

**ORDINANCE/RESOLUTION 2025-02**

**A RESOLUTION/ORDINANCE TO AMEND CHAPTER 1, GENERAL PROVISIONS,  
ARTICLE III, MISDEMEANORS, MUNICIPAL INFRACTIONS AND PENALTIES**

**RECITAL**

The *Charter* of the Town of Keedysville and the *Annotated Code of Maryland, Local Government Article* authorizes the Mayor and Council to enact by Ordinance the designation of violations of the *Code of Ordinances of the Town of Keedysville* as misdemeanors and/or municipal infractions and to specify penalties in connection with violations of said Ordinances. To create consistency and fairness, the Mayor and Council have determined that it is in the best interests of the citizenry of the Town of Keedysville to amend *Chapter 1, Article III* the *Code of Ordinances* in accordance with **Exhibit "A"** which is attached hereto and made a part hereof by reference.

**RESOLUTION**


**NOW, THEREFORE, BE IT RESOLVED, ENACTED AND ORDAINED as follows:**

1. The **RECITAL** is made a part hereof and incorporated herein by reference.
2. *Chapter 1, General Provisions, Article III* is hereby revoked for purposes of amendment and re-enactment.
3. *Chapter 1, General Provisions, Article III, Misdemeanors, Municipal Infractions and Penalties* of the *Code of Ordinances of the Town of Keedysville* will be and is hereby **adopted, amended and re-adopted** as set forth in **Exhibit 'A'** which is attached hereto and incorporated herein by reference.

**ATTEST:**

  
Lisa Riner, Town Administrator

**MAYOR AND COUNCIL OF  
KEEDYSVILLE**

  
Kenneth Lord, Mayor

Date of Introduction: June 4, 2025  
Date of Passage: July 2, 2025  
Effective Date: July 22, 2025

**EXHIBIT "A"**

**CHAPTER 1**

**GENERAL PROVISIONS**

**ARTICLE III**

**MISDEMEANORS, MUNICIPAL INFRACTIONS AND PENALTIES**

**Violations and penalties.**

- A. Any violation of the provisions of the *Code of the Town of Keedysville, Maryland*, as adopted, and any other subsequent amendments or ordinances shall be considered and hereby declared unlawful. Said violations shall be and are hereby considered misdemeanors and/or municipal infractions.
- B. Any person found guilty of violating any provision of this Code, which violation is charged and prosecuted as a misdemeanor, shall be subject to a fine not to exceed \$1,000 or imprisonment not to exceed six months, or both such fine and imprisonment. Each day such violation continues shall constitute a separate or repeat offense.
- C. Any person found guilty of violating a provision of this Code, which violation is charged and prosecuted as a municipal infraction as declared herein, shall be guilty of a municipal infraction and subject to a fine not to exceed \$1,000 unless otherwise specified by law or this *Code*. The fine(s) specified in the Citation(s) shall be paid by the offender to the Town of Keedysville within 20 calendar days of receipt of a Citation. Repeat offenders may be assessed a fine not to exceed \$1,000 for each repeat offense. Each day a violation continues shall, unless otherwise provided, constitute a separate or repeat offense.

**Misdemeanors and Municipal Infractions; Procedures, Penalties, Enforcement**

A. **Misdemeanor.** A "Misdemeanor" is:

(a) A criminal offense, not amounting to a felony, arising from a violation of a law of the state, which violation is defined as a misdemeanor; or

(b) Unless otherwise specified, a violation of any section of the *Code of the Town of Keedysville*. All violations of this *Code* shall be treated as misdemeanors unless the Code Enforcement Official or Law Enforcement Officer elects to charge the alleged violation(s) as a Municipal Infraction in accordance with the *Code of Ordinances of the Town of Keedysville* and the *Annotated Code of Maryland, Local Government* as they now exist or may be subsequently amended.

(c) Violations of this *Code* which are charged as Misdemeanors may be charged by a Law Enforcement Officer and/or a Code Enforcement Official appointed or designated by the Mayor and Council of the Town of Keedysville in accordance with the *Annotated Code of Maryland and the Maryland Criminal Rules of Procedures* which are applicable to and control the charging and prosecution of misdemeanor offenses in the State of Maryland.

**B. Municipal Infraction.** A "Municipal Infraction" shall mean a municipal infraction as defined by Maryland Law and is any violation of this *Code*, which violation has been specifically or otherwise declared to be a Municipal Infraction. For purposes of this *Code*, a Municipal Infraction is a civil offense.

(a) *Declaration.* Unless otherwise classified as a criminal offense by State Law, any violation of the *Code of Ordinances of the Town of Keedysville* and/or the Ordinances of the Town are hereby declared to be Municipal Infractions which may be cited, prosecuted and enforced in accordance with the *Annotated Code of Maryland, Local Government §6-101 et. seq* as it currently exists and/or may subsequently amended.

