

**RESOLUTION R1213-04**

**A RESOLUTION SETTING GOLD BEACH MUNICIPAL COURT TRAFFIC  
OFFENSES PRESUMPTIVE FINE SCHEDULE**

**WHEREAS**, as provided in Chapter V of the Gold Beach City Charter, the City operates a Municipal Court to enforce the ordinances and codes of the City of Gold Beach; and

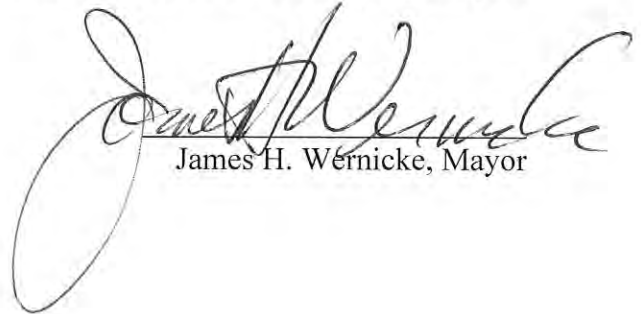
**WHEREAS**, the City Code Section 6.050 provides for the applicability of State Traffic Laws within the city limits of Gold Beach and a violation of such state traffic laws shall be considered offenses against the City of Gold Beach when committed within its boundaries; and

**WHEREAS**, the City is desirous to adopt a City specific presumptive fine schedule for violations of traffic offenses within the city limits of Gold Beach; and

**WHEREAS**, the City Council held a public hearing on August 13, 2012, to take testimony and deliberate on the proposed presumptive fine schedule.

**NOW, THEREFORE, BE IT RESOLVED:** the City Council of the City of Gold Beach, Oregon, hereby adopts the presumptive fine schedule, attached to this resolution as EXHIBIT A, for traffic offenses within the City of Gold Beach

Passed by the City Council of the City of Gold Beach, County of Curry, State of Oregon, this 8<sup>th</sup> day of October, 2012.



James H. Wernicke, Mayor

ATTEST:



Candy Cronberger  
Candy Cronberger, City Recorder

**EXHIBIT A  
CITY OF GOLD BEACH MUNICIPAL COURT  
TRAFFIC OFFENSES  
PRESUMPTIVE FINE SCHEDULE**

OFFENSE	PRESUMPTIVE FINE	MAXIMUM FINE	ORS	NOTES
<b>VIOLATIONS</b>				
Class A	495	2,000		
Class B	320	1,000		
Class C	220	500		
Class D	170	250		
If an accident is involved add \$50 to the presumptive fines below:				
<b>SPEEDING</b>				
Speed Racing	495	2,000	811.125	
<b>Violation Basic Rule (VBR) Over Limit:</b>				
1 to 10 miles	170	250	811.100	
11 to 20 miles	220	500	811.100	
21 to 30 miles	320	1,000	811.100	
over 30miles	495	2,000	811.100	
Unsafe speed when going slower than posted speed	320	1,000	811.100	
<b>Violating Designated Speed Limit:</b>				
1 to 10 miles	170	250	811.111	*
11 to 20 miles	220	500	811.111	*
21 to 30 miles	320	1,000	811.111	*
<b>If the speed limit is 65 mph or greater:</b>				
Exceeding the limit by 10 mph or less	220	500	811.111	*
Exceeding the limit by more than 10 but not more than 20	320	1,000	811.111	*
<b>* ADD \$42 SURCHARGE IF DEFENDANT IS DRIVING VEHICLE THAT REQUIRES CDL</b>				
<b>SERIOUS TRAFFIC OFFENSES</b>				
Violations of Ignition Interlock Devices	495	2,000	813.608	
Careless Driving	320	1,000	811.135	
Driving While Suspended (DWS)	495	2,000	811.175	Vio
<b>ACCIDENTS/REPORTS</b>				
Fir to Perf Driv Dut/Domes Animal	320	1,000	811.710	
Fir to Perf Witness Duties	320	1,000	811.715	
Fir Driver to Report Accident	320	1,000	811.725	
Fir Occupant to Report Accident	320	1,000	811.735	
Fir Owner to Report Accident	320	1,000	811.730	
Failure to Remove a Motor Vehicle from the Highway	220	500	811.717	
<b>PEDESTRIAN VIOLATIONS</b>				
Fir Obey Trf Control Dev	170	250	814.020	
Fir Use Tunnel/Overhd	170	250	814.060	
Fir/Improper Use Sidewalk/Shoulder	170	250	814.070	
Fir Yld Emergency Vehicle	170	250	814.050	
Fir Yld Vehicle	170	250	814.040	
Sudden Leaving Curb	170	250	814.040	
Unlawful Hitchhiking	170	250	814.080	
Fir Obey Railroad Signal	170	250	814.030	

