

**ORDINANCE NO. 2148  
AS AMENDED ON APRIL 25, 2011**

AN ORDINANCE OF THE MAYOR AND CITY COUNCIL OF THE CITY OF SALISBURY, MARYLAND, TO AMEND CHAPTER 10.08 – GENERAL TRAFFIC REGULATIONS, TO AMEND MOVING VIOLATIONS TO INCLUDE THE USE OF SPEED MONITORING DEVICES; SETTING FEES FOR EXCEEDING SPEED LIMITS; AND PENALTIES FOR VIOLATION OF CHAPTER 10.08.

WHEREAS, Chapter 10.08 – GENERAL TRAFFIC REGULATIONS sets the speed restrictions within the corporate limits of the City and penalties for violations of same; and

WHEREAS, Senate Bill 277, passed by the Maryland General Assembly and effective on October 1, 2009, allows municipalities to use photo speed monitoring systems in school zones and to issue citations or warnings to owners of vehicles that speed in excess of at least 12 miles above the posted speed limit; and

WHEREAS, the goal of photo speed monitoring systems in school zones is to reduce speeding on streets near schools in an effort to prevent accidents, injuries, and fatalities among pedestrians and motorists; and

WHEREAS, a photo speed monitoring system is an additional tool available to police for speed enforcement in school zones; and

WHEREAS, the Mayor and City Council have determined that revisions to Chapter 10.08 – GENERAL TRAFFIC REGULATIONS are necessary to protect the safety and welfare of the citizens of Salisbury.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED BY THE COUNCIL OF THE CITY OF SALISBURY, MARYLAND, in regular session, that Chapter 10.08 – GENERAL TRAFFIC REGULATIONS be amended as follows:

**Chapter 10.08**

**GENERAL TRAFFIC REGULATIONS**

**10.08.010 Moving Violations – General Enumeration – Fines**

A. Exceeding the Speed Limit. It is unlawful for any person to operate or drive any motor vehicle upon any street, alley or other public way of the city not part of the state or federal highway system at a speed greater than ten miles per hour in a posted ten mile per hour speed zone, at a speed greater than twenty-five (25) miles per hour in a posted twenty-five (25) mile per hour speed zone, at a speed greater than thirty (30) miles per hour in a posted thirty (30) mile per hour speed zone, at a speed greater than thirty-five (35) miles per hour in a posted thirty-five (35) mile per hour speed zone, or a speed greater than is reasonable under the existing conditions; upon conviction for any and each such offense such person shall be fined not in excess of one hundred dollars (\$100.00).

1. Speed Monitoring Systems – A “speed monitoring system,” as defined in Maryland law, means a device with one or more motor vehicle sensors producing recorded images of motor vehicles traveling at least 12 miles per hour above the posted speed limit.
2. School zone speed monitoring systems are hereby authorized at locations, determined by the Chief of Police or his/her designee, in school zones within

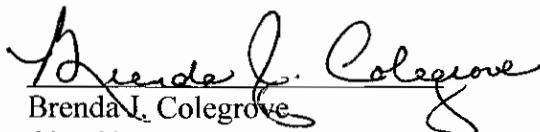
Salisbury, as established under § 21-803.1 of the Transportation Article of the Annotated Code of Maryland.


3. Before activating any school zone speed monitoring system(s), the City shall:
  - a. Publish notice of the location(s) of the speed monitoring system(s) on the City website and in a newspaper of general circulation within the City; and
  - b. Ensure that each sign that designates a school zone indicates that speed monitoring systems are in use in school zones.
4. The school zone speed monitoring system may operate Monday through Friday between 6:00 a.m. and 8:00 p.m.
5. For a period of at least 30 days after the first speed monitoring system is placed in the City, a violation recorded by any speed monitoring system in the City shall be enforced only by the issuance of a warning.
6. The school zone speed monitoring system in Salisbury shall be conducted in compliance with all applicable provisions of the Maryland Vehicle Law.
7. Severability: If any section or part of a section of this Ordinance shall be held invalid by a court of competent jurisdiction, such holding shall not affect the remainder of this Ordinance.

AND BE IT FURTHER ORDAINED BY THE COUNCIL OF THE CITY OF SALISBURY, MARYLAND, that this Ordinance shall take effect from and after the date of its final passage.

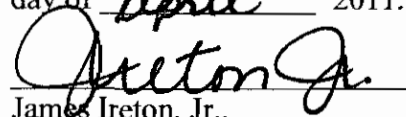
THE ABOVE ORDINANCE was introduced at a meeting of the Council on the 28<sup>th</sup> day of March, 2011, and thereafter, a statement of the substance of the ordinance having been published as required by law, in the meantime, was finally passed by the Council on the 25<sup>th</sup> day of April, 2011.

ATTEST:

  
Brenda J. Colegrove  
City Clerk

  
Terry E. Cohen,  
President of the City Council  
of the City of Salisbury

Approved by me this 27<sup>th</sup>  
day of April 2011.

  
James Ireton, Jr.,  
Mayor of the City of Salisbury



# City of Salisbury



JAMES IRETON, JR.  
MAYOR

JOHN R. PICK  
CITY ADMINISTRATOR

LORÉ CHAMBERS  
ASSISTANT CITY ADMINISTRATOR

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BARBARA DUNCAN  
CHIEF OF POLICE  
SALISBURY POLICE DEPARTMENT

March 15, 2011

TO: Mr. John Pick  
City Administrator

FROM: Chief Barbara Duncan

SUBJECT: Speed Camera Ordinance

Attached please find draft legislation for the enactment of a speed camera ordinance for the City of Salisbury. Transportation Article § 21-809 of the Maryland Annotated Code, effective October 1, 2009, authorized local jurisdictions and municipalities to use Automated Speed Enforcement (ASE) systems in school zones.

We believe that through the use of ASE systems in school zones we will be able to increase driver education and awareness of speeds, speed-related crashes and enforcement measures. The goal of such a program is to encourage a positive change in driver behavior for the benefit of the school children of Salisbury. I therefore request that City Council consider adopting the attached ordinance.

Barbara Duncan  
Chief of Police

