

TOWN OF EDMONSTON

ORDINANCE NO.: 2025-OR-10

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF EDMONSTON
AMENDING CHAPTER 435 “VEHICLES AND TRAFFIC” TO ADD A NEW § 435-19
“STOP SIGN MONITORING SYSTEM” TO THE TOWN CODE TO AUTHORIZE
AUTOMATED STOP SIGN MONITORING IN THE TOWN.**

WHEREAS, pursuant to §5-202 of the Local Government Article of the Annotated Code of Maryland provides that the Mayor and Council of the Town of Edmonston have the authority to pass such ordinances as it deems necessary to preserve the peace and good order, and to protect the health, comfort, and convenience of the residents of the municipality; and

WHEREAS, the Town Charter, §12 “Ordinance Powers of the Mayor and Council” states the Mayor and Council shall have full power to pass such ordinances as they may deem necessary for the good government, health, and improvement of the town, and for the preservation of peace and good order therein; and

WHEREAS, pursuant to §21-707.1 of the Transportation Article of the Annotated Code of Maryland, stop sign monitoring systems are authorized in local jurisdictions if approved by the governing body of said jurisdiction; and

WHEREAS, the Council finds it to be in the best interest of the Town to authorize stop sign monitoring systems in the Town.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Edmonston that § 435-19 “Stop Sign Monitoring System” be added to the Town Code as follows:

§ 435-19 STOP SIGN MONITORING SYSTEM.

A. IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(1) “DEPARTMENT” MEANS THE EDMONSTON POLICE DEPARTMENT.

(2)(I) “OWNER” MEANS THE REGISTERED OWNER OF A MOTOR VEHICLE OR LESSEE OF A MOTOR VEHICLE UNDER A LEASE OF 6 MONTHS OR MORE.

(II) “OWNER” DOES NOT INCLUDE:

1. A MOTOR VEHICLE LEASING COMPANY; OR

2. A HOLDER OF A SPECIAL REGISTRATION PLATE ISSUED UNDER TITLE 13, SUBTITLE 9, PART III OF THIS ARTICLE.

(3) "RECORDED IMAGE" MEANS IMAGES RECORDED BY A STOP SIGN MONITORING SYSTEM:

(I) ON:

1. TWO OR MORE PHOTOGRAPHS;
2. TWO OR MORE MICROPHOTOGRAPHS;
3. TWO OR MORE ELECTRONIC IMAGES;
4. VIDEOTAPE; OR
5. ANY OTHER MEDIUM; AND

(II) SHOWING A MOTOR VEHICLE AND, ON AT LEAST ONE IMAGE OR PORTION OF TAPE, CLEARLY IDENTIFYING THE REGISTRATION PLATE NUMBER OF THE MOTOR VEHICLE.

(4) "STOP SIGN MONITORING SYSTEM" MEANS A DEVICE DESIGNED TO CAPTURE A RECORDED IMAGE OF A VIOLATION.

(5)(I) "VIOLATION" MEANS A FAILURE TO COME TO A COMPLETE STOP AT A STOP SIGN IN VIOLATION OF § 21-707 OF THIS SUBTITLE.

(II) "VIOLATION" DOES NOT INCLUDE ANY ACTION A DRIVER IS INSTRUCTED TO TAKE BY A POLICE OFFICER.

B. (1) THE DEPARTMENT MAY USE STOP SIGN MONITORING SYSTEMS:

(I) ON HIGHWAYS LOCATED IN A SCHOOL ZONE MAINTAINED BY THE TOWN, IF AUTHORIZED BY THE TOWN COUNCIL; OR

(II) ON STATE HIGHWAYS LOCATED IN A SCHOOL ZONE, IF AUTHORIZED BY THE STATE HIGHWAY ADMINISTRATION; AND

(III) AT A LOCATION APPROVED BY THE PRINCE GEORGE'S COUNTY COUNCIL.

(2) BEFORE BEGINNING USE OF STOP SIGN MONITORING SYSTEMS, THE DEPARTMENT SHALL PUBLISH NOTICE THAT THE DEPARTMENT HAS ADOPTED THE USE OF STOP SIGN MONITORING SYSTEMS ON ITS WEBSITE AND, IN A NEWSPAPER OF GENERAL CIRCULATION IN THE TOWN.

(3)(I) SIGNS SHALL BE PROMINENTLY PLACED ON HIGHWAYS WITHIN THE TOWN PROVIDING NOTICE THAT STOP SIGN MONITORING SYSTEMS ARE USED IN THE TOWN.