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<b>BICYCLE VIOLATIONS</b>			
Applicability of MV Code to Bicycle	Same as Veh		814.400
Unsafe Riding Sdwk	170	250	814.410
Fir Sig Stop/Turn	170	250	814.440
Clinging to Veh	170	250	814.480
Fir To Wear Bicycle Helmet	25	25	814.485
Fir Use Bicycle Seat	170	250	814.470
Fir Use Bicycle Lane/Path	170	250	814.420
Improp Use of Lane by Bicycle	170	250	814.430
Unlawful Load on Bicycle	170	250	814.450
Unlawful Passenger on Bicycle	170	250	814.460
Viol Bicycle Equip Requirements	170	250	815.280
<b>MOPEDS, MOTORCYCLES, MOTOR ASSISTED SCOOTERS (MAS) AND ASSISTED MOBILITY DEVICE</b>			
Illegal Alteration of Moped	220	500	814.310
Moped Clinging to Vehicle	170	250	814.230
MTC/Moped More than 2 Abreast	320	1,000	814.250
Unlawful Moped or MTC Operation	320	1,000	814.200
Unlawful Moped or MTC Passing	320	1,000	814.240
Operating Moped on Bike Lane	170	250	814.210
Oper Moped on Sidewalk/Bike Trail	170	250	814.210
Oper Moped w/o Lights	320	1,000	814.320
Carrying Passenger on Moped	170	250	814.330
Unlawful Moped Passenger	170	250	814.340
Fir MTC Operator to Wear Helmet	170	250	814.269
Fir MTC Passenger to Wear Helmet	170	250	814.275
Clinging to MV by MTC-Unless Disabled	320	1,000	814.220
No Helmet/Moped Rider	170	250	814.260
Operate MTC w/o Lights	320	1,000	814.320
Unlawfully Carrying Passenger on MTC	320	1,000	814.325
Endangering MTC Passenger	170	250	814.280
Unlawful Operation of MAS	170	250	814.512
Failure to use Bike Lane-MAS	170	250	814.514
Improper Operation on Highway-MAS	170	250	814.518
Improper Operation in Lane-MAS	170	250	814.520
Failure to Signal-MAS	170	250	814.522
Unsafe Operation on Sidewalk-MAS	170	250	814.524
Unsafe Oper on bike path or lane-MAS	170	250	814.526
Operation of MAS in crosswalk	170	250	814.528
Carrying a Passenger on a MAS	170	250	814.530
Operating MAS with an unlawful load	170	250	814.532
Fir of MAS Operator to Wear Helmet	25	25	814.534
Endangering a MAS operator	25	25	814.536
Vio of MAS equipment requirements	170	250	815.283
Vio of Electric personal assistive mobility device equipment requirements	170	250	815.284
Unsafe oper of electric assist mobility device	170	250	814.552
Dangerous movement of stopped, standing, parked vehicle	320	1,000	811.565

