

SIDNEY MUNICIPAL COURT
TRAFFIC & CRIMINAL VIOLATIONS BUREAU
(EFFECTIVE 6/1/21)

Defendants charged with waiverable offenses shall be informed by the arresting officer of the fine and costs set forth in this schedule for the offense charged, of the right to pay the same by mail or in person **BY THE COURT DATE**, and be provided an envelope for payment by mail. All payments must be by certified check or money order. Payments made personally shall be by certified check, money order or cash. Personal checks are not acceptable. Returned business/certified checks will be charged a \$25.00 fee.

Non-Waiverable Offenses (Must Appear) (Traffic Rule 13)

1. Indictable offenses (felonies)
2. Operating a motor vehicle while under the influence of alcohol or any drug of abuse.
3. Leaving the scene of an accident.
4. Driving while under suspension or revocation of driver's license.
5. Driving without being licensed to drive, except where the offense is considered a Minor Misdemeanor.
6. A third moving traffic offense within a twelve-month period.
7. Failure to stop and remain standing upon meeting or overtaking a school bus stopped on the highway for the purpose of receiving or discharging a school child.
8. Willfully eluding or fleeing a police officer.
9. Drag racing.
10. Criminal offenses except minor misdemeanors, Wildlife, Watercraft, and PUCO violations or specific violations listed. **All drug offenses EXCEPT minor misdemeanors MUST APPEAR.**

Defendants should be scheduled for court appearance within ten days after issuance of the ticket.

The Court must be in possession of the original citing documents from law enforcement no later than the date and time listed as the initial court appearance. If not received by this date/time, the citation will be returned to the law enforcement agency for re-service upon the defendant with a new arraignment date/time.

Criminal Rule 46 provides conditions for requiring a 10%, full cash or surety bond in cases determined appropriate by the arresting officer*, Clerk of Court, or jailer to assure appearance.

* The term arresting officer shall include a Probation Officer who issues a warrant holder on a Probation Violation.

Pursuant to O.R.C. 2937.22 Whenever a person is charged with any offense other than a traffic offense that is not a moving violation and posts bail, the person shall pay a surcharge of \$25.00.

The clerk of the court shall retain the \$25.00 until the person is convicted, pleads guilty, forfeits bail, is found not guilty, or has the charges dismissed. If the person is convicted, pleads guilty, or forfeits bail, the clerk shall transmit the \$25.00 to the treasurer of state. If the person is found not guilty or the charges are dismissed, the clerk shall return the \$25.00 to the person.

With the exception of Minor Misdemeanors, all Drug offenses require a Court appearance. The waiver amount in a minor misdemeanor drug offense shall be \$180 plus additional \$6 if it's a charge from Sidney Police or Sheriff's Department.

For all minor misdemeanor traffic/criminal offenses other than those specifically listed below:

WAIVER - \$130.00

BOND - \$155.00

Exceptions to Above Bond Schedule

Speed (O.R.C. § 4511.21 or similar municipal or village ordinance)

	<u>WAIVER</u>
1-10 mph over posted limit	\$125.00
11-20 mph over posted limit	\$135.00
21-25 mph over posted limit	\$175.00
26-30 mph over posted limit	\$205.00
31+ mph over posted limit	\$255.00

Child Restraint Seat (O.R.C. 4511.81 or similar municipal or village ordinance)

	<u>WAIVER</u>
1 st offense	\$140.00
2 nd or subsequent offense	\$165.00

Seatbelt (O.R.C. § 4513.263 or similar municipal or village ordinance)

	<u>WAIVER</u>
Driver	\$116.00
Passenger	\$106.00

Violations resulting from Adverse Weather Conditions WAIVER
\$115.00

(CITATION MUST STATE "DUE TO ADVERSE WEATHER CONDITIONS")

Parking Violations (COST OF PARKING TICKET + LOCAL COSTS OF \$66)

Overload (O.R.C. § 5577.04)

For **first 2,000 lbs.** of overload or fraction thereof:

Gross Overload (INCLUDES COURT COSTS)	\$185.00
Axel Overload (INCLUDES COURT COSTS)	\$185.00
2,001 to 5,000 lbs. overweight (INCL. COSTS)	\$205.00 + \$1.00 for each 100 lbs. or fraction thereof
5,001 to 10,000 lbs. overweight	\$235.00 + \$2.00 for each 100 lbs. or fraction thereof
10,001 + lbs. overweight	\$265.00 + \$3.00 for each 100 lbs. or fraction thereof

Dog Running at Large/Failure to Register Dog (O.R.C. § 955.22 and 955.21)

	<u>WAIVER</u>	<u>BOND</u>
1 st Offense	\$130.00	\$155.00
2 nd Offense	\$180.00	\$205.00

Prohibitions (O.R.C. §4301.63 2)

1 ST Offense	\$155.00	\$180.00
2 nd Offense	\$180.00	\$205.00
3 rd or more	MUST APPEAR	

Expired Tag/Registration (O.R.C. 4503.31 / ORD 335.09)

	<u>WAIVER</u>	<u>BOND</u>
Expired less than 60 days	\$105.00	\$130.00
Expired 61+ days	\$115.00	\$140.00

Texting while Driving (O.R.C. 4511.204) \$255.00 \$280.00

Distracted Driving (O.R.C. 4511.991) - As a contributing factor to allowable primary charge additional fine of \$100.00 must be submitted by arraignment date. A refund of \$100.00 will be made if proof of completion of the distracted driving safety course is provided to the Court; proof must be provided within 30 days of initial arraignment date on ticket or \$100.00 will be deemed forfeited and non-returnable.

Wildlife, Parks and PUCO violations (O.R.C. § 1531, 1533, 1541, 1547, 4919, 4921, 4923)

Need not appear unless officer states on ticket "MUST APPEAR"

Offenders placed under the control and supervision of the Probation Department shall pay a Probation Fee in the sum of \$100.00 in addition to all other court costs.

All warrants are subject to a \$50.00 warrant fee.