C. A RECORDED IMAGE UNDER THIS SECTION INDICATING THAT THE DRIVER OF A MOTOR VEHICLE HAS COMMITTED A VIOLATION SHALL INCLUDE:

- (1) THE TIME AND DATE OF THE VIOLATION; AND
- (2) TO THE EXTENT POSSIBLE, THE LOCATION OF THE VIOLATION.

D. (1) UNLESS THE DRIVER OF THE MOTOR VEHICLE RECEIVED A CITATION FROM A POLICE OFFICER AT THE TIME OF THE VIOLATION, THE OWNER OR, IN ACCORDANCE WITH SUBSECTION E(3) OR G(4) OR (5) OF THIS SECTION, THE DRIVER OF A MOTOR VEHICLE IS SUBJECT TO A CIVIL PENALTY IF THE MOTOR VEHICLE IS RECORDED BY A STOP SIGN MONITORING SYSTEM DURING THE COMMISSION OF A VIOLATION.

(2) A CIVIL PENALTY UNDER THIS SUBSECTION MAY NOT EXCEED \$40.

E. (1) SUBJECT TO THE PROVISIONS OF PARAGRAPHS (2) THROUGH (5) OF THIS SUBSECTION, THE DEPARTMENT SHALL MAIL TO THE OWNER LIABLE UNDER SUBSECTION D. OF THIS SECTION A CITATION THAT SHALL INCLUDE:

- (I) THE NAME AND ADDRESS OF THE REGISTERED OWNER OF THE VEHICLE;
- (II) THE REGISTRATION PLATE NUMBER OF THE MOTOR VEHICLE INVOLVED IN THE VIOLATION;
- (III) THE VIOLATION CHARGED;
- (IV) TO THE EXTENT POSSIBLE, THE LOCATION OF THE VIOLATION;
- (V) THE DATE AND TIME OF THE VIOLATION;
- (VI) A COPY OF THE RECORDED IMAGE;
- (VII) THE AMOUNT OF THE CIVIL PENALTY IMPOSED AND THE DATE BY WHICH THE CIVIL PENALTY MUST BE PAID;
- (VIII) A SIGNED STATEMENT BY A TECHNICIAN EMPLOYED BY THE DEPARTMENT THAT, BASED ON THE INSPECTION OF THE RECORDED IMAGE, THE MOTOR VEHICLE WAS BEING OPERATED DURING THE COMMISSION OF A VIOLATION;
- (IX) A STATEMENT THAT THE RECORDED IMAGE IS EVIDENCE OF A VIOLATION; AND
- (X) INFORMATION ADVISING THE PERSON ALLEGED TO BE LIABLE UNDER THIS SECTION:

1. OF THE MANNER AND TIME IN WHICH LIABILITY AS ALLEGED IN THE CITATION MAY BE CONTESTED IN THE DISTRICT COURT; AND

2. THAT FAILURE TO PAY THE CIVIL PENALTY OR TO CONTEST LIABILITY IN A TIMELY MANNER IS AN ADMISSION OF LIABILITY AND MAY RESULT IN REFUSAL OR SUSPENSION OF THE MOTOR VEHICLE REGISTRATION.

(2) THE DEPARTMENT MAY MAIL A WARNING NOTICE IN PLACE OF A CITATION TO THE OWNER LIABLE UNDER SUBSECTION (E) OF THIS SECTION.

(3)(I) BEFORE MAILING A CITATION TO A MOTOR VEHICLE RENTAL COMPANY LIABLE UNDER SUBSECTION (E) OF THIS SECTION, THE DEPARTMENT SHALL MAIL A NOTICE TO THE MOTOR VEHICLE RENTAL COMPANY STATING THAT A CITATION WILL BE MAILED TO THE MOTOR VEHICLE RENTAL COMPANY UNLESS, WITHIN FORTY-FIVE (45) DAYS AFTER RECEIVING THE NOTICE, THE MOTOR VEHICLE RENTAL COMPANY PROVIDES THE DEPARTMENT WITH:

1. A STATEMENT MADE UNDER OATH THAT STATES THE NAME AND LAST KNOWN MAILING ADDRESS OF THE INDIVIDUAL DRIVING OR RENTING THE MOTOR VEHICLE WHEN THE VIOLATION OCCURRED;

2. A. A STATEMENT MADE UNDER OATH THAT STATES THAT THE MOTOR VEHICLE RENTAL COMPANY IS UNABLE TO DETERMINE WHO WAS DRIVING THE VEHICLE AT THE TIME THE VIOLATION OCCURRED BECAUSE THE MOTOR VEHICLE WAS STOLEN AT THE TIME OF THE VIOLATION; AND