(b) *Issuance of citation.* For alleged violations of this *Code*, those enforcement officials authorized by the Mayor and Council to enforce this *Code* may, as an alternative to charging said violation(s) as a misdemeanor, issue and deliver a Municipal Infraction Citation, with or without a Summons, to any person alleged to be committing the infraction(s). A copy of the Citation shall be retained by the Town.

(c) *Code Enforcement Officials.* The Town Manager, Land Use Administrator, Zoning Administrator and any Law Enforcement Officer authorized to provide police services within the Town of Keedysville are hereby designated as Code Enforcement Officials who are authorized to issue Municipal Infraction Citations. The Mayor and Council may designate and authorize other persons as Code Enforcement Officials to generally issue citations and/or to issue citations related to specific Ordinances.

(d) *Prosecution and Enforcement.* A Municipal Infraction Citation shall contain the information, attestation and other procedural information specified and required by the *Annotated Code of Maryland, Local Government, §6-101, et. seq.* which is incorporated herein by reference as it currently exists or may subsequently be amended. The payment of fines, prosecution and enforcement of Municipal Infraction Citations issued hereunder shall be pursuant to and in accordance with the *Annotated Code of Maryland, Local Government, §6-101* which is incorporated herein by reference as it currently exists or may subsequently be amended.

(e) *Payment of fine.* The fine for a municipal infraction shall be as specified in the *Code* section violated or the *General Penalties* specified herein in the absence of a specified penalty. The fine is payable by the recipient of the citation to the Town of Keedysville within 20 calendar days of receipt of the Citation.

(f) *Pre-set fine.* The Mayor and Council may, by Resolution, establish a schedule of pre-set fines for specified offenses that a person receiving a Citation for a Municipal Infraction may elect to pay in lieu of standing trial. Failure to pay the pre-set fine within the time specified shall result in proceeding to trial thereby subjecting the recipient of the Citation to the fines and penalties set forth herein and the *Annotated Code of Maryland*.

(g) *No formal hearing by Town.* The Town shall not conduct any formal hearing for those persons in receipt of a Municipal Infraction Citation. Any offender so cited may pay the fine as indicated in the citation or elect to stand trial for the offense.

(h) *Election to stand trial.* A person receiving a Citation for a Municipal Infraction may elect to stand trial for the offense by notifying the Town, in writing, of his/her intention to stand trial. The notice shall be delivered to Town Hall at least five days prior to the date of payment as set forth in the Citation.

(i) *Prosecution.* The States Attorney for Washington County and/or the Town Attorney for the Town are hereby authorized to prosecute Municipal Infractions.

(j) *Failure to pay fine.* If a person receiving a citation for any Municipal Infraction fails to pay the fine for the infraction by the date of payment set forth on the Citation and fails to file a notice of his/her intention to stand trial for the offense, the person shall be liable for \$1,000.00 for each Citation. In addition, the Town may request adjudication of the case through the District Court, including the filing of a demand for judgment on affidavit. If the person receiving a Citation stands trial for an infraction shall be found by the District Court to have committed a municipal infraction, the person shall be required to pay the fine determined by the District Court, not to exceed \$1,000. The person shall also be liable for the costs of the proceeding in the District Court; the Court may permit the Town to abate any such condition at the person's expense; and the Court may exercise any other power and authority vested in it by the *Annotated Code of Maryland, Local Government Law, §6-101, et. seq.*, as it currently exists or may subsequently be amended.

**Effective Date: July 22, 2025**

Send Certification to:

Ms. Lisa Riner, Town Administrator  
**Town of Keedysville**  
Town Hall  
P. O. Box 359  
Keedysville, MD 21756

AUG 01 2025

**Liber 14 Folio 0812**  
Acts, Ordinances, Resolutions- Town  
Clerk of the Circuit Clerk  
Washington County

LR - Government  
Instrument 0.00  
Agency Name: Town of  
Keedysville  
Instrument List: Other  
Describe Other:  
Ref:  
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Total:	0.00
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07/30/2025 04:04  
CC21-KB  
#19006554 CC0403 -  
Washington  
County/CC04.03.02 -  
Register 02

This page not to be counted in calculating Recording Fee

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**Clerk of Circuit Court**  
**Washington County, Maryland**  
Kevin R. Tucker, Clerk  
24 Summit Avenue  
Hagerstown, MD 21740  
301-790-7991

**For Clerks Use Only**

Improvement Fee \_\_\_\_\_  
Recording Fee \_\_\_\_\_  
County Transfer Tax \_\_\_\_\_  
Recordation Tax \_\_\_\_\_  
State Transfer Tax \_\_\_\_\_  
Non-Resident Tax \_\_\_\_\_  
**TOTAL** \_\_\_\_\_