

ORDINANCE
OF THE MAYOR AND COUNCIL OF THE CITY OF COLLEGE PARK, MARYLAND,
AMENDING CHAPTER 184 “VEHICLES AND TRAFFIC”, BY ADDING ARTICLE
VIII, “SPEED MONITORING SYSTEMS”, SECTION 184-45 “SPEED MONITORING
SYSTEM IN SCHOOL ZONES”.

WHEREAS, pursuant to Md. Code Ann., Art. 23A, §2, the City of College Park, Maryland (hereinafter, the “City”) has the power to pass such ordinances as it deems necessary to protect the health, safety and welfare of the citizens of the municipality and to prevent and remove nuisances; and

WHEREAS, §21-809 of the Transportation Article, Annotated Code of Maryland, as amended, authorizes the City to operate a speed monitoring system to enforce the speed limit in school zones within the City during certain hours; and

WHEREAS, it is in the public interest that the City adopt this enforcement mechanism for increased public safety.

Section 1. **NOW THEREFORE, BE IT ORDAINED AND ENACTED**, by the Mayor and Council of the City of College Park, Maryland that Chapter 184 “Vehicles and Traffic”, Article VIII, Speed Monitoring Systems”, §184-45 “Speed monitoring systems in school zones” be and it is hereby enacted as follows:

§184-45. SPEED MONITORING SYSTEM IN SCHOOL ZONES.

A. THE CITY, THROUGH AN AGENCY ESTABLISHED OR DESIGNATED BY THE CITY, IS AUTHORIZED TO OPERATE A SPEED MONITORING SYSTEM TO ENFORCE THE SPEED LIMIT IN CONFORMANCE WITH §21-809, TRANSPORTATION ARTICLE, ANNOTATED CODE OF MARYLAND, AS AMENDED.

B. BEFORE ACTIVATING AN UNMANNED STATIONARY SPEED MONITORING SYSTEM, THE CITY SHALL:

CAPS	: Indicate matter added to existing law.
[Brackets]	: Indicate matter deleted from law.
Asterisks * * *	: Indicate matter remaining unchanged in existing law but not set forth in Ordinance

1. PUBLISH NOTICE OF THE LOCATION OF THE SPEED MONITORING SYSTEM ON ITS WEBSITE AND IN A NEWSPAPER OF GENERAL CIRCULATION IN THE CITY.

2. ENSURE THAT EACH SIGN THAT DESIGNATES A SCHOOL ZONE INDICATES THAT SPEED MONITORING SYSTEMS ARE IN USE IN SCHOOL ZONES.

C. A SPEED MONITORING SYSTEM IN A SCHOOL ZONE MAY OPERATE ONLY MONDAY THROUGH FRIDAY BETWEEN 6:00 A.M. AND 8:00 P.M.

D. FOR A PERIOD OF AT LEAST THIRTY (30) DAYS AFTER THE FIRST SPEED MONITORING SYSTEM IS PLACED IN THE CITY, A VIOLATION RECORDED BY ANY SPEED MONITORING SYSTEM MAY BE ENFORCED ONLY BY ISSUANCE OF A WARNING.

4. THE CITY COUNCIL IS HEREBY AUTHORIZED TO DESIGNATE SCHOOL SPEED ENFORCEMENT ZONES CONSISTENT WITH THIS SECTION BY RESOLUTION.

Section 2. BE IT FURTHER ORDAINED AND ENACTED by the Mayor and Council of the City of College Park that, upon formal introduction of this proposed Ordinance, which shall be by way of a motion duly seconded and without any further vote, the City Clerk shall distribute a copy to each Council member and shall maintain a reasonable number of copies in the office of the City Clerk and shall publish this proposed ordinance or a fair summary thereof in a newspaper having a general circulation in the City of College Park together with a notice setting out the time and place for a public hearing thereon and for its consideration by the Council. The public hearing, hereby set for _____ P.M. on the _____ day of _____, 2010, shall follow the publication by at least seven (7) days, may be held separately or in connection with a regular or special Council meeting and may be adjourned from time to time. All persons interested shall have an opportunity to be heard. After the hearing, the Council may adopt the proposed ordinance with or without amendments or reject it. As soon as practicable after

adoption, the City Clerk shall have a fair summary of the Ordinance and notice of its adoption published in a newspaper having a general circulation in the City of College Park and available at the City's offices. This Ordinance shall become effective on _____, 2010 provided that a fair summary of this Ordinance is published at least once prior to the date of passage and once as soon as practical after the date of passage in a newspaper having general circulation in the City.

INTRODUCED by the Mayor and Council of the City of College Park, Maryland at a regular meeting on the ____ day of _____ 2010.

ADOPTED by the Mayor and Council of the City of College Park, Maryland at a regular meeting on the ____ day of _____ 2010.

EFFECTIVE the ____ day of _____, 2010.

ATTEST:

**THE CITY OF COLLEGE PARK,
MARYLAND**

By: _____
Janeen S. Miller, City Clerk

By: _____
Andrew M. Fellows, Mayor

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:**

Suellen M. Ferguson, City Attorney