

**CHAPTER 22**

**BUILDING INSPECTOR**

**(Repealed by 727)**

**CHAPTER 23**

**PLUMBING INSPECTOR**

**(Repealed by 727)**

**CHAPTER 24**

**HEALTH OFFICER**

**(Repealed by 727)**

**CHAPTER 25**

**HOLIDAYS (128,1241,1414,1570)**

**(Repealed by 2610)**

## CHAPTER 26

### GENERAL PENALTY

#### SECTION:

**1-26-1: DEFINITIONS**

**1-26-2: GENERAL PENALTY**

**1-26-1: DEFINITIONS:**

In this Code, unless the context otherwise requires: (3363)

- (A) "Person" means an individual human being or any enterprise. (3363)
- (B) "Enterprise" includes any corporation, company, partnership, association, firm, labor union, or other legal entity. (3363)

**1-26-2: GENERAL PENALTY: (1958 CODE, 511,530,1411,2466,3363,4820)**

All violations of this Code not expressly designated as civil violations shall be deemed misdemeanor violations. All misdemeanor violations shall be deemed to be a Class One (1) misdemeanor, unless a different misdemeanor designation is specifically set forth in this Code. Misdemeanors shall be punished as follows: (3363,4820)

- (A) Any person convicted of a Class One (1) misdemeanor shall be punished by a fine not to exceed two thousand five hundred dollars (\$2,500.00), by imprisonment not to exceed six (6) months, or by both a fine and imprisonment. The court may suspend imposition of part or all of a sentence and place a person on probation for up to three (3) years upon such terms and conditions as the court deems appropriate, including payment of a fine, a term of imprisonment, or both, up to the limits provided herein. (3363,4820)
- (B) Any person convicted of a Class Two (2) misdemeanor shall be punished by a fine not to exceed seven hundred fifty dollars (\$750.00), by imprisonment not to exceed four (4) months, or by both a fine and imprisonment. The court may suspend imposition of part or all of a sentence and place a person on probation for up to two (2) years upon such terms and conditions as the court deems appropriate, including payment of a fine, a term of imprisonment, or both, up to the limits provide herein. (3363,4820)
- (C) Any person convicted of a Class Three (3) misdemeanor shall be punished by a fine not to exceed five hundred dollars (\$500.00), by imprisonment not to exceed thirty (30) days, or by both a fine and imprisonment. The court may suspend imposition of part or all of a sentence and place a person on probation for up to one (1) year upon such terms and conditions as the court deems appropriate, including payment of a fine, a term of imprisonment, or both, up to the limits provided herein. (4820)
- (D) The following fines apply to any enterprise convicted of a misdemeanor:
  - 1. A fine not to exceed twenty thousand dollars (\$20,000.00) for a Class One (1) misdemeanor;
  - 2. A fine not to exceed ten thousand dollars (\$10,000.00) for a Class Two (2) Misdemeanor;
  - 3. A fine not to exceed two thousand dollars (\$2,000.00) for a Class Three (3) Misdemeanor. (4820)

- (E) The court may suspend imposition of part or all of a sentence and place an enterprise on probation as permitted in Subsections A, B, and C, upon such terms and conditions as the court deems appropriate, including payment of a fine up to the limits provided herein. (4820)
- (F) An enterprise shall be liable for a misdemeanor violation of the City Code if the conduct constituting the offense is engaged in by an officer, director, or employee of the enterprise, or any other agent of the enterprise, while acting within the scope of their agency or employment on behalf of the enterprise. (3363,4820)
- (G) Where this Code prescribes a continuing duty or forbids any act of a continuing nature, each day such duty remains unperformed or such act continues, shall constitute a separate offense. (3363,4820)

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