled.

**SIZE-WEIGHT-LOAD (MODEL TRAFFIC CODE)**

<b>All MTC Section 500 Violations for Size -Weight- Load</b>	<b>Fine*</b>
Excess Weight 1-2500 lbs.	\$100
Excess Weight 2501-5000 lbs.	\$200
Excess Weight 5001-7500 lbs.	\$400
Excess Weight 7501-10000 lbs.	\$800
Over 10000 lbs.	\$800 Plus \$300 for each 1000 lbs. Overweight up to a maximum fine of \$2650

**MISCELLANEOUS (MODEL TRAFFIC CODE)**

<b>Code Section</b>	<b>Violation</b>	<b>Fine</b>	<b>Subsequent</b>
1201	Starting Parked Vehicles	\$40	\$40
1202	Vehicles in Roadway	\$60	\$60
1208	Handicapped Parking	\$350	Summons
1211	Unsafe Backing	\$60	\$60
1200	Others Not listed	\$40	\$40
1403	Following Fire Truck	\$150	\$150
1404	Crossing Fire Hose	\$200	\$200
1406	Throwing Matter on Highway	\$125	\$125
1407	Spilling Loads	\$300	\$300
1407	Spilling Hazardous Material	Summons	Summons
1412	Bicycle Operation	\$40	\$40
1415	Radar Jamming Device	\$600	\$600
1400	Others Not Listed	\$40	\$40
1500	All 1500 Violations	\$40	\$40

**MANDATORY SUMMONS**

- A. Offenses resulting in an accident - causing serious bodily injury, death or appreciable/substantial damage to the property of another
- B. Reckless Driving
- C. Exhibition of Speed or Speed Contest
- D. Failure to Stop for School Bus
- E. Eluding or attempting to elude a police officer
- F. Speeding twenty five (25) miles or more over the posted speed limit
- G. Speeding forty (40) miles or more over the posted speed limit
- H. Model Traffic Code violation section 500-509 for Size-Weight-Load ( Unless otherwise stated above in the fine schedule)

**PART TWO – GENERAL ORDINANCE VIOLATIONS**

**HEALTH & SAFETY ORDINANCES**

<b>Code Section</b>	<b>Violation</b>	<b>First Offense</b>	<b>Subsequent Offense</b>
8-1-3	General Nuisance	\$100	Summons
8-2-3	Abandoned and Publicly Kept Vehicles	\$100	Summons
8-2-7	Sleeper Vehicles	\$100	Summons
8-3-2	Household Trash, Garbage, Trash & Debris	\$100	Summons
8-4-2	Unsafe Sidewalks and Rights-of-Way	\$100	Summons

8-5-2	Landscape Materials	\$100	Summons
8-7-2	Weeds, Brush, Leaves and Grass Clippings	\$100	Summons
8-8-2	Prohibited Fireworks Possession/Discharge	\$250	Summons
8-8-6	Unlawful Sale or Possession of Fireworks during Ban	\$250	Summons
8-9-9	Emergency Alarm System (after 3 false alarms)	\$50	Summons

#### **ANIMAL ORDINANCES**

<b>Code Section</b>	<b>Violation</b>	<b>First Offense</b>	<b>Subsequent Offense</b>
3-07(2)	License and Registration Required	\$50	Summons
3-07(2)	Rabies Vaccine Required	\$100	Summons
3-07(3)	Restriction of Animal Type and Number	\$50	Summons
3-07(5)	Interference/ Hindering Animal Control	Summons	Summons
3-07(7)	Barking Dog	\$75	Summons
3-07(8)	Dog at Large	\$75	Summons
3-07(9)	Leash Law	\$40	Summons
3-07(11)	Cruelty to Animals/Abandonment	Summons	Summons
3-07(12)	Poisoning of Animals Prohibited	Summons	Summons
3-07(14)	Vicious Animal	Summons	Summons
22-2016	Proper Disposal of Pet Waste	\$75	Summons

#### **MISCELLANEOUS ORDINANCES**

<b>Code Section</b>	<b>Violation</b>	<b>First Offense</b>	<b>Subsequent Offense</b>
2-90	Watering Restrictions	\$250	Summons
4-99(1)	Open Burning	\$75	Summons
06-11	Unregistered Golf Cart	\$35	Summons
04-2015	Truck Parking	\$150	Summons
06-2015	Contractor, Subcontractors, and Tradesmen regulations	Summons	Summons

## CRIMINAL VIOLATIONS

Code Section	Violation	First Offense	Subsequent Offense
1-86(2)	Open Container	Summons	Summons
2-86(1E)	Shoplifting	Summons	Summons
3-79(1)	Disorderly Conduct	Summons	Summons
3-79(1g)	Menacing	Summons	Summons
1-94	Curfew	Summons	Summons
2-95(1)	Harassment	Summons	Summons
3-95(1)	Assault	Summons	Summons
11-95	Minor In Possession	Summons	Summons
4-98	Disturbance-Breach of Peace	Summons	Summons
4-07-01	Theft	Summons	Summons
4-07-02	Theft of Services	Summons	Summons
4-07-03	Fraud by Check	Summons	Summons
4-07-04	Trespass	Summons	Summons
4-07-05	Criminal Mischief	Summons	Summons
4-07-06	Defacing Public Property	Summons	Summons
4-07-07	Littering- Public and Private	\$150	Summons

## PART THREE – COURT/OTHER COSTS

Schedule of Fines (unless otherwise stated)	Fine
Court Surcharge / All Municipal Citations	\$65
Tow Surcharge / All Abandoned, Publicly Kept or Junk Vehicles	\$50

## RELATED FINE PROCEDURES

Summons and Complaints with more than one traffic charge may receive a plea bargain offer prior to appearing in Court provided the combined total of original points is no greater than six points. If the combined total of original points on the summons is greater than six points the summons shall require an appearance before the Court.

Summons and Complaints with more than one general ordinance charge shall require an appearance before the Court.

All persons who close their case through plea bargain procedures with the Town Attorney's office, either by mail or in person, shall pay the fine scheduled for the original violation(s) charged.

Any person who enters a plea of guilty or nolo contendere as part of a plea-bargained disposition and who does not wish to pay the scheduled fine must appear as scheduled on the summons and complaint.

Stays of execution may be granted by the office of the Municipal Court through a process agreed to by the Presiding Municipal Court Judge and Municipal Court.

The payment of the scheduled fine shall constitute a final judgment or conviction of the offense charged. All persons charged with offenses other than those listed on this fine schedule shall be required to appear in the Municipal Court.

At the time of sentencing, and based on a Judge's discretion, fines may be increased or decreased depending on mitigating or aggravating factors.