

Introduced and Read: \_\_\_\_\_  
2<sup>nd</sup> Reading and Adoption: \_\_\_\_\_  
Posted: \_\_\_\_\_  
Effective Date: \_\_\_\_\_

**CITY OF MOUNT RAINIER, MARYLAND**

**ORDINANCE NO. 9-2009  
(Drafted by City Attorney)**

**Introduced by \_\_\_\_\_**

**An Ordinance Authorizing Use of Photo Speed Monitoring Systems  
in School Zones in the City of Mount Rainier.**

**WHEREAS**, Senate Bill 277, passed by the Maryland General Assembly and effective on October 1, 2009, allows municipalities to use photo speed monitoring systems in school zones and to issue citations or warnings to vehicle owners who speed at least 12 miles above the posted speed limit; and

**WHEREAS**, 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 12 miles per hour above the posted speed limit; and

**WHEREAS**, the goal of photo speed monitoring systems in school zones is to reduce speeding on streets near schools in an effort to prevent accidents, injuries, and fatalities among pedestrians and motorists; and

**WHEREAS**, a photo speed monitoring system is an additional tool available to police for speed enforcement in school zones; and

**WHEREAS**, before a photo speed monitoring system may be used in school zones in the City, its use must be authorized by the Council by Ordinance adopted after reasonable notice and a public hearing; and

**WHEREAS**, the City has given public notice of this Ordinance and a public hearing on this Ordinance was held on \_\_\_\_\_, 2009; and

**WHEREAS**, the Council desires to authorize the use of school zone speed monitoring systems, under the terms and conditions set forth in Senate Bill 277, as an additional tool available to police for speed enforcement in school zones.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MOUNT RAINIER THAT:**

- A. A school zone speed monitoring system is authorized at locations determined by the Chief of Police in school zones in the City established under § 21-803.1 of the Transportation Article of the *Annotated Code of Maryland*.
- B. Before activating a school zone speed monitoring system, the City shall:
  - 1. Publish notice of the location of the speed monitoring system 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 indicates that speed monitoring systems are in use in school zones.
- C. The school zone speed monitoring system may operate Monday through Friday between 6:00 a.m. and 8:00 p.m.
- D. For a period of at least 30 days after the first school zone speed monitoring system is placed in a school zone in the City, a violation recorded by the speed monitoring system shall be enforced only by the issuance of a warning.
- E. The school zone speed monitoring system in the City shall be conducted in compliance with all applicable provisions of the Maryland Vehicle Law.
- F. This Ordinance shall be effective on October 1, 2009.

**THIS ORDINANCE IS ADOPTED BY THE COUNCIL OF THE CITY OF MOUNT RAINIER THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2009.**

**Attest:**

\_\_\_\_\_  
**Jeannelle B. Wallace, City Manager**

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**Malinda Miles, Mayor**

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**Alta Morton, Council Member Ward 1**

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**Jimmy Tarlu, Council Member Ward 1**

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**Bryan Knedler, Council Member Ward 2**

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**Ivy Thompson, Council Member Ward 2**