

ORDINANCE No. 08- _____

**AN ORDINANCE AMENDING HILLSBOROUGH COUNTY
ORDINANCE 08-3; DELETING THE FOURTEEN (14) DAY
REQUIREMENT FOR NOTICES OF VIOLATION TO BE MAILED;
PROVIDING AN EFFECTIVE DATE.**

WHEREAS, Hillsborough County Ordinance 08-3 enables the County to monitor violations of red light traffic signals, to use traffic infraction detectors to monitor these infractions, and to use the recorded images of traffic infraction detectors to advise registered vehicle owners of their recorded violations at intersections; and

WHEREAS, the County desires to change certain procedures for notice to vehicle owners in order to facilitate more efficient service from the selected traffic infraction detector vendor; and

WHEREAS, the changes are consistent with the mandatory requirements for notice prescribed by Florida Statute §162.12.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY
COMMISSIONERS OF HILLSBOROUGH COUNTY, FLORIDA:**

Section 1. Subsection 2.8 of Section 2 of Hillsborough County Ordinance 08-3 is hereby modified to read as follows:

2.8 Notice of Violation.

The County Notice of Violation shall be sent by certified mail with a return receipt, addressed to the registered owner of the motor vehicle, and postmarked no later than ~~fourteen (14)~~ ninety (90) days after the date of the alleged violation.

The vendor shall be authorized on behalf of the County to send out the Notice of Violation. The Notice of Violation shall include:

- (a) The name and address of the vehicle owner;
- (b) The license plate number and registration number of the vehicle;
- (c) The make, model, year and color of the vehicle;
- (d) Notice that the violation charged is pursuant to this Ordinance;
- (e) The location of the intersection where the violation occurred;
- (f) The date and time of the red light infraction;
- (g) Notice that the recorded images relating to the vehicle and a statement from the issuing officer that the recorded images are evidence of a red light infraction;
- (h) The civil penalty (amount of fine) imposed;
- (i) The procedures for payment of the civil penalty, including the date the fine must be paid and the procedure for contesting the notice of violation;
- (j) A signed statement by the issuing officer that, based on an inspection of recorded images, the vehicle was involved in a red light infraction;
- (k) Information advising the alleged violator under this Section, the manner and time in which liability as alleged in the Notice of Violation may be appealed and a warning that failure to pay the civil penalty or to contest liability in a timely manner is deemed an admission of liability.

Section 2.

Effective Date. This Ordinance shall take effect upon receipt of official acknowledgment from the Department of State that a copy of said amended Ordinance has been duly filed with said office.

STATE OF FLORIDA
COUNTY OF HILLSBOROUGH

I, Pat Frank, Clerk of the Circuit Court and Ex-Officio Clerk of the Board of County Commissioners, do hereby certify that the above and foregoing ordinance is a true and correct copy of an Ordinance adopted by the Board of County Commissioners of Hillsborough County, Florida, in its regular public meeting of _____, 2008 the same appears on record in Minute Book _____ of the Public Records of Hillsborough County, Florida.

WITNESS my hand and official seal this ____ day of _____, 2008.

PAT FRANK, CLERK

By: _____
Deputy Clerk

Approved as to form and legality.

By: _____
Assistant County Attorney