

ORDINANCE NO. 5322

AN ORDINANCE AMENDING THE GENERAL PENALTY FOR AN UNLAWFUL ACT BY AMENDING SECTION 1.12.010 OF THE RAPID CITY MUNICIPAL CODE

WHEREAS, the City has previously adopted an ordinance designating the general penalty for a violation of City ordinance which matched the State's penalty for a Class 2 misdemeanor; and

WHEREAS, the State of South Dakota recently amended their penalty for a Class 2 misdemeanor; and

WHEREAS, the State Legislature granted municipalities the authority to amend the penalty for violating a municipal ordinance to match the State's penalty for a Class 2 misdemeanor.

NOW THEREFORE, BE IT ORDAINED by the City of Rapid City, that Section 1.12.010 of the Rapid City Municipal Code be amended to read as follows:

1.12.010 Designated—Continuing violations.

Whenever, in this code or in any ordinance of the city, an act is prohibited or is made or declared to be unlawful or an offense or a misdemeanor, or wherever, in the code or ordinance, the doing of any act is required or the failure to do any act is declared to be unlawful, and no specific penalty is provided therefor, any person who shall be convicted of any such violation shall be fined not less than \$1 nor more than ~~\$200~~ \$500 or 30 days in jail, or both. Each day any violation of this code or other ordinance continues shall constitute a separate offense.

CITY OF RAPID CITY

Mayor

ATTEST:

Finance Officer

(SEAL)

First Reading:
Second Reading:
Published:
Effective: