

STATE OF OHIO)
)
COUNTY OF CUYAHOGA)
)
CITY OF BEREA)

BEREA MUNICIPAL COURT
JOURNAL ENTRY

In re: Traffic/Criminal Division Schedule of Waiver Costs

Effective August 1, 2025, IT IS HEREBY ORDERED that the Schedule of Waiver Costs in the Traffic/Criminal Division of the Berea Municipal Court shall be modified as follows:

Non-Waiverable

The following offenses cannot be waived, and you MUST appear in court at the date and time listed on your citation:

- Operating a motor vehicle while under the influence (OVI)
- Hit/Skip; leaving the scene of an accident
- Driving under suspension (DUS)
- Driving without being licensed to drive when jail is a possible penalty
- Failure to stop for school bus
- Fleeing or eluding a police officer
- Drag racing
- Speeding 31+ MPH over the limit on a road/highway/freeway or 16+ MPH in a school zone
- Any accident in which the citation indicates injury or fatality
- Your third (3rd) moving violation within a twelve (12) month period
- Your second (2nd) or more seat belt or child restraint/booster seat violation
- Your second (2nd) or more driving while texting violation within a two (2) year period
- Any offense not explicitly listed below in the waiver schedule

Waiverable

BY PAYING A WAIVER, YOU ARE ENTERING A PLEA OF GUILTY.

You may pay by visiting our website at www.bereamunicipalcourt.org or through the Clerk's Office during business hours in person or by calling (440) 826-5862. Waivers must be completed before the date and time listed on your citation; otherwise, you must appear in court at the listed date and time or a license forfeiture, registration block, and/or warrant for your arrest and warrant block will be issued.

All violations require proof of insurance for the date of the citation. If your ticket is marked **FINANCIAL RESPONSIBILITY PROOF? = No**, you must bring proof of insurance to court before your citation can be waived.

Moving Violations

Offense	Fine	Costs	Total
Operation Generally			
Assured Clear Distance	100.00	212.00	312.00
Assured Clear Distance with Accident	125.00	212.00	337.00
Driving While Texting (1st Offense Only)	125.00	212.00	337.00
Duty/Failure to Yield; Right of Way	35.00	212.00	247.00
Following too Closely	50.00	212.00	262.00
Improper Passing; No Passing Zone	50.00	212.00	262.00
Improper/Prohibited Turn	35.00	212.00	247.00
Obstructing View	35.00	212.00	247.00
One Way Street	45.00	212.00	257.00
No Through Trucks	35.00	212.00	247.00
Railroad (RR) Crossing	35.00	212.00	247.00
Slow Down/Move Over for Public Safety Vehicle	65.00	212.00	277.00
Turn/Change Lanes without Signaling	40.00	212.00	252.00
Unsafe Vehicle	50.00	212.00	262.00
Violation Starting/Backing	35.00	212.00	247.00
Peeling/Squealing Tires	35.00	212.00	247.00
Lanes Violations			
Continuous/Marked Lanes	35.00	212.00	247.00
Crossing Divided Highway/Weaving	35.00	212.00	247.00
Driving on Closed Roadway/Area	45.00	212.00	257.00
Improper Lane Change	35.00	212.00	247.00
Left of Center	35.00	212.00	247.00
Right Side of Road	35.00	212.00	247.00
Operator's License Violations			
CDL/MC Required	50.00	212.00	262.00
Driving Without Valid License	35.00	212.00	247.00
Expired License	35.00	212.00	247.00
Failure to Reinstate	35.00	212.00	247.00
Signal/Intersection Violations			
Avoiding Intersection/Evasion of Signal	20.00	212.00	232.00
Red Light	35.00	212.00	247.00
Stop Sign	35.00	212.00	247.00
Traffic Control Device/Lights	35.00	212.00	247.00
Speeding			
Road, Highway, Freeway (1-30 MPH over limit)	2.00 for each 1 MPH over limit	212.00	Varies
Construction Zone (1-30 MPH over limit)	4.00 for each 1 MPH over limit	212.00	Varies
School Zone (1-15 MPH over limit)	4.00 for each 1 MPH over limit	212.00	Varies

Offenses marked "Distracted" under O.R.C. § 4511.991 are subject to a \$100.00 fine in addition to the above fines and costs.

