ORD-3048

AN ORDINANCE TO AMEND THE CITY TRAFFIC CODE BY ADDING SECTION 21-222 TO AUTHORIZE THE USE OF RED LIGHT PHOTO-MONITORING SYSTEMS

SECTION ADDED: § 21-222

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VIRGINIA BEACH, VIRGINIA:

That Section 21-222 of the Code of the City of Virginia Beach, Virginia, is hereby added and ordained to read as follows:

Sec. 21-222 Traffic Signal Enforcement Program

(a) Establishment. There is hereby established a traffic signal enforcement program pursuant to and in accordance with Code of Virginia § 15.2-968.1. The program shall include the installation and operation of traffic light signal violation monitoring systems in a number up to the maximum number permitted by state law. No traffic light signal violation monitoring system shall be operated for enforcement purposes at an intersection until all prerequisites for such operation have been fulfilled.

(b) Implementation. The City Manager shall (i) have the authority to implement the provisions of this Section, (ii) promulgate the rules and regulations necessary to administer the traffic signal enforcement program in compliance with all requirements of Code of Virginia § 15.2-968.1 and this Section, and (iii) be responsible for the compliance of all aspects of the traffic signal enforcement program with applicable state law.

(c) Private contractor. The City may enter into an agreement with a private entity for the installation and operation of traffic light signal violation monitoring systems and related services as permitted by and subject to the restrictions imposed by Code of Virginia § 15.2-968.1(I).

(d) Penalties.

(1) For failure to comply with traffic light signal. The operator of a vehicle shall be liable for a monetary penalty of Fifty Dollars ($50.00) if such vehicle is found, as evidenced by information obtained from a traffic light signal violation monitoring system, to have failed to comply with a traffic light signal within the City. Any person found liable under this ordinance may contest the summons as provided by Code of Virginia § 15.2-968.1.
(2) For disclosure of personal information. Any person who discloses personal information collected by a traffic light signal violation monitoring system in violation of the provisions of Code of Virginia § 15.2-968.1(H) shall be subject to a civil penalty of One Thousand Dollars ($1,000).

Adopted by the City Council of the City of Virginia Beach, Virginia, on this 2nd day of September, 2008.