

ORDINANCE 2018 - 04

**AN ORDINANCE ADOPTING AND ENACTING A NEW CODE FOR THE CITY OF FROSTBURG, MARYLAND; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE.**

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF FROSTBURG, MARYLAND:

Section 1. The Code entitled "Code of Ordinances of the City of Frostburg, Maryland" published by Municipal Code Corporation, consisting of Articles 1 through 12, each inclusive, is adopted.

Section 2. All ordinances of a general and permanent nature enacted on or before May 1, 2018, and not included in the Code or recognized and continued in force by reference therein, are repealed.

Section 3. The repeal provided for in section 2 hereof shall not be construed to revive any ordinance or part thereof that has been repealed by a subsequent ordinance that is repealed by this ordinance.

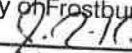
Section 4. Unless declared to be a misdemeanor, violations of the Code are municipal infractions. Except as otherwise provided by law or ordinance: (i) A person convicted of a violation of this Code that is a misdemeanor shall be punished by imprisonment not to exceed six (6) months or a fine not to exceed \$1,000.00 or both; (ii) A person who commits a violation of this Code that is a municipal infraction shall be subject to fines provided for elsewhere herein, except that said fines shall not exceed the amount allowed for under applicable State law, presently \$1,000.00; (iii) With respect to violations of this Code that are continuous with respect to time, each day that the violation continues is a separate offense; and (iv) With respect to violations of this Code that are not continuous with respect to time, each separate act constitutes a separate offense. The penalty provided by this section, unless another penalty is expressly provided, shall apply to the amendment of any Code section, whether or not such penalty is reenacted in the amendatory ordinance. In addition to the penalty prescribed above, the city may pursue other remedies such as abatement of nuisances, injunctive relief and revocation of licenses or permits.

Section 5. Additions or amendments to the Code when passed in such form as to indicate the intention to make the same a part of the Code shall be deemed to be incorporated in the Code, so that reference to the Code includes the additions and amendments.

Section 6. Ordinances adopted after May 1, 2018 that amend or refer to ordinances that have been codified in the Code shall be construed as if they amend or refer to like provisions of the Code.

Section 7. This Ordinance shall become effective December 5, 2018.

COPY

Certified as a True Copy  
Of a Document of the  
City of Frostburg, MD  
  
John R. Kirby  
City Administrator

APPROVED AND ADOPTED THIS 15th day of November, 2018.

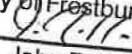
Introduced: Oct. 18, 2018  
Second Hearing: Nov. 15, 2018  
Adopted: Nov. 15, 2018  
Effective: Dec. 5, 2018

FROSTBURG MAYOR AND CITY COUNCIL

By:   
W. Robert Flanigan, Mayor

ATTEST:  
  
John R. Kirby, Jr., City Administrator

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