

**DAYTONA BEACH MUNICIPAL ORDINANCES  
CITY CODE FINE AND COST SCHEDULE**

THE AMOUNTS SHOWN IN THIS SCHEDULE INCLUDE ADDITIONAL COSTS  
PURSUANT TO CH. 938, F.S. (\$3.00 Teen Court)  
WITH THE EXCEPTION OF CIVIL INFRACTIONS

If there is a conflict between the amount established by this and the amount shown on the Notice to Appear, the lesser amount shall control.

**The fine for any payable City Code or ordinance violation not specifically listed shall be \$100.**

Add to all fine and cost amounts for all shown except Civil Infractions:

- an additional \$15 to the amount shown if paid late, but before a capias issues.
- an additional \$25 to the amount shown if paid after a capias issues.
- an additional \$80.50 to the amount shown if paid after a capias is served.

CITY CODE	DESCRIPTION OF OFFENSE	NEW FINE AMOUNT
6-26	Unlawful advertising on streets and sidewalks	\$100.00
6-27	Unlawful advertising by painting public surface	\$100.00
6-28	Unlawful posting of notices on public property	\$100.00
6-56	Unlawful distribution of handbills	\$100.00
10-3	Hours of sale, alcoholic beverages	\$100.00
10-5	Open container of alcoholic beverage in public place	\$100.00
10-8	Consumption in Parking Lots Prohibited	\$100.00
14-11(a)	Running at large (Animal)	\$100.00 <b>Civil</b>
14-14	Cruelty (Animal)	\$100.00 <b>Civil</b>
14.11(b)	Certain animals declared nuisance	\$100.00 <b>Civil</b>
14-11(d)	Removal of feces	\$100.00 <b>Civil</b>
14-9	Dangerous Vicious Dogs Running at Large	\$100.00 <b>Civil</b>
14-16	Dog license required	\$100.00 <b>Civil</b>
26-209	Secondhand Dealers - Record keeping requirements	\$100.00
26-242	Custom wearing apparel, annual permit required	\$100.00
26-244	Custom wearing apparel, written statements of cost required	\$100.00
26-245	Custom wearing apparel, sign required	\$100.00

26-246	Custom wearing apparel, threat to induce sale	\$100.00
42-277	Creation of Certain Noises upon Public Right-of-Way	\$100.00
66-1	Restriction on public solicitation (Begging) '	\$100.00
66-2	Aggressive Panhandling	\$100.00
66-32	Sale by use of vehicle/noise in right-of-way	\$100.00
66-61	Peddlers/solicitors/itenerant merchants, Permit Required	\$100.00
66-126	Solicitation permit required	\$100.00
78-4	Littering - depositing refuse in unauthorized places	\$100.00
78-7	Molesting Container Contents	\$100.00
86-32	Sleeping	\$100.00
86-35	Spitting	\$100.00
90-297	Occupational license required	\$100.00
94-81	Motor vehicles on the Boardwalk restricted	\$100.00
94-181	Unlawful front yard parking of motor vehicles/boats/trailers/recreation vehicles	\$100.00
102-31	Taxi, Certificate of Public Convenience required	\$100.00
102-102	Taxi driver appearance	\$100.00
102-131	Taxi driver permit required	\$100.00
102-136	Taxi, display of driver permit required	\$100.00
106-4	Using Boats Docked in Dead-End Canals, etc., for Human Habitation	\$100.00
106-5	Obstructing Waterways	\$100.00

## VOLUSIA COUNTY QUICK REFERENCE GUIDE

**\*\*\*\*\*EFFECTIVE DECEMBER 1, 2009\*\*\*\*\***

Moving Violation.....	\$166.00
Non-Moving Violation.....	\$116.00
Red Light Violation ( <b>316.075 1C1 OR 316.074</b> ).....	\$231.00
Improper Equipment (316.610).....	\$116.00/\$96.00
W/Affidavit of Compliance ( <b>\$4 to agency...\$96.00 to clerk</b> )	
* <b>DBPD DOES NOT COLLECT THE \$4 FEE*</b>	
Child Restraint (316.613).....	\$166.00
Bicycle/Pedestrian Violation (316.2065/316.130/316.2045 1).....	\$ 64.50
No Safety Belt (316.614).....	\$116.00
***Fail to Display Driver License (322.15 1).....	\$116.00
***Fail to Display Registration (320.0605).....	\$116.00
***No Proof of Insurance (316.646 1).....	\$116.00
All Terrain Vehicle (316.2074).....	\$111.00
Passing Stopped School Bus (316.172 1A).....	\$271.00
Railroad Crossing (316.1575).....	\$206.00
Fail To <u>Yield</u> To Emergency Vehicle (316.126 1).....	\$166.00
Fail To <u>Move Over</u> For Emergency Vehicle (316.126 1B).....	\$136.00
Parking in Handicapped/Disabled Space (316.1955).....	\$183.00
Littering Under 15 lbs (403.413 4).....	\$120.00
Leaving Child Unattended in Veh(316.6135)..	<i>Court Required Infraction</i>
Leave Child Unattended in Excess of 15 mins(316.6135 1A)....	<i>Criminal</i>

