

**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

By Ald. Johnson

Sec'd by Ald. Masi

Date of Adoption 05-21-19

Index No: 100-19

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Ramkissoon	X			
Ald. Tobin	X			
Ald. Kleiner	X			
Ald. Johnson	X			
Ald. Jean-Francois	X			
Ald. Burr	X			
Ald. Green				X
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	8			1

WHEREAS, the City's present skateboarding ordinance does not contain the penalty of imprisonment, and

WHEREAS, persons given appearance tickets for alleged violations of this ordinance are at times failing to appear in City Court, and

WHEREAS, without the possible penalty of imprisonment, there is no authority for the Court to issue a warrant to command appearance in City Court, and

WHEREAS, the Corporation Counsel's Office recommends that the Council add this penalty to provide the Court with the authority to command the appearance of alleged offenders.

NOW, THEREFORE BE IT Resolved, and be it Ordained, by the Common Council of the City of Middletown, New York, as follows:

Section 1 - The Code of the City of Middletown, N.Y., Chapter 398, Skateboarding, adopted November 14, 1988, and as amended thereafter, be and is hereby amended by replacing Subsection A of Section 398-3, Penalties for offenses, to read as follows:

A. A violation of any provision of this Chapter shall be punished by a fine not to exceed \$250, or by imprisonment for a period not exceeding fifteen (15) days, or by forfeiture of the skateboard or impoundment of the skateboard for a period not to exceed 30 days, or any combination thereof.

Section 2 - This ordinance shall take effect immediately.