

MUNICIPAL CHARTERS

sections of the Charter or ordinances inconsistent with the provisions of this Resolution be and the same are hereby repealed to the extent of such inconsistency.

SECTION III: BE IT FURTHER RESOLVED AND ORDAINED that the Mayor of the City of Frederick shall send separately by registered mail to the Secretary of the State of Maryland and the Department of Legislative Reference the complete text hereof; the date of referendum election, if any; the number of votes cast for and against the question containing the Charter amendment, whether in the legislative body or in a referendum and the effective date of the Charter amendment.

APPROVED: April 4, 1974

RESOLUTION 8-74

A RESOLUTION TO PROPOSE AN AMENDMENT TO ARTICLE XVII OF THE CHARTER OF THE CITY OF FREDERICK, ENTITLED, "MISCELLANEOUS PROVISIONS", BY REPEALING SECTION 212, "GENERAL PENALTY", AND PLACING IN LIEU THEREOF A NEW SECTION 212, "GENERAL PENALTY".

SECTION I: BE IT RESOLVED, ENACTED AND ORDAINED by the Mayor and Board of Aldermen of the City of Frederick, that the Charter of the City of Frederick, as the same was adopted by the General Assembly of Maryland, in Chapter 539 of the Laws of 1951, be amended by repealing Article XVII, "Miscellaneous Provisions", Section 212, "General Penalty" in its entirety and placing in lieu thereof the following:

ARTICLE XVII. MISCELLANEOUS PROVISIONS.

Section 212. General Penalty.

EVERY ACT OR OMISSION DESIGNATED AS A MISDEMEANOR IN THIS CHARTER, UNLESS OTHERWISE PROVIDED, SHALL BE PUNISHABLE UPON CONVICTION BEFORE ANY TRIAL MAGISTRATE OR DISTRICT COURT JUDGE OR IN THE CIRCUIT COURT OF THE COUNTY WITHIN WHICH THE OFFENSE IS COMMITTED BY A FINE NOT EXCEEDING THREE HUNDRED DOLLARS OR IMPRISONMENT FOR TWO MONTHS OR BOTH IN THE DISCRETION OF THE MAGISTRATE OR DISTRICT COURT JUDGE OR COURT. THE PARTY AGGRIEVED SHALL HAVE THE RIGHT OF APPEAL AS IN NOW PROVIDED UNDER THE GENERAL LAWS OF THE STATE. WHERE THE ACT OR OMISSION IS OF A CONTINUING NATURE AND IS PERSISTED IN, IN VIOLATION