

- b. Mailing a copy of the citation by certified or registered mail, return receipt requested, to the defendant's last known address.
- c. Any means allowed by the Arizona Rules of Civil Procedure for the Superior Court.

F. Civil Penalties.

- 1. A Person convicted of a violation of this Article, other than Subsections 10-1-6, 10-1-7 or 10-1-11, shall be punishable by a base fine of not less than \$500.
- 2. The civil fine required by this Section shall not be suspended in whole or in part.
- 3. Any defendant that fails to pay the fine or appear in the Fountain Hills Municipal Court as directed by a citation issued pursuant to this Section, or who fails to appear at the time and place set for trial of a matter arising under this Section, shall be subject to an additional default fee of \$100.00.
- 4. Any judgments issued by the Fountain Hills Municipal Court shall be subject to all surcharges and fees imposed by State law in addition to the civil fines required by this Section.
- 5. Judgments shall be collected in the same manner as any other civil judgment as provided by law.

G. A Person found to be responsible for three or more civil violations of this Article within any 24-month period shall be deemed to be a habitual offender. Responsibility may be determined by admission, by default judgment or by judgment after hearing. The dates of the offenses are the determining factor for calculating the 24-month period.

H. Criminal penalties.

- 1. A Person convicted of a violation of Subsections 10-1-6, 10-1-7 or 10-1-11 is guilty of a Class 1 Misdemeanor, punishable by term of not more than six months in jail and a base fine of not more than \$2,500.
- 2. A habitual offender who violates the provisions of this Article shall be guilty of a Class 1 Misdemeanor for each violation in excess of three civil or criminal violations within a 24-month period punishable by term of not more than six months in jail and a base fine of not more than \$2,500.

I. The penalties set forth in this Section 10-1-15 shall be in addition to any penalty that may be assessed pursuant to State Law or the Maricopa County Environmental Health Code.

Section 10-1-16 – 10-1-19 Reserved.