

**Chapter 1.10**  
**GENERAL PENALTY**

**Sections:**

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**1.10.010 Violations and penalty.**

A. It is unlawful for any person to violate or fail to comply with:

1. Any provision of this code or other ordinance prohibiting or requiring an act or omission or establishing a violation, offense, infraction or other general standard of conduct;
2. Any requirement or condition of land use approval, permit, license or land division approval granted by the City, County, State, or Federal authority;
3. Any condition of approval of a discretionary permit issued by the City Council or an officer, board or commission of the City where the condition is imposed to assure compliance with Federal, State or local law; and
4. Any rule or regulation adopted by City Council or any commission, board or other City body empowered to enact rules or regulations.

B. Except when a different penalty is otherwise provided, a violation of subsection A of this section is punishable by a fine not to exceed \$500.

**1.10.020 Additional remedies.** The penalty imposed by MMC 1.10.010(B) is in addition to any other remedy provided by law, including any penalty that may be imposed through the City's civil enforcement procedures in MMC chapter 2.10. In addition to that penalty, any condition caused or permitted to exist in violation of any provision of this code, an ordinance, or a rule or a regulation of the City is a public nuisance and may be summarily abated by the City as authorized by this code. In addition, property shall be forfeited and any City license or permit may be suspended or revoked so long as any such violations exist as provided in this code or by ordinance.

**1.10.030 Separate violations.** A person shall be guilty of a separate offense for each and every day during any portion of which any violation of this code is committed, continued or permitted by that person and may be punished accordingly.

**1.10.040 Consistency with State and Federal law.** No greater penalty shall be imposed by the City under MMC 1.10.010 or any other ordinance provision than the penalty prescribed by Oregon statute for the same act or omission. This code and City ordinances shall be construed to render the City law consistent with any applicable State or Federal law, and any procedures or defenses made available in the prosecution of the same or similar offenses under State criminal law shall apply in prosecutions under this code or other City ordinance.

**1.10.050 Penalty by imprisonment amended.** All ordinances of the City adopted prior to the effective date of this Code that subject a person to a criminal penalty for violation of an ordinance are amended by MMC 1.10.010 to allow a maximum penalty of \$500 for each violation. Except in this respect, these ordinances remain in effect.

**1.10.060 Failing to appear in Court.** The procedures for the enforcement of knowingly failing to appear before the Municipal Court pursuant to a citation issued and served in violation of municipal ordinances shall be those set forth in State law, including ORS Chapter 133, which are incorporated herein by this reference.