

**ORDINANCE AMENDING AND RE-ENACTING
SECTION 1-1-6 OF THE
HARRISONBURG CITY CODE**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HARRISONBURG,
VIRGINIA:**

That Section 1-1-6 be amended and re-enacted as follows:

Sec. 1-1-6. – Penalties for Violations; continuing violations

Sec. 1-1-6. - Penalties for violations; continuing violations.

- (a) Whenever in this Code or any other ordinance of the city or any rule or regulation promulgated by any officer or agency of the city, under authority duly vested in such officer or agency, it is provided that a violation of any provision thereof shall constitute a class 1, 2, 3 or 4 misdemeanor, such violation shall be punished as follows:
- (1) Class 1 misdemeanor: By a fine of not more than one thousand dollars (\$1,000.00) or by confinement in jail for not more than twelve (12) months, or by both such fine and confinement.
 - (2) Class 2 misdemeanor: By a fine of not more than five hundred dollars (\$500.00), or by confinement in jail for not more than six (6) months, or by both such fine and confinement.
 - (3) Class 3 misdemeanor: By a fine of not more than five hundred dollars (\$500.00).
 - (4) Class 4 misdemeanor: By a fine of not more than one hundred dollars (\$100.00).
- (b) Whenever in any provision of this Code or in any other ordinance of the city or any rule or regulation promulgated by an officer or agency of the city under authority duly vested in such officer or agency any act is prohibited or is made or declared to be unlawful or an offense or misdemeanor, or the doing of any act is required, or the failure to do any act is declared to be unlawful or an offense or a misdemeanor, where no specific penalty is provided for the violation of such provision and such violation is not described as being of a particular class of misdemeanor, such violation shall constitute a class 1 misdemeanor and be punished as prescribed in subsection (a)(1) above.
- (c) Notwithstanding any other provision of this section or any other section of this Code, no penalty shall be imposed for a violation of this Code or any rule or regulation referred to in this section, which is greater than the penalty provided by state law for a similar offense.
- ~~(e)~~(d) Each day any violation of this Code or any other ordinance, rule or regulation referred to in this section shall continue shall constitute a separate offense, except where otherwise provided.

The remainder of Section 1-1-6 is reaffirmed and reenacted in its entirety, except as hereby modified.

This ordinance shall be effective the 14 day of February, 2017. Adopted and approved this 14 day of February, 2017.

Deanna R. Reed
MAYOR

ATTESTE:

Erin S. Kern
CITY CLERK

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