

Approved: _____

ORDINANCE #__-25

AN ORDINANCE ESTABLISHING TRAFFIC REGULATIONS IN THE TOWN OF VIOLA, INCLUDING PENALTIES FOR VIOLATIONS THEREOF

WHEREAS, pursuant to Section 21 of the Charter of the Town of Viola, the Town Commission has those “powers and functions requisite and appropriate for the government of the town, its people and order, its sanitation, appearance and beauty, the health, safety, convenience, comfort and well-being of its population and protection and preservation of the property, public or private[;]”

WHEREAS, in the opinion of the Town Commission, it is in the best interest of the public health, safety, and welfare to incorporate traffic regulations of the State of Delaware into the Viola Town Code and to establish penalties for violations thereof.

NOW THEREFORE, BE IT HEREBY ENACTED by the Town Commission of the Town of Viola, a majority thereof concurring in council duly met, that “An Ordinance Establishing Traffic Regulations in the Town of Viola, Including Penalties for Violations Thereof” be and hereby is adopted, as follows, to wit:

Section 1. Violation of state law prohibited. It shall hereafter be unlawful for any person, firm, association, or corporation driving, operating or having physical control over a motor vehicle on any street or property within the limits of the Town of Viola to violate any law, rule, requirement, or regulation found in Subchapters I through XIII of Title 21, Chapter 41, of the Motor Vehicle Laws of the State of Delaware.

Section 2. Incorporation of provisions.

Adoption of this ordinance hereby incorporates all the motor vehicle statutes, known as Rules of the Road, as set forth in the Delaware Code, Title 21, Chapter 41, Subchapters I through XIII, Sections 4101 through 4199C, as ordinances of the Town of Viola with the sole exception of the penal provisions of those statutes, which are hereby excepted from this ordinance.

Section 3. Violations and penalties.

- (a) This ordinance shall be enforced by the Viola Police Department.
- (b) Any person, firm, association or corporation who violates any of the statutes found in Sections 4101 through 4199C of Subchapters I through XIII of Chapter 41 of Title 21 of the Delaware Code shall be fined not more than \$50 for each violation.

Section 4. General provisions.

- (a) *Severability.* If any of the sections, paragraphs, sentences, clauses, and/or phrases of this ordinance shall be declared unconstitutional or invalid by the valid judgement or decree of any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining sections, paragraphs, sentences, clauses and phrases of the ordinance.
- (b) *Effective date.* This ordinance shall take effect immediately upon approval of the Town Commission.

SYNOPSIS

This ordinance establishes as violations of the laws of the Town of Viola those Rules of the Road as found in Chapter 41, Title 21 of the Delaware Code. This ordinance establishes a \$50 fine for violations of the ordinance.

This shall certify that this is a true and correct copy of the ordinance duly adopted by the Town Commission of the Town of Viola at a duly-noticed and convened meeting at which a quorum was present on _____, 2025.

So Certifies:

Attest: _____

Town Clerk

President

This shall certify that a copy of this Ordinance was posted at the Town Hall on _____, 2025.

So Certifies:

Date