B. A COPY OF THE POLICE REPORT ASSOCIATED WITH THE MOTOR VEHICLE THEFT CLAIMED UNDER ITEM A OF THIS ITEM; OR

3. PAYMENT FOR THE PENALTY ASSOCIATED WITH THE VIOLATION.

(II) THE DEPARTMENT MAY NOT MAIL A CITATION TO A MOTOR VEHICLE RENTAL COMPANY LIABLE UNDER SUBSECTION (E) OF THIS SECTION IF THE MOTOR VEHICLE RENTAL COMPANY COMPLIES WITH SUBPARAGRAPH (I) OF THIS PARAGRAPH.

(4) EXCEPT AS PROVIDED IN PARAGRAPH (3) OF THIS SUBSECTION AND SUBSECTION G(4) AND (5) OF THIS SECTION, A CITATION ISSUED UNDER THIS SECTION SHALL BE MAILED NOT LATER THAN 2 WEEKS AFTER THE ALLEGED VIOLATION.

(5) A PERSON WHO RECEIVES A CITATION UNDER PARAGRAPH (I) OF THIS SUBSECTION MAY:

(I) PAY THE CIVIL PENALTY IN ACCORDANCE WITH INSTRUCTIONS ON THE CITATION; OR

(II) ELECT TO STAND TRIAL FOR THE ALLEGED VIOLATION.

F. (1) A CERTIFICATE ALLEGING THAT A VIOLATION OCCURRED, SWORN TO OR AFFIRMED BY A DULY AUTHORIZED LAW ENFORCEMENT OFFICER EMPLOYED BY OR UNDER CONTRACT WITH THE DEPARTMENT, BASED ON THE INSPECTION OF A RECORDED IMAGE, SHALL BE EVIDENCE OF THE FACTS CONTAINED IN THE CERTIFICATE AND SHALL BE ADMISSIBLE IN ANY PROCEEDING CONCERNING THE ALLEGED VIOLATION.

(2) ADJUDICATION OF LIABILITY SHALL BE BASED ON PREPONDERANCE OF THE EVIDENCE.

G. (1) THE DISTRICT COURT MAY CONSIDER IN DEFENSE OF A VIOLATION:

(I) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, THAT THE MOTOR VEHICLE OR REGISTRATION PLATES OF THE MOTOR VEHICLE WERE STOLEN BEFORE THE VIOLATION OCCURRED AND WERE NOT UNDER THE CONTROL OR POSSESSION OF THE OWNER AT THE TIME OF THE VIOLATION;

(II) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, EVIDENCE THAT THE PERSON NAMED IN THE CITATION WAS NOT OPERATING THE VEHICLE AT THE TIME OF THE VIOLATION; AND

(III) ANY OTHER ISSUES AND EVIDENCE THAT THE DISTRICT COURT CONSIDERS PERTINENT.

(2) TO DEMONSTRATE THAT THE MOTOR VEHICLE OR THE REGISTRATION PLATES WERE STOLEN BEFORE THE VIOLATION OCCURRED AND WERE NOT UNDER THE CONTROL OR POSSESSION OF THE OWNER AT THE TIME OF THE VIOLATION, THE OWNER MUST SUBMIT PROOF THAT A POLICE REPORT ABOUT THE STOLEN MOTOR VEHICLE OR REGISTRATION PLATES WAS FILED IN A TIMELY MANNER.

(3) TO SATISFY THE EVIDENTIARY BURDEN UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION, THE PERSON NAMED IN THE CITATION SHALL PROVIDE TO THE DISTRICT COURT EVIDENCE TO THE SATISFACTION OF THE DISTRICT COURT OF WHO WAS OPERATING THE VEHICLE AT THE TIME OF THE VIOLATION, INCLUDING, AT A MINIMUM, THE OPERATOR'S NAME AND CURRENT ADDRESS.

(4)(I) THE PROVISIONS OF THIS PARAGRAPH APPLY ONLY TO A CITATION THAT INVOLVES A CLASS E (TRUCK) VEHICLE WITH A REGISTERED GROSS WEIGHT OF 26,001 POUNDS OR MORE, CLASS F (TRACTOR) VEHICLE, CLASS G (TRAILER) VEHICLE OPERATED IN COMBINATION WITH A CLASS F (TRACTOR) VEHICLE, OR CLASS P (PASSENGER BUS) VEHICLE.

(II) TO SATISFY THE EVIDENTIARY BURDEN UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION, THE PERSON NAMED IN A CITATION DESCRIBED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH MAY PROVIDE TO THE DISTRICT COURT A LETTER, SWORN TO OR AFFIRMED BY THE PERSON AND MAILED BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED, THAT:

1. STATES THAT THE PERSON NAMED IN THE CITATION WAS NOT OPERATING THE VEHICLE AT THE TIME OF THE VIOLATION; AND

2. PROVIDES THE NAME, ADDRESS, AND DRIVER'S LICENSE IDENTIFICATION NUMBER OF THE PERSON WHO WAS OPERATING THE VEHICLE AT THE TIME OF THE VIOLATION.

(5)(I) IF THE DISTRICT COURT FINDS THAT THE PERSON NAMED IN THE CITATION WAS NOT OPERATING THE VEHICLE AT THE TIME OF THE VIOLATION OR RECEIVES EVIDENCE UNDER PARAGRAPH (4)(II)2 OF THIS SUBSECTION IDENTIFYING THE PERSON DRIVING THE VEHICLE AT THE TIME OF THE VIOLATION, THE CLERK OF COURT SHALL PROVIDE TO THE DEPARTMENT A COPY OF ANY EVIDENCE SUBSTANTIATING WHO WAS OPERATING THE VEHICLE AT THE TIME OF THE VIOLATION.

(II) ON RECEIPT OF SUBSTANTIATING EVIDENCE FROM THE DISTRICT COURT UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH, THE DEPARTMENT MAY ISSUE A CITATION AS PROVIDED IN SUBSECTION (F) OF THIS SECTION TO THE PERSON WHO THE EVIDENCE INDICATES WAS OPERATING THE VEHICLE AT THE TIME OF THE VIOLATION.

(III) A CITATION ISSUED UNDER SUBPARAGRAPH (II) OF THIS PARAGRAPH SHALL BE MAILED NOT LATER THAN TWO (2) WEEKS AFTER RECEIPT OF THE EVIDENCE FROM THE DISTRICT COURT.

H. IF THE CIVIL PENALTY IS NOT PAID AND THE VIOLATION IS NOT CONTESTED, THE ADMINISTRATION MAY REFUSE TO REGISTER OR REREGISTER OR MAY SUSPEND THE REGISTRATION OF THE MOTOR VEHICLE.

I. A VIOLATION FOR WHICH A CIVIL PENALTY IS IMPOSED UNDER THIS SECTION:

(1) IS NOT A MOVING VIOLATION FOR THE PURPOSE OF ASSESSING POINTS UNDER § 16-402 OF TRANSPORTATION ARTICLE OF THE ANNOTATED CODE OF MARYLAND AND MAY NOT BE RECORDED BY THE ADMINISTRATION ON THE DRIVING RECORD OF THE OWNER OR DRIVER OF THE VEHICLE; AND

(2) MAY NOT BE CONSIDERED IN THE PROVISION OF MOTOR VEHICLE INSURANCE COVERAGE.

J. (1) THE DEPARTMENT OR AN AGENT OR A CONTRACTOR DESIGNATED BY THE DEPARTMENT SHALL ADMINISTER AND PROCESS CIVIL CITATIONS ISSUED UNDER THIS SECTION IN COORDINATION WITH THE DISTRICT COURT.

(2) IF A CONTRACTOR IN ANY MANNER OPERATES A STOP SIGN MONITORING SYSTEM OR ADMINISTERS OR PROCESSES CITATIONS GENERATED BY A STOP SIGN MONITORING SYSTEM ON BEHALF OF THE DEPARTMENT, THE CONTRACTOR'S FEE MAY NOT BE CONTINGENT ON A PER-TICKET BASIS ON THE NUMBER OF CITATIONS ISSUED OR PAID.

Section 2. AND BE IT FURTHER ORDAINED that this Ordinance shall take effect 20 days from the date of its adoption.

Section 3. AND BE IT FURTHER ORDAINED that a fair summary of this Ordinance shall forthwith be published twice in a newspaper having general circulation in Prince George's County or published in a town newsletter.

INTRODUCED by the Town Council of the Town of Edmonston, at a regular public meeting on December 10, 2025.

ADOPTED by the Mayor and Council of the Town of Edmonston, Maryland, at a regular public meeting on January 6, 2026.

Attest:

Averi Gray, Town Clerk



Tracy R. Gant Mayor

CAPS: Indicate matter added to law.

Strikethrough: Indicates matter deleted from existing law.

Asterisks * * * * indicate no change to existing law.