TOWN OF HAVERHILL

RED LIGHT CAMERA SAFETY PROGRAM

Public Announcement and Notice of Public Hearing

July 9, 2010

Pursuant to the Notice dated April 30, 2010, you were advised that the Town of Haverhill implemented an intersection safety program which uses automated cameras to enforce the Town of Haverhill's **"Dangerous Intersection Safety Act"** Ordinance adopted in February of 2010 (Ordinance 380). These cameras record when vehicles run a red light in the Town. The camera records the image of the motor vehicle and license plate as well as the intersection and traffic control device at the intersection.

The cameras are located at the intersection of Belvedere and Haverhill Roads and have been operational since about April 15, 2010. Additional cameras are contemplated for the intersection of Military Trail and Belvedere Road. Any infraction of the Ordinance occurring April 15, 2010 through July 31, 2010 shall be issued a **Courtesy Warning Notice** depicting the vehicle running a red light. Upon expiration of the warning period, any violation captured by red light cameras within the Town shall be issued a **Notice of Violation** which will result in a fine being imposed.

Because of passage of Chapter 2010-80, Laws of Florida, by the Florida Legislature this past Spring, the Dangerous Intersection Safety Act is undergoing substantial revisions. Accordingly, a PUBLIC HEARING will be held on the following proposed Ordinance at 7:00 p.m. on Thursday, July 22, 2010, at the Town Hall, 4585 Charlotte Street, Town of Haverhill, Florida. The Ordinance in its entirety may be inspected at the office of the Town Clerk, 4585 Charlotte Street, Haverhill, Florida between the hours of 9:00 a.m. and 5:00 p.m., Monday through Friday, except legal holidays. All interested parties are invited to attend and be heard with respect to the proposed Ordinance.

PLEASE TAKE NOTICE AND BE ADVISED that if any interested person desires to appeal any decision made by the Town Council with respect to any matter considered at such meeting or hearing, such person will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The Town does not prepare or provide such a record. The following ordinance may be postponed or withdrawn without prior notice.

In accordance with the provisions of the American with Disabilities Act (ADA), this document can be made available in an alternate format (large print) upon request and special accommodations can be provided upon request with three (3) days advance notice. Persons who need an accommodation in order to attend or participate in this meeting should contact the Town Clerk at (561) 689-0370 at least two (2) days prior to the meeting in order to request such assistance.

We urge you to be aware of the cameras and *ALWAYS Stop on Red.*

ORDINANCE NO. 388

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING CHAPTER 38, TRAFFIC AND VEHICLES, BY AMENDING SECTION 38-18 ENTITLED "DANGEROUS INTERSECTION SAFETY ACT" BY MODIFYING THE SECTION TO INCLUDE THE APPLICABLE PROVISIONS OF CHAPTER 2010-80, LAWS OF FLORIDA, INCLUDING, WITHOUT LIMITATION, REVISING DEFINITIONS RELATING TO RED ZONE INFRACTIONS, TRAFFIC CONTROL SIGNAL MONITORING SYSTEM/DEVICE, AND TRAFFIC INFRACTION ENFORCEMENT OFFICER; ELIMINATING A RIGHT TURN ON RED AS A VIOLATION; *ALLOWING THE TOWN COUNCIL TO EXTEND THE WARNING PERIOD OR* SUSPEND ISSUANCES OF NOTICES OF VIOLATION; SPECIFYING THE TWO STEP PROCESS FOR ENFORCING RED ZONE INFRACTIONS, INCLUDING THE ISSUANCE OF A UNIFORM TRAFFIC CITATION IF THE OWNER OF A MOTOR VEHICLE COMMITTING A RED ZONE INFRACTION DOES NOT EITHER PAY THE FINE OR SUBMIT AN AFFIDAVIT ESTABLISHING AN EXEMPTION FROM LIABILITY; ELIMINATING THE APPEAL OPPORTUNITY TO THE TOWN, BUT PROVIDING FOR A HEARING RIGHT UPON ISSUANCE OF A UNIFORM TRAFFIC CITATION; MODIFYING THE FACTORS TO REBUT THE PRESUMPTION OF LIABILITY, PROVIDING THE TRAFFIC INFRACTION OFFICER WITH AUTHORITY TO DISMISS A CASE; REQUIRING THE CODE ENFORCEMENT OFFICER OF THE TOWN TO BE THE ONE DESIGNATED TO SERVE AS TRAFFIC INFRACTION ENFORCEMENT OFFICER UPON PROPER TRAINING; REQUIRING ANY THIRD PARTY VENDOR WITH WHOM THE TOWN CONTRACTS TO PROVIDE AND PAY FOR A DEFENSE IN THE EVENT THE TOWN IS SUED OVER THIS THE ACT; INCREASING THE FINE TO $158; AND MANDATING THAT ANY CONTRACT WITH A THIRD PARTY VENDOR HAVE NO FISCAL IMPACT TO THE TOWN AFTER PAYMENT OF ALL DIRECT AND INDIRECT COSTS AND EXPENSES; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AUTHORITY TO CODIFY; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.