

AN ORDINANCE AMENDING ORDINANCE NO. 2201 ESTABLISHING A GENERAL PENALTY FOR THE VIOLATION OF THE CITY OF CHESTERFIELD ORDINANCES BY INCREASING THE POTENTIAL FINE FOR VIOLATION THEREOF

WHEREAS, on September 19, 2005 the City Council of the City of Chesterfield passed Ordinance 2201 establishing new penalties for the violation of the City of Chesterfield Ordinances; and

WHEREAS, following passage, typographical error was discovered in Ordinance 2201, which stated that the changes were “pursuant to R.S.Mo. 456.902 has changed the provisions of the State Statute to allow for the increase in the fine, which may be imposed for a violation of Ordinances in third-class statutory cities”; and

WHEREAS, Ordinance 2201 should have read “pursuant to R.S.Mo. 546.902 has changed the provisions of the State Statute to allow for the increase in the fine, which may be imposed for a violation of Ordinances in a municipality located within any county of the first classification with a population in excess of nine hundred thousand”; and

WHEREAS, the City wishes to correct the typographical error by repealing Ordinance 2201 and enacting an amended ordinance to correct the typographical error.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHESTERFIELD, ST. LOUIS COUNTY, MISSOURI AS FOLLOWS:

Section 1. Ordinance No. 2201 of the City of Chesterfield Section 1(a) is hereby deleted in its entirety and a new section 1(a) is enacted and shall read as follows:

- (a) Except as hereinafter provided, whenever in any rule, regulation or order promulgated pursuant to such Ordinances of the City, any act is prohibited or is made or declared to be unlawful or an offense or a misdemeanor pursuant to Ordinances passed prior to the date of the enactment of this Ordinance, or whenever in such City Ordinance, rule, regulation or order the doing of any act is required or the failure to do any act is declared to be unlawful by any Ordinance passed prior to the date of the enactment hereof, or where no specific penalty is provided therefore, or any future rule, regulation or order promulgated pursuant to such Ordinances of the City, or any act is prohibited or is made or declared to be unlawful, or an offense or a misdemeanor or whenever in such City Ordinances, rules, regulations, or the doing of any act is required or the failure to do any act is declared to be unlawful or where no specific penalty is provided there, the violations of any such Ordinances of the City or of any rule, regulation, or Order promulgated pursuant to such City Ordinance shall be punished by a fine of not less than Five Dollars (\$5.00) and not more than One Thousand Dollars (\$1,000.00) or by imprisonment for a period not to exceed three (3) months or by both such fine and imprisonment.

Section 2. All Ordinances, or parts of Ordinances, in conflict with this Ordinance are hereby repealed and held for not and the provisions as it relates to fines and imprisonment as set forth herein shall be substituted for same.

Section 3. Nothing in this Ordinance shall be construed to effect any proceedings pending in any court, or any right acquired, or liability incurred, or any cause, or causes of action, which accrued or are existing under any act or Ordinance enacted prior to this date, or any Ordinance hereby amended.

Section 4. Except as amended herein, the Municipal Code, and Ordinances of the City of Chesterfield shall remain in full force and effect.

Section 5. This Ordinance shall be in full force and effect from and after its passage and approval.

Passed and approved this _____ day of _____, 2008.

MAYOR

ATTEST:

CITY CLERK

FIRST READING HELD: _____