Non-Moving Violations

Offense	Fine	Costs	Total
All Equipment Violations (unless separately listed below)	35.00	178.00	213.00
Child Restraint/Booster Seat (1st Offense Only)	75.00	178.00	253.00
Failure to Display Operator's License (DL Not on Person)	35.00	178.00	213.00
Faulty Muffler	25.00	178.00	203.00
Fictitious Plates	50.00	178.00	228.00
Gross Overload/Weigh Station Violation	See Below*	178.00	Varies
Seat Belt—Driver (1st Offense Only)	30.00	178.00	208.00
Seat Belt—Passenger (1st Offense Only)	20.00	178.00	198.00
Overwide Violation; Overwide Permit	35.00	178.00	213.00
Wheel Protectors	25.00	178.00	203.00

Equipment violations include, but are not limited to:

- Brake Lights/Taillights; Headlights; License Plate Lights; Taillight Reflector
- Display of Plates; Expired Plates; Valid Sticker; Failure to File Annual Registration
- Tinted Windows; Safety Glass
- Motorcycle Safety

* Gross Overload/Weigh Station Violation Fines Table:

Excess Weight	Fine
0-2,000 lb	\$100
2,001-5,000 lb	\$100 + \$1 per 100 lb
5,001-10,000 lb	\$130 + \$2 per 100 lb
> 10,000 lb	\$160 + \$3 per 100 lb

Parking Violations

Offense	Fine	Costs	Total
Standard	20.00	168.00	188.00
Handicapped Spot/Zone	250.00	168.00	418.00
Obstructing Traffic	40.00	168.00	208.00

Criminal Misdemeanor Violations

Offense	Fine	Costs	Total
Curfew/After Hours	20.00	198.00	218.00
Disorderly Conduct	45.00	198.00	243.00
Littering	50.00	198.00	248.00

2+ Violations on One Traffic Ticket

If you received more than one violation on the face of a traffic ticket, ALL violations must be listed above as waiverable in order for the entire ticket to be waived. If at least one violation is NOT waiverable, you must appear in court at the date and time specified on the ticket. You cannot waive some violations on the ticket and not others.

If all violations are waiverable, follow the below guidelines to determine the amount owed.

All Violations are Moving

INSTRUCTIONS: Use the Moving Violations chart above to determine the total owed for the first violation. For each additional violation, add to that total the corresponding fine and \$40.00 in costs.

Example #1 (Speeding 70/60 and Changing Lanes without Signaling):

Speeding Fine	20.00
Speeding Costs	212.00
Changing Lanes without Signaling Fine	40.00
Changing Lanes without Signaling Costs	40.00
Total Owed	\$312.00

All Violations are Non-Moving

INSTRUCTIONS: Use the Non-Moving Violations chart above to determine the total owed for the first violation. For each additional violation, add to that total the corresponding fine and \$35.00 in costs.

Example #2 (Driver Seat Belt and Tinted Windows):

Seat Belt—Driver Fine	30.00
Seat Belt—Driver Costs	178.00
Tinted Windows Fine	35.00
Tinted Windows Costs	35.00
Total Owed	\$278.00

Combination of Moving and Non-Moving Violations

INSTRUCTIONS: Use the violations charts above and determine the total owed for the first moving violation. For each additional violation, add to that total the corresponding fine and \$40.00 in costs for another moving violation or the corresponding fine and \$35.00 in costs for a non-moving violation.

Example #3 (Driving While Texting and Fictitious Plates):

Driving While Texting Fine	125.00
Driving While Texting Costs	212.00
Fictitious Plates Fine	50.00
Fictitious Plates Costs	35.00
Total Owed	\$422.00

IT IS SO ORDERED in accordance with O.R.C. § 1901.26(A).

Sean Kilbane

SEAN KILBANE, ADMINISTRATIVE JUDGE



Attest:

Joseph C. DeMio

JOSEPH C. DeMIO
CLERK OF COURTS

Spread on the Berea Municipal Court Journal

Volume 2025, Page 26

BEREA MUNICIPAL COURT
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2025 JUL 30 PM 2:12
JOSEPH C. DEMIO
CLERK OF COURTS