**\*\*\*These violations allow the Clerk's office to dismiss the citation if valid when issued. Requires proof and \$10.00 dismissal fee.**

MPH (over Posted Limit)	<u>FINE</u> Speeding (Regular)	<u>FINE</u> *Speed in school or work zone
1-5	Warning	<b>\$156.00*</b> only School Zone
6-9	<b>\$131.00</b>	<b>\$156.00</b>
10-14	<b>\$206.00</b>	<b>\$306.00</b>
15-19	<b>\$256.00</b>	<b>\$406.00</b>
20-29	<b>\$281.00</b>	<b>\$456.00</b>
30 +	<b>COURT</b>	<b>\$606.00</b>

**TO ELECT SCHOOL OPTION:** Must contact the Clerk's Office before paying fine. Requires signed affidavit and must attend school within the State of Florida. Refer to Clerk's website at [WWW.CLERK.ORG](http://WWW.CLERK.ORG) for instructions and to download forms.

**SPEEDS IN SCHOOL/WORK ZONES:**

\*Officer must specify by statute speed in school/work zone:  
 Speed in school zone(fine doubled).....316.1895(10)  
 Speed in construction zone(workers present fine doubled).316.183(6)

**INFRACTIONS** (non-mandatory) write "**SEE BACK**" on defendant's copy.

**CRIMINAL & COURT REQUIRED APPEARANCE** write "**TO BE SET**" on defendant's copy.

**Criminal and infraction charges are to be submitted together with SA707, or 702.**

**(Do NOT separate traffic infractions from criminal charges)**

## VOLUSIA COUNTY QUICK REFERENCE GUIDE (PAGE 2 OF 2)

### COMMERCIAL MOTOR VEHICLE TRAFFIC INFRACTIONS

<u>CHARGE</u>	<u>STATUTE</u>	<u>FINE AMOUNT</u>
Disregard Required Hours of Rest	316.302 2B	\$336.00
Falsification of Time Records	316.302 2C	\$336.00
Violation of ID Requirements	316.302 2E	\$136.00
No Medical Certificate	316.302 2I	\$236.00
Operator Under 18 Years of Age	316.302 3	\$236.00
All Other Infraction Violations of 49CFR (382,385,390-397)	316.302	\$186.00

### MISDEMEANOR PAYABLE OFFENSES and NOTICES TO APPEAR

Violations of the following state statutes do not require court appearance if the defendant was issued a notice to appear. The defendant can pay the court costs/late fees any time up to the start of trial or final disposition by the Court. Payment of the court costs/late fees will be treated as a plea of nolo contendere, and adjudication of guilt withheld. **However, if the defendant is arrested, these charges require a mandatory court appearance and are not payable offenses.**

<u>CHARGE</u>	<u>STATUTE</u>	<u>PAYABLE COURT COST</u>
Unlawful Sale/Use of Fireworks	791.02(1)	\$203.00
Disorderly Intoxication	856.011	\$218.00
Trespassing	810.08, 810.09	\$203.00
Possession of Alcohol Under 21	562.111	\$218.00
Misrepresenting Age to Obtain Alcohol	562.11(2)	\$218.00
Obstruction by Disguise	843.03	\$203.00
Giving Alcohol to Minor (not a licensee or employed be a licensee)	562.11(1)A	\$218.00
Disorderly Conduct	877.03	\$203.00
Altering Date of Birth on Drivers License Or ID	322.212(5)B	\$203.00
Unlawful Use of a Drivers License	322.32(3)	\$203.00
Unlawful Use of an ID	322.051(6)	\$203.00

#### **\*\*\*\*\* ADDITIONAL OFFENSES UNDER F.S. 316.1926\*\*\*\*\***

#1 - **316.1926(2)** VIOLATION OF 316.183(2), 316.187, OR 316.189, SPEED IN EXCESS OF 50MPH. {316.183(6) work zone and 316.1895(10) school zone not included as part of this statute.}  
{Above is an infraction that requires court for first & second offenses due to speeds over 30mph based on F.S. 318.18(5)}

#2 - **316.2085(2)** MOTORCYCLE/MOPED-IMPROPER RIDING(ASTRIDE,BOTH WHEELS ON GROUND)

#3 - **316.2085(3)** MOTORCYCLE/MOPED-TAG IMPROPERLY AFFIXED, CONCEALED OR OBSCURED

**{1ST OFFENSE}** BASE FINE OF \$1166 (\$1000 + \$166) – INFRACTION WHICH DOES NOT REQUIRE COURT EXCEPT FOR #1.

**{2ND OFFENSE}** BASE FINE OF \$2666 (\$2500 + \$166) – INFRACTION COURT APPEARANCE REQUIRED

**{3RD OFFENSE}** FELONY THIRD DEGREE – CRIMINAL COURT

{Above penalties based on F.S. 318.14(13)}