

title "Powers," sub-title "Ordinances; General Penalty" as adopted pursuant to the authority of Chapter 117 of the Laws of Maryland of 1949, the most recent text of said section to be amended being now identified as Section 26 in "The Code of The City of Hagerstown, Maryland, 1967," sub-title "Other Powers; Penalties," so as to increase the maximum fine or penalty by which a person may be punished on any charge arising out of the violation of an Ordinance of the City from \$50.00 to \$500.00, providing also for imprisonment of the person violating any such Ordinance for a period not exceeding sixty days, or both fine and imprisonment, in the discretion of the Court or Trial Magistrate, and further providing for confinement in jail for non-payment of any such fine in accordance with the provisions contained in Article 38 of the Code of Public General Laws of Maryland, title "Fines and Forfeitures."

Section 1. BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HAGERSTOWN that Section 26 of Article III of the Charter of The City of Hagerstown, title "Powers," sub-title "Ordinances; General Penalty" as adopted pursuant to the authority of Chapter 117 of the Laws of Maryland of 1949, the most recent text of said section to be amended being now identified as Section 26 in "The Code of The City of Hagerstown, Maryland, 1967," sub-title "Other Powers; Penalties," be and the same is hereby repealed and re-enacted, with amendments, to read as follows, said amendments consisting of new matter added to the existing section are indicated hereafter by being underscored, and all matter to be eliminated from the existing section are indicated by enclosing the name in double parentheses, to-wit:

Sec. 26. Other Powers; Penalties.

The City of Hagerstown shall also have power to provide for the codification of all ordinances which may have been or may hereafter be passed; and for the purposes of carrying out the powers enumerated in this charter, and for the preservation of cleanliness, health, peace and good order of the community, and for the protection of the lives and property of the citizens, the said City may pass all ordinances or by-laws from time to time found necessary; and to insure the observance of said ordinance, in addition to the action of debt, or such civil remedies as may exist in such cases by law for the recovery of the penalties thereunto affixed, said City may affix thereto such reasonable fines, not exceeding [Fifty Dollars (\$50.00) in any case] *Five Hundred Dollars (\$500.00) or imprisonment for not exceeding sixty days in the County Jail or both fine and imprisonment, in the discretion of the Court or Trial Magistrate, as may appear right; and in default of the payment of any fine imposed, [may provide for the imprisonment of the offender for a period not to exceed twenty days, or until the fine be paid] the offender shall be committed to the County Jail for nonpayment of any such fine in accordance with the provisions contained in Article 38 of the Code of Public General Laws of Maryland, title "Fines and Forfeitures,"* and instead of the aforesaid penalties it shall be lawful in case of the conviction of any person for vagrancy, or for being drunk and disorderly, to sentence such person to hard work for a period not to exceed ten days. Said City shall have the power to establish and regulate a station house or lockup for temporary confinement of violators of the law and ordinances of the City.

Section 2. AND BE IT FURTHER RESOLVED that the date of adoption of this Resolution is October 27th, 1970, and the amendment of the Charter of the City of Hagerstown hereby enacted shall become effective