

ORDINANCE NO. 1885

AN ORDINANCE REGULATING TRAFFIC WITHIN THE CORPORATE LIMITS OF THE CITY OF RUSSELL, KANSAS, INCORPORATING BY REFERENCE THE "STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES," EDITION OF 2016, WITH CERTAIN CHANGES, OMISSIONS AND ADDITIONS; PRESCRIBING ADDITIONAL REGULATIONS INTO ARTICLE I CHAPTER XVII OF THE CODE OF THE CITY OF RUSSELL, KANSAS, AND PROVIDING CERTAIN PENALTIES AND REPEALING ORDINANCE NUMBER 1871

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF RUSSELL, KANSAS:

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 Russell, 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. One copy of said Standard Traffic Ordinance (STO) shall be marked or stamped "Official Copy as Adopted by Ordinance No. 1885", with all sections or 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 the Standard Traffic Ordinance similarly marked, as may be deemed expedient. (CODE 17-101)

SECTION 2. AMENDMENTS AND ADDITIONS TO STANDARD TRAFFIC ORDINANCE.

- A. That Paragraph (a) of Section 33 of the STO on Maximum Speed Limits is amended to contain an additional provision as follows: (6) On those streets specifically set forth in Ordinances No. 1486, 1574, 1722 and 1730, the speed limits set forth therein. (Code 17-102)
- B. That Sub-paragraph (a) of Section 85 of the STO for Kansas Cities is hereby amended to add the following: (12) Within 30 feet of any intersection.
- C. That Sub-paragraph (c) of Section 114.1 of the STO is hereby amended to read as follows:
(c) No All-Terrain Vehicle shall be operated within the corporate limits of the City of Russell between sunset and sunrise except for such vehicle as is being used by a law enforcement officer for law enforcement purposes or is being used in a parade authorized by the governing body of the City.
- D. That Section 142 of the STO concerning equipment for motorcycle operator or rider is amended to add an additional provision as follows: (e) Notwithstanding any other provisions set forth in the STO for purpose of this Section 142 an All-Terrain Vehicle shall be deemed to be a motorcycle.
- E. That Section 200 of the STO on Motor Vehicle Liability Insurance is amended to add an additional provision as follows: (g) For purposes of this Section 200 an All-Terrain Vehicle (ATV) shall not be exempt from the Kansas Automobile Injury Reparations Act and such ATV will be insured and proof of insurance maintained as set forth herein.

SECTION 3. DELETION FROM STANDARD TRAFFIC ORDINANCE. Section 114.4 concerning operation of a golf cart is deleted.

SECTION 4. 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 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 5. PENALTY FOR SCHEDULED FINES. The fine for violation of an ordinance traffic infraction or any other traffic offense for which the Municipal Judge establishes a fine in a fine schedule shall not be less than \$10.00 or more than \$2500.00. A person tried and convicted for violation of an ordinance traffic infraction or other traffic offense for which a fine has been established in a schedule of fines shall pay a fine fixed by the Court, not to exceed \$2500.00.

SECTION 6. REPEAL. Ordinance No. 1871 is repealed.

SECTION 7. EFFECTIVE DATE. This ordinance shall take effect and be in force from and after publication of a summary of this Ordinance in the official city newspaper.

PASSED BY THE GOVERNING BODY OF THE CITY OF RUSSELL, KANSAS, this 16th day of August, 2016.

APPROVED by the Mayor of the City of Russell, Kansas, this 16th day of August, 2016.


Raymond C. Mader, Mayor

ATTEST:



Katrina Woelk, City Clerk



(Published in THE RUSSELL COUNTY NEWS, August 25, 2016)1t

ORDINANCE NO. 1885

SUMMARY

On August 16, 2016, the City of Russell, Kansas, adopted Ordinance No. 1885 regulating traffic within the corporate limits of the City of Russell, and incorporating by reference the Standard Traffic Ordinance for Kansas Cities, Edition of 2016, as prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas, with certain omissions and additions, including, but not limited to, additions with regard to all-terrain vehicles and motorcycles, and repealing Ordinance No. 1871. A complete copy of this ordinance is available at www.russellcity.org or may be viewed free of charge at the office of the City Clerk at City Hall, 133 W. 8th Street, