

**TOWN OF WELLTON, ARIZONA  
PUBLIC NOTICE**

**NOTICE OF INTENT  
PURSUANT TO A.R.S. § 9-499.15**

Pursuant to A.R.S § 9-499.15, the Town of Wellton hereby gives notice that it may increase the fees charged by the Wellton Municipal Court and provides this written notice of the proposed increase.

The Town strives to match the amounts of the Town's Municipal Court Fees to the amounts of the equivalent fees charged by the Wellton Justice Court. Having the same fee schedule for the Wellton Municipal and Justice courts creates a more equitable system for the disposition of cases and simplifies court operations.

At this time, the Town plans to revise the descriptions of its Court Fees in Town Code to clarify the total amount of each fee. This revision will not increase the amount of any Town Fee currently collected. Still, this notice is being issued in an abundance of caution to ensure that Town residents and visitors are well informed.

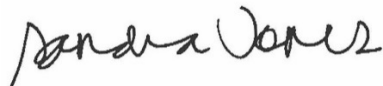
Pursuant to A.R.S. § 9-499.15, a schedule of the proposed Court Fees that includes the amount of the fees and a written report or data that supports the fees is available on the Town's website.

**The Wellton Town Council will consider approving these proposed fees at its regular Council meeting on September 5, 2023, at 6:00PM in the Council Chambers, located at 28634 Oakland Avenue, Wellton, Arizona 85356.**

**IF APPROVED BY THE TOWN COUNCIL, THE ABOVE INCREASE WILL BECOME EFFECTIVE THIRTY (30) DAYS AFTER SUCH APPROVAL.**

Dated this 2nd day of March, 2023.

TOWN OF WELLTON



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Sandra Jones  
Town Clerk

Attachments: Report from the Wellton Municipal Court regarding new state surcharge  
Schedule of current and proposed Court Fees

## Schedule of Proposed Court Fees

The Town proposes to adopt the following language for Section 5-4.2, including the amounts of the fees set forth in each section:

### **Section 5-4.2 Municipal Court Fees**

#### **A. Municipal Court Enhancement Fee**

Persons convicted of criminal traffic or misdemeanor offenses, or found responsible for civil traffic offenses, shall pay a Municipal Court Enhancement Fee in the amount of seventy-two dollars (\$72.00), plus applicable surcharges, for each offense.

#### **B. Municipal Court Civil Traffic Default Cost Recovery Fee**

A Default Cost Recovery Fee in the amount of fifty dollars (\$50.00) shall be imposed on each default judgment entered for failure to appear in a civil traffic case, or for failure to satisfy in full a civil sanction imposed in a civil traffic case.

#### **C. Municipal Court Warrant Cost Recovery Fee**

When a Town Magistrate issues a warrant for non-compliance with court orders, failure to pay a fine or failure to pay any other fees, the Town Magistrate shall impose a Municipal Court Warrant Cost Recovery Fee in the amount of one hundred dollars (\$100.00) upon the person for whom the arrest warrant is issued; and this fee shall be added to the amount set forth in the arrest warrant.

#### **D. Municipal Court Deferred Prosecution Cost Recovery Fee**

A Deferred Prosecution Fee in an amount between one hundred dollars (\$100.00) and five hundred dollars (\$500.00) shall be imposed on each criminal charge for which the court defers prosecution pursuant to Rule 38 of the Arizona Rules of Criminal Procedure (or its substitute).

#### **E. State Fees and Surcharges**

All fees and surcharges imposed pursuant to State law shall be imposed in addition to those fees set forth in this Section.