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<b>SIGNAL AND TRAFFIC CONTROL</b>			
Pass Stopped Veh at X-Walk	320	1,000	811.020
Flr Obey Police Officer	320	1,000	811.535
Flr Obey Stop Sign	320	1,000	811.265
Flr Obey Traf Cont Device	320	1,000	811.265
Flr Obey Traf Signal	320	1,000	811.265
Flr to Signal (Electric)	170	250	811.405
Flr to Signal (Ln Chng)	170	250	811.375
Flr to Signal (Stop) With Lts	170	250	811.405
Flr to Signal (Turn) With Lts	170	250	811.405
Imp Left Turn	320	1,000	811.340
Imp Right Turn	320	1,000	811.355
Flr Use Appropriate Signal	320	1,000	811.400
Unlawful MC Passing	320	1,000	814.240
Unsafe Pass (On Left)	320	1,000	811.410
Unsafe Pass (On Right)	320	1,000	811.415
Unsafe Pass (No Passing Zone)	320	1,000	811.420
Unsafe Passing of Person on Bicycle	320	1,000	811.065
Flr Use Special Left Turn Lane	320	1,000	811.345
Inter w/Trf Cont Dev	495	2,000	810.240
Impr Turn at Stop Lt (When Red)	320	1,000	811.360
Unlawful or Unsignaled Turn	170	250	811.335
Imp U-Turn	320	1,000	811.365
Flr Obey One-Way Designation	320	1,000	811.270
Crossing Cntr Line of 2-Way/4 Lane	320	1,000	811.310
Depriving MC/Moped of Full Lane	320	1,000	811.385
Drvng Wrong Way Around Rotary Island	320	1,000	811.330
Flr of Slow Drvr to Dry in Rt Lane	320	1,000	811.315
Flr to Drive in Single Lane	320	1,000	811.370
Flr to Drive on Right	320	1,000	811.295
Flr to Drive on Rt of Approach Veh	320	1,000	811.300
Flr to Drive on Rt Side of Div Hwy	320	1,000	811.320
Flr to Keep Camper, Trailer, Truck in Rt Lane	320	1,000	811.325
Unlawful Change of Lane (Unsafe)	170	250	811.375
Unsignaled Change of Lane	170	250	811.375
Flr to maintain safe distance from emerg veh	320	1,000	811.147
<b>FAILURE TO YIELD RIGHT-OF-WAY</b>			
Flr to Yld Bicycle on Sidewalk	320	1,000	811.055
Flr to Stop for Pedestrian who is Blind	320	1,000	811.035
Flr to Stop for Pedestrian on Sidewalk	320	1,000	811.025
Flr to Yld Bicycle in Bike Lane	320	1,000	811.050
Flr to Yld at Contld Intrs	320	1,000	811.265
Flr to Yld at Drvwy/Alley/Priv Rd	320	1,000	811.280
Flr to Yld Emergency Vehicle	320	1,000	811.145
Flr to Yld Left Tum	320	1,000	811.350
Flr to Yld at Merging Lane	320	1,000	811.285
Flr to Yld Ped (Crswlk w/o Cntrl Dv)	320	1,000	811.028
Flr to Yld Ped (Crswlk, Tum on Red)	320	1,000	811.360
Flr to Yld Ped (Crswlk w/ Tr Sig)	320	1,000	811.028
Flr to Yld Uncontrl'd Hwy Intrs	320	1,000	811.275
Flr to Yld to Traffic Control Member	495	2,000	811.017
<b>OPERATORS LICENSE VIOLATIONS</b>			
No MTC Endorsement	320	1,000	807.010
Veh Oper w/o Driving Priv (Exp DL)	320	1,000	807.010
Veh Oper w/o Driving Priv (No DL)	320	1,000	807.010
License Restrictions	320	1,000	807.010
Flr Carry/Dsp/Present/Deliver DL	220	1,250	807.570
Flr Chg Name/Add DL w/in 30 Days	170	250	807.560
Flr Chg Name/Add ID w/in 30 Days	170	250	807.420
Flr to Suaender Out-of-State DL	170	250	807.540
Holding Multiple DL's	320	1,000	807.550
Veh Oper with Cancelled Lic	320	1,000	807.010



