

IN THE MARIETTA MUNICIPAL COURT
WASHINGTON COUNTY, OHIO

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JOURNAL ENTRY

MUNICIPAL COURT
MARIETTA, OHIO

The following Schedule for waiverable fines and costs and misdemeanor bond schedule is hereby adopted by the Marietta Municipal Court, effective September 8, 2016. This Order shall remain in effect until further order of the Court.

All Rules of Court, and Fine and Bond Schedules previously adopted by the Marietta Municipal Court, which are inconsistent herewith, are VACATED and REPEALED.

IT SO ORDERED



Janet Dyar Welch, Judge

Dated: September 8, 2016

SCHEDULE OF MISDEMEANOR BONDS – CRIMINAL

This schedule is published pursuant to Criminal Rule 46(G). The Court will establish bond for felony offenses on a case-by-case basis at arraignment.

For all misdemeanor offenses for which there are currently no specific bonds provided by Court schedule, bonds shall be as follows:

Regardless of Defendant's residency

Domestic Violence M-1 and M-4 (2919.25)	Court to set bond.
Any misdemeanor charge that a TPO is requested	Court to set bond.
TPO violations (2919.27).	\$2,500

Residence outside Washington County or history of failure to appear

OVI, OVUAC, Physical Control	\$2,500
DUS 4510.037, 4510.11, 4510.14	\$2,500
4510.21, 4510.12 (except 4510.12(C)(1) or 4510.12 (C)(2))	\$1,000
Misdemeanor 1	\$1,000
Misdemeanor 2	\$750
Misdemeanor 3	\$500
Misdemeanor 4	\$250
Minor Misdemeanor – maximum Fine of \$150	\$250
Minor Misdemeanor – maximum Fine of \$50.00	\$175

NOTE: A \$25.00 surcharge is to be paid on all cash and surety bonds at the time of posting. This is an additional fee imposed by State law.

Schedule of Waivers and Bonds
Minor Misdemeanor Traffic and Criminal

<u>State Code</u>	<u>Mtta. Ord.</u>	<u>Description of Offense</u>	<u>Waiver</u>	<u>Bond</u>
4511.21	333.03	Speed Violations		
		Exceeding Speed Limit by		
		First Offense		
		1 to 15 mph	\$135	\$175
		16 to 25 mph	\$165	\$200
		26 or more	\$225	\$300
		Exceeding Speed Limit by		
		Second Offense in 1 year		
		0 to 15 mph	\$160	\$200
		16 to 25 mph	\$190	\$225
		26 or more	\$235	\$300
		Excessive Speed		
		Third Offense in 1 year	MA	\$300
		Other Speeding Offenses	MA	\$300
		Business District (Marietta City only) - Faster than 35 mph in a 25 mph zone		
		School Zone – Faster than 35 mph in a 20 mph zone during restricted hours		
		Marietta City Limits – Faster than 50 mph in a 35 mph zone		
All Minor Misdemeanor Traffic Violations (except speed and reckless operation)				
		1 st offense	\$150	\$175
		2 nd offense within 1 year	\$175	\$200
		3 rd offense or more within 1 year	MA	\$300
4513.263		Operating without a Seatbelt (driver)	\$111	\$125
		Passenger	\$101	\$125
4510.16		Driving Under FRA Suspension Cancellation/Nonpayment Judgment (1st or 2nd in 3 years, 3rd in 3 year, MA)	\$500	\$750
4510.111		Driving Under Suspended License for failing to appear or pay fine or default in payment of child support (1st or 2nd in 3 years, 3rd in 3 years, MA)	\$500	\$750

Note: The waiver amount on this table represents the total of the fine plus court costs. Court costs are \$100 for traffic offenses (seatbelt \$81) and \$105 for criminal offenses.

NOTE: A \$25.00 surcharge is to be paid on all cash and surety bonds at the time of posting. This is an additional fee imposed by State law.

