

**CITY OF HYATTSVILLE  
ORDINANCE 2014-06**

**An Ordinance whereby the City Council updates its speed monitoring system  
Ordinance to conform to recent State legislation.**

**WHEREAS**, Maryland Annotated Code, Article 23A, Section 2 grants to municipal corporations of the State of Maryland, including the City of Hyattsville, the power to protect the health, comfort and convenience of their citizens; and

**WHEREAS**, the Mayor and City Council have passed an ordinance pursuant to §21-809 of the Transportation Article to enable automated speed monitoring systems.

**WHEREAS**, the Mayor and City Council deem it in the best interest of its citizens to update its legislation to conform to recently enacted changes to §21-809 regarding signage, notice and administration..

**NOW, THEREFORE, BE IT ORDAINED**, by the City Council of the City of Hyattsville in regular session assembled that §114-9 of the Hyattsville Code is hereby amended to read as follows:

**§ 114-9. Speed monitoring systems. [Rewritten on 3-27-11 by HO-2011-01, Amended 3-18-13 by HO-39-03-13]**

A. A “speed monitoring system,” as defined in Maryland law, means a device with one or more motor vehicle sensors producing recorded images of motor vehicles traveling at least twelve (12) miles per hour above the posted speed limit.

B. No more than ten (10) school zone speed monitoring systems as outlined in 21-809 of the Transportation Article of the Annotated Code of Maryland are hereby authorized at locations, determined by the Chief of Police or his/her designee after consultation with and agreement of the City Administrator, in school zones within the City, as established under § 21-803.1 of the Transportation Article of the Annotated Code of Maryland.

C. Before activating ~~the first~~ **A** speed monitoring system in any school zone **AT ANY LOCATION WHERE SUCH A SYSTEM HAD NOT BEEN PREVIOUSLY MOVED OR PLACED**, the City shall:

1. Publish notice of the location(s) of the speed monitoring system(s) on the City website and in a newspaper of general circulation within the City; and

2. Ensure that each sign that designates a school zone **HAS IN CLOSE PROXIMITY TO IT A SIGN THAT** indicates that speed monitoring systems are in use in **THE** school zones **AND THAT THE SIGNAGE IS IN ACCORDANCE WITH THE MANUAL FOR AND THAT THE SPECIFICATIONS FOR A UNIFORM SYSTEM OF TRAFFIC CONTROL DEVICES ADOPTED BY THE STATE HIGHWAY ADMINISTRATION.**

D. ~~After the first speed monitoring system is activated in a speed zone and the notice is given to the public pursuant to (c) above, the City is not obligated to further publish any notice of a change of location of a speed monitoring system within the school zone.~~ **THE CITY SHALL NAME A CITY EMPLOYEE AS PROGRAM ADMINISTRATOR TO OVERSEE THE CONTRACT WITH THE SPEED MONITORING SYSTEM CONTRACTOR AND SHALL ALSO NAME ANOTHER CITY EMPLOYEE WHO HAS NOT BEEN INVOLVED IN MONITORING SYSTEM CITATIONS, TO INVESTIGATE AND RESPOND TO QUESTIONS OR CONCERNS ABOUT THE CITY'S SPEED MONITORING SYSTEMS AS OUTLINED IN §21-809(b)(1)(ix) OF THE TRANSPORTATION ARTICLE.**

E. Unless otherwise provided by law, the school zone speed monitoring system may operate Monday through Friday between 6:00 a.m. and 8:00 p.m.

F. For a period of at least ~~thirty (30)~~ **FIFTEEN (15)** days after ~~the first ANY~~ speed monitoring system is placed in the City **AND THE SIGNAGE AS REQUIRED BY §21-809 OF THE TRANSPORTATION ARTICLE ARE IN PLACE**, a violation recorded by any **SUCH** speed monitoring system in the City shall be enforced only by the issuance of a warning.

G. The school zone speed monitoring system in the City shall be conducted in compliance with all applicable provisions of the Maryland Vehicle Law.

H. City staff is hereby authorized to take those actions necessary to obtain any required permission from the state of Maryland or other government with jurisdiction to operate a speed monitoring system within the school zones.

**AND BE IT FURTHER ORDAINED** that if any provision of this Ordinance or the application thereof to any person or circumstance is held invalid for any reason, such invalidity shall not affect the other provisions or any other applications of the Ordinance which can be given effect without the invalid provision or applications, and to this end, all the provisions of this Ordinance are hereby declared to be severable;

**AND BE IT FURTHER ORDAINED** that this Ordinance shall take effect twenty (20) days from the date of its adoption;

**AND BE IT FURTHER ORDAINED** that a fair summary of this ordinance shall forthwith be published twice in a newspaper having general circulation in the City and otherwise be made available to the public.

**INTRODUCED** by the City Council of the City of Hyattsville, Maryland, at a regular public meeting on July 21, 2014.

**ADOPTED** by the City Council of the City of Hyattsville, Maryland, at a regular public meeting on August 4, 2014.

Adopted: August 4, 2014

Attest: 

  
Mayor

[ ] indicate deletions

CAPS/**BOLD** indicate additions

Asterisks \* \* \* Indicate matter retained in existing law but omitted herein