



PRESIDING JUDGE ORDER 22-01 SCHEDULE OF FINES

AMENDED 4/18/22

The Broomfield Municipal Court is authorized to establish a procedure for the payment to the Court Clerk according to a schedule of fines, in some cases, in lieu of proceedings.

Summons and Complaints with more than one general ordinance charge shall require an appearance before the Court. All persons who close their case by accepting the plea offer on their summons and complaint or through plea bargain procedures with the City Attorney's office, either by mail, e-pay or in person, shall pay the fine scheduled for the original violation(s) charged. Any person who enters a plea of guilty or nolo contendere as part of a plea bargained disposition and who does not wish to pay the fine scheduled must appear as scheduled on the summons and complaint. Stays of execution for the fines may be granted by the office of the Municipal Court through a process agreed to by the Presiding Municipal Court Judge and the Municipal Court. The payment of the scheduled fine shall constitute a final judgment or conviction of the offense charged. All persons charged with offenses other than those listed on this fine schedule shall be required to appear in the Municipal Court. At the time of sentencing and based on a Judge's discretion, fines may be increased or decreased depending on mitigating or aggravating factors.

The following fine schedule is hereby established and is subject to change.

1. **Ordinance Violations** (*Misdemeanor Offenses and Traffic Offenses*) **Mandatory Court Appearance**

Those violations of the Charter and Ordinances of the City and County of Broomfield that are ordinance violations (generally referred to as *misdemeanor offenses* and *traffic offenses*) require a mandatory court appearance and are not eligible for the fine in lieu of proceedings.

2. **Traffic Infractions**

Those violations of the Charter and Ordinances of the City and County of Broomfield that are designated as *traffic infractions* as further defined in the *2010 Model Traffic Code* as adopted by the City of Broomfield are eligible for the fine in lieu of proceedings (penalty assessment). Summons and Complaints with more than one traffic charge may receive a plea bargain offer prior to appearing in Court provided the combined total of original points is no greater than six points. If the single or combined total of original points on the summons is greater than six points, the summons shall require an appearance before the Court.

3. Schedule of Fines for Traffic Infractions

This Court finds that the following *traffic infractions* are eligible for the fine in lieu of proceedings (penalty assessment) process. The following shall be followed:

COURT COSTS OF \$20.00 and a 10% MUNICIPAL COURT SURCHARGE SHALL BE ADDED TO ALL PENALTY ASSESSMENTS.

THE PENALTY ASSESSMENT TO THE FINE SHALL BE INCREASED BY \$30.00 IF THE CITED DRIVER CONTRIBUTED TO THE CAUSE OF AN ACCIDENT.

Unless otherwise indicated, for *traffic infractions* the fine in lieu of proceedings shall be:

Point Violations (penalty points)	Fine Amount	Point Violations (penalty points)	Fine Amount
0	\$30.00	0	\$60.00
1	\$90.00	2	\$120.00
3	\$150.00	4	\$180.00
5	\$225.00	6	\$270.00

Fines are doubled for all moving violations in a school zone and doubled for speeding in a construction zone.

Specific *traffic infractions*:

Violation	Points	Fine Amount
No Seat Belt	0	\$75.00
No Seat Belt - Passenger	0	\$75.00
No Child Restraint (<40 lbs. or 4 years)	0	\$100.00
Child 4-15 Not Restrained	0	\$100.00
Spilling loads on roadway - load not covered (no injury) 1407 (3)(b)	0	\$150.00
Trailers and towed vehicles	0	\$75.00

Excess weight above the maximum (L.M.C. 11.04.150(C)(D)):

Violation	Points 0	Fine Amount
Wheel and Axle loads, Gross weight of Vehicles and Loads Weight Pounds 1-3000 3001-4250 4251-4500 4501-4750 4751-5000 5001-5250 5251-5500 5501-5750 5751-6000	0	\$20.00 \$34.00 \$68.00 \$75.00 \$82.00 \$89.00 \$102.00 \$116.00 \$130.00
Excess Size and Weight Permit (Traffic Offense) Weight Pounds 1-2500 2501-5000 5001-7500 7501-10,000 Over 10,000	0	\$68.00 \$137.00 \$274.00 \$548.00 \$999.00

4. Schedule of Fines for Animal Violations - Mandatory Court Appearance

Unlawful Dog Attacks	Mandatory Court Appearance
1st Violation (No Injury)	\$150 Mandatory Minimum and Additional Penalties
2nd Violation (No Injury)	\$450 Mandatory Minimum and Additional Penalties
1st Violation (Injury)	\$300 Mandatory Minimum and Additional Penalties
2nd Violation (Injury)	\$750 Mandatory Minimum and Additional Penalties and 5 Days Jail and Animal Destroyed and Additional Penalties

Dog At Large	1st Violation	\$50.00
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No Dog Collar		\$25.00
No Dog Tags		\$25.00
Disturbing The Peace/Barking Dog	1st Violation	\$100.00
Impound Fee	1st Violation	Amount on the Ticket and \$35.00

5. Schedule of Fines for Ordinance Violations

Ordinance Violations		
Fireworks	1st Violation	\$250.00
Littering	1st Violation	\$75.00
Open Container Of Alcohol	1st Violation	\$100.00
Soliciting Without A License	1st Violation	\$100.00

*****ALL SECOND AND SUBSEQUENT ORDINANCE VIOLATIONS ON THE ABOVE REQUIRE MANDATORY COURT APPEARANCE*****

COURT COSTS

Surcharge	10% of Fine Imposed
Mandatory Court Costs	\$20.00
Plea Bargain By Mail Court Costs	\$20.00
Community Service Fee	\$25.00
Show Cause Fee	\$20.00
Warrant Fee	\$50.00
Deferred Judgment or Deferred Prosecution Fee	\$75.00
Stay of Execution Fee	\$25.00

Broomfield Law Enforcement Officers have, in their discretion, the right to initiate a prosecution (summons and complaint) and not utilize the fine in lieu of proceedings for all violations of the Charter and Ordinances of the City and County of Broomfield. Specifically, if a violation is aggravated and/or habitual, the fine in lieu of proceedings (penalty assessment) should not be utilized.

The fine amounts should be assessed as to original charges. Law enforcement officers should be familiar with the possible penalties for violations of the Charter and Ordinances of the City and County of Broomfield and be prepared to give explanation to a defendant.

For all proceedings that come before the Court, the Court is not bound by this schedule of fines and will sentence defendants according to the penalties, fees, costs, and surcharges as outlined by the Charter and Ordinances of the City and County of Broomfield.

This ORDER replaces all previous ORDERS.

So Ordered this 18th day of April, 2022

BY THE COURT:

A handwritten signature in blue ink, appearing to be 'Amy Bockman', written over a horizontal line.

Amy Bockman, Presiding Municipal Judge