4510.12C1		No O.L. – Never Licensed (1st Anytime, 2nd or more anytime, MA)	\$500	\$750
4510.12C2	335.01A	Expired OL (1st or 2nd in 3 years, 3rd in 3 years, MA)	\$250	\$275
4511.20	333.02A	Reckless Operation on Highway	MA	\$300
4511.201	333.02B	Reckless Operation off Highway	MA	\$300
2925.141		Possession Marijuana Drug Paraphernalia	MA	\$250
2925.11	513.03	Possession of Marijuana	MA	\$250
2917.11	509.03	Disorderly Conduct	\$155	\$175
4301.62	529.07	Open Container	\$155	\$175
		Other minor misdemeanor criminal (except possession of marijuana)	\$155	\$175

Note: The waiver amount on this table represents the total of the fine plus court costs. Court costs are \$100 for traffic offenses (seatbelt \$81) and \$105 for criminal offenses.

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Schedule for Wildlife Officer Charges

Wildlife Violation Bond Forfeiture Schedule

Misdemeanor- 4	\$150
Misdemeanor- 3	\$250
Misdemeanor -2	Mandatory Appearance
Misdemeanor -1	Mandatory Appearance

Bond Schedule Other Offenses: (traffic, possession, littering, etc.)

	Bond/Waiver
Minor Misdemeanor	\$150
Misdemeanor-4	\$250
Misdemeanor-3	\$500
Misdemeanor-2	\$750
Misdemeanor-1	\$1,000 (OVI/DUS: \$2,500, DV No Bond)
Felonies	Bond to be set by Judge

Note: Third offense traffic, reckless operation and possession of marijuana are **NOT** waiverable.

Officer may permit a Personal Recognizance Bond for a local resident unless the officer reasonably believes Defendant will fail to appear.

NOTE: A \$25.00 surcharge is to be paid on all cash and surety bonds at the time of posting. This is an additional fee imposed by State law.

OVERLOADS

SCHEDULE OF FINE AND COSTS (waiver), AND BONDS

<u>State Code</u>	<u>Mtta. Ord.</u>	<u>Description of Offense</u>	<u>Waiver</u>	<u>Bond</u>
		Minimum Fine for Axle Overload	\$180	\$200
		Minimum Fine for Gross Overload	\$200	\$220
5577.04 .041	339.01	Overload Violations (Gross or Axle)		
		First 2,000 pounds	\$180	\$200
		Over 2,000 to 5,000 pounds \$100 plus \$1 per 100 pounds	Computed Plus Court Cost	
		OVER 5,000 to 10,000 pounds \$130 plus \$2 per 100 pounds OR 30 days OR both (Minimum \$230)	MA	Computed Plus Court Cost
		Over 10,000 pounds \$160 plus \$3 per 100 pounds	MA	Computed Plus Court Cost

NOTE: A \$25.00 surcharge is to be paid on all cash and surety bonds at the time of posting. This is an additional fee imposed by State law.

City of Marietta Parking Violations

Pursuant to Section 139.09 of the Codified Ordinances of the City of Marietta, it is ordered and designated that the fines to be paid for first, second and third offense which may be satisfied by payment of the same at the traffic violations bureau, be, and are hereby established as follows:

Violation	Section	Within 10 days of citation	After 10 days of citation	Maximum
Overtime by Sign	351.03n	\$10	\$30	\$150
Yellow Curb	351.03n	\$20	\$40	\$150
Too Close to Fire Plug	351.03d	\$25	\$50	\$150
Double Parking	351.031	\$20	\$40	\$150
Handicapped Parking	351.04f	\$250	\$300	\$500
Loading Zone	351.09	\$20	\$40	\$150
Bus Stop & Taxi Stand	351.10	\$20	\$40	\$150
Obstructing Road	351.13	\$20	\$40	\$150
Over 72 Hours	351.18	\$10	\$30	\$150
Other	351.	\$10	\$30	\$150
Expired Registration	353.09e	\$10	\$30	\$150
Parked in Rental Stall	351.22	\$25	\$50	\$150

NOTE: A \$25.00 surcharge is to be paid on all cash and surety bonds at the time of posting. This is an additional fee imposed by State law.