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<b>VEHICLE LICENSE VIOLATIONS</b>			
Exp Veh Lic/Reg (Fee Must be Paid)	170	250	803.315
Fir Chg Name/Addr w/in 30 Days	170	250	803.220
Fir Sign/Carry/Dsply Reg	170	250	803.505
Fir Trnsfr Title w/in 30 Days	170	250	803.105
Impr Disp Lic Pit Sticker	170	250	803.560
Impr Disp Veh Plates	170	250	803.540
Improper Display Dealer Plates	170	250	822.045 (h)
Improper Use of Dealer Plates	320	1,000	822.045 (g)
Switched Lic Plates	170	250	803.540
Switched Lic Plate Sticker	320	1,000	803.550
Fir to Reg Veh	170	250	803.300
Fir to Renew Veh Reg	170	250	803.455
Illegal Alteration/Dsply Plates	320	1,000	803.550
Exp Out-of-State Plates	220	500	803.545
Fir to Dsply Plates	170	250	803.540
Fir to Dsply Out-of-State Plates	220	500	803.545
Fir to Surr Out-of-State Reg/Plates	170	250	803.380
Improper Display of a Permit	170	250	803.655
<b>LIGHT VIOLATIONS</b>			
Fir Mark End of Load (Over 4') w/Light or Flag	220	500	815.275
Opr w/Nonstandard Ltg Equip (Type, Visibility, Color, Placement)	220	500	816.300
Opr w/o Required Ltg Equip	220	500	816.330
Def Headlights	220	500	816.330
Def Taillights	220	500	816.330
Def Reg. Plate Light (Visible 50')	220	500	816.330
Def Brake Lights	220	500	816.330
Def Turn Signals	220	500	816.330
Def Hi-Beam Indicator	220	500	816.330
Def Reflectors	220	500	816.330
Aux Lights Over 54" on	220	500	816.330
Back-Up Lights on When Going Forward	320	1,000	811.520
Driving w/o Lights	320	1,000	811.520
Fir to Dim HL (500' Oncom: 350' Rear)	320	1,000	811.520
Fir to Use Park Lights	170	250	811.520
More than 4 Lights When Hdlt Req.	320	1,000	811.520
Using Park Lights When Hdlt Required	320	1,000	811.520
Use of Prohibited Lighting Equip	220	500	816.360
<b>REQUIRED EQUIPMENT</b>			
Brakes (Inclgd Emrgncy Brks)	220	500	815.130
Fenders/ Mudflaps	220	500	815.185
Horn (Audible 200 Ft)	220	500	815.230
Op/Allow Op Ilgl Equip/Unsafe Veh	220	500	815.100
Rear View Mirror (Unobstructed 200 Ft)	220	500	815.235
Forward Crossover Mirror/Failure to Inspect	220	500	815.237
Turn Signals (Exc Pre '73 MC & Mopds)	220	500	816.320
Windshield Wiper	220	500	815.215
Exhaust System	220	500	815.250
Illegal Window Tinting	320	1,000	815.222

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<b>EXCESSIVE NOISE VIOLATIONS</b>			
Engine Braking	495	2,000	811.492
Excess Noise (Tires, Engine, Exhaust)	170	250	815.025
Improper Use of Horn	220	500	815.225
Unreasonable Sound Amplification from a vehicle	170	250	815.232
<b>MISCELLANEOUS VIOLATIONS</b>			
Operating a Motor Vehicle while using a Mobile Communications Device	170	250	811.507
Certificate	1,201	6,250	822.100
Blocking Cross Traffic	170	250	811.290
Carry Dog External Veh	170	250	811.200
Carry Child External Veh	320	1,000	811.205
Damage/Remove Sign	495	2,000	810.240
Drag Object on Road	170	250	818.320
Drv on Bicycle Ln/Path	320	1,000	811.435
Oper w/obstructing Passenger	170	250	811.190
Driving Uninsured	320	1,000	806.010
Fir to Carry Proof of Compliance w/Financial Responsibility Reg	320	1,000	806.012
Fir to Stop for School Bus	495	2,000	811.155
Unsafe School Vehicle Operation	320	1,000	820.180
Follow Fire Truck (500 Ft)	320	1,000	811.150
Follow too Close	320	1,000	811.485
Operating Unsafe Veh	320	1,000	815.020
Impeding Traffic	170	250	811.130
Op Low Speed Veh on Highway	320	1,000	811.512
Littering (Op/Pass)	220	1,250	164.805
Obstruction on Windows	170	250	815.220
Open Vehicle Door	170	250	811.490
Overtaking Stopped Vehicle	320	1,000	811.020
Prmt Unlawful Oper Veh	320	1,000	811.255
Sifting, Leaking Load	320	1,000	818.300
Studded Tires (Illgl-May 1 to Oct 31)	220	500	815.160
Drv on Hwy Divider	320	1,000	811.430
Endangering Child Passenger	170	250	811.210(1)(b) (c)
Fir to Wear Seat Belt	170	250	811.210(1)(a) (d)
Fir to Maintain Safety Belts	220	500	811.225
Fir to Stop Emerging from Alley, Driveway, Bldg	320	1,000	811.505
Illegal Backing	170	250	811.480
Interference with Emergency Veh	320	1,000	811.150
Passenger Obstruction of Driver	220	500	814.130
Unlawful Use of Television	320	1,000	815.240
Viol Max Size Limits	170	250	818.090
Viol Towing Safety Reg	320	1,000	818.160
Viol Min Road Clearance	320	1,000	815.245
Viol Truck Route (Authority 810.040)	320	1,000	811.450
Viol Maximum Weight Limits when Vehicle	495	2,000	
Visible Emissions	170	250	815.200