

# ORDINANCE NO. 973

AN ORDINANCE INCORPORATING THE STANDARD TRAFFIC ORDINANCE BY REFERENCE.

(Published August 4, 2016)

An ordinance regulating traffic within the corporate limits of the city of Downs, Kansas; incorporating by reference the "Standard Traffic Ordinance for Kansas Cities," edition of 2015, with certain omissions, changes and additions: prescribing additional regulations; providing certain penalties and repealing ordinance numbered 973.

Be it Ordained by the Governing Body of the City of Downs:

**Section 1. INCORPORATING STANDARD TRAFFIC ORDINANCE.** There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Downs, Kansas, that certain standard traffic ordinance known as the "Standard Traffic Ordinance for Kansas Cities," Edition of 2016, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas save and except such articles, sections, parts or portions as are hereafter omitted, deleted, modified or changed. No fewer than three copies of said Standard Traffic Ordinances shall be marked or stamped "Official Copy as Adopted by Ordinance No. 973," with all sections of portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of this ordinance, and filed with the city clerk to be open to inspection and available to the public at all reasonable hours. The police department, municipal judge and all administrative departments of the city charged with enforcement of the ordinance shall be supplied, at the cost of the city, such number of official copies of such Standard Traffic Ordinance similarly marked, as may be deemed expedient.

**Section 2. DELETION OF SECTION 114.1 REGARDING UNLAWFUL OPERATION OF ALL-TERRAIN VEHICLE, SECTION 114.2 UNLAWFUL OPERATION OF A MICRO UTILITY TRUCK, SECTION 114.4 UNLAWFUL OPERATION OF A GOLF CART AND SECTION 114.5 UNLAWFUL OPERATION OF WORK-SITE UTILITY VEHICLE, .** Sec. 114.1 of said Standard Traffic Ordinance relating to Unlawful Operation of All-Terrain Vehicle, 114.2 of said Standard Traffic Ordinance relating to Unlawful Operation of a Micro Utility Truck, 114.4 of said Standard Traffic Ordinance relating to Unlawful Operation of a Golf Cart, and 114.5 of said Standard Traffic Ordinance relating

to Unlawful Operation of Work-Site Utility Vehicle are hereby declared to be and is omitted and deleted. Regulation of All-Terrain Vehicles, Micro Utility Truck, Work-Site Utility Vehicle, and Golf Cart will be governed by Ordinance No. 918 as amended by Ordinances No. 919, 921 and 945.

**Section 3. TRAFFIC INFRACTIONS AND TRAFFIC OFFENSES.**

(a) An ordinance traffic infraction is a violation of any section of this ordinance that prescribes or requires the same behavior as that prescribed or required by a statutory provision that is classified as a traffic infraction in K.S.A. 8-2118.

(b) All traffic violations which are included within this ordinance, and which are not ordinance traffic infractions, as defined in subsection (a) of this section, shall be considered traffic offenses.

**Section 4. REPEAL.** Ordinance number 960 is repealed.

**Section 5. EFFECTIVE DATE.** This ordinance shall take effect and be in force from and after its publication in The Downs News and Times.

Passed by the city council this 1<sup>st</sup> day of August, 2016

Signed by the mayor on the 1<sup>st</sup> day of August, 2016

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Mayor

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Jennifer Brush,

ATTEST:

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Vickie Oviatt, City Clerk

[SEAL]