

ORDINANCE 15057

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES, CITY OF MARSHALLTOWN, IOWA, 70.073 NOTICE OF AUTOMATED TRAFFIC CITATION

WHEREAS, the City Council of the City of Marshalltown, Iowa passed Chapter 70: Automated Traffic Enforcement regulations on December 28, 2022, to provide regulations for the administration and enforcement of traffic code through automated traffic enforcement; and

WHEREAS, 70.073 Notice of Automated Traffic Citation allows the automated traffic enforcement contractor 10 days to mail a notice of citation; and

WHEREAS, the contractor Sensys Gatso Group has requested they be given 30 days to mail the notice of citation; and

WHEREAS, the City Council of the City of Marshalltown finds it is in the best interest of the City to amend Chapter 70.073 Notice of Automated Traffic Citation of the City Code of Ordinances.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MARSHALLTOWN, IOWA:

Section 1. The Code of Ordinances is hereby amended by adopting the following sections:

§ 70.073 NOTICE OF AUTOMATED TRAFFIC CITATION.

A) Upon a Marshalltown Police Officer's determination that the Automated Traffic Enforcement System has detected a violation described in subsection 70.072, a notice of an Automated Traffic Citation will be mailed to the Vehicle Owner for each such violation recorded by the Automated Traffic Enforcement System. The Automated Traffic Enforcement Contractor shall mail the notice within 30 days of receiving information about the Vehicle Owner. The notice shall include the name and address of the Vehicle Owner; the vehicle make if available and readily discernable; the vehicle registration number; the violation alleged; the time, date, and location of the alleged violation; the applicable fine; information as to how the Automated Traffic Citation may be challenged; and that the basis of the notice is a photographic or video record generated by an Automated Traffic Enforcement System.

Section 2. This ordinance shall be in full force and effect after its passage and publication as required by law.

Passed this _____ day of _____ 2023, and signed this _____ day of _____ 2023.

CITY OF MARSHALLTOWN, IOWA

Joel Greer, Mayor

ATTEST:

Alicia Hunter, City Clerk

I, Alicia Hunter, City Clerk of the City of Marshalltown, Iowa, do hereby certify that the foregoing ORDINANCE was passed and approved by the City Council of the City of Marshalltown, Iowa, on the ____ day of _____, 2023, and was published in the Marshalltown Times-Republican, a newspaper of general circulation in the City of Marshalltown, Iowa, on the ____ day of _____, 2023.

Alicia Hunter, City Clerk