

Chapter 1.16

GENERAL PENALTY

Sections:

- 1.16.010 General penalty.
- 1.16.020 Lodging of prisoners.
- 1.16.030 Work to be performed by prisoners.

1.16.010 **General penalty.**

- A. **Gross Misdemeanor.** Any person violating any of the provisions or failing to comply with any of the mandatory requirement of this code, which is designated as a gross misdemeanor, shall be punished by a fine not to exceed \$5,000.00 and imprisonment not to exceed one (1) year in jail or both such fine and imprisonment.
- B. **Misdemeanor.** Any person violating any provision or failing to comply with any mandatory requirement of this code, which is designated a misdemeanor, shall be punished by a fine not to exceed \$1,000.00.
- C. **Infraction.** Any person violating any provision or failing to comply with any mandatory requirement of this code, which is designated an infraction, or there is no designation of misdemeanor, gross misdemeanor or infraction indicated, the act or omission is an infraction and shall be punished by a civil fine or forfeiture of not more than \$500.00. Infractions are civil rather than criminal offenses and proof of the commission of an infraction is by a preponderance of the evidence.
- D. **Continuing Offenses.** A person shall be liable for each separate offense constituting a crime or infraction for each day or any portion thereof in which a violation of any provision of this code is committed, continued or permitted and may be punished accordingly. (Ord. 612 SI (part), 1995.)

- #### **1.16.020** **Lodging of prisoners.** All persons taken into custody by the law enforcement officers of the city or sentenced under the ordinances of the city to confinement in the city jail, may be confined in the Benton County jail or at the city of Richland jail as may be established by contract by the city council. Charges for the lodging of prisoners in the Benton County jail or in the city of Richland jail shall be paid by the city council in accordance with the contract provided therefor and the charges shall be paid from the current expense fund of the city. (Ord. 399 SI (part), 1981.)

1.16.030 **Work to be performed by prisoners.** Notwithstanding the provisions of Sections 1.16.010 and 1.16.020, all city prisoners, during terms of their imprisonment or commitment, may be liable to work as trustees, in lieu of incarceration, upon public premises, squares, lots, blocks, streets, sewers, ditches, or other property of the city, or property of which the city has direct control or charge, and in the cleaning of all crossings of streets in the city and all streets and alleys. (Ord. 399 SI (part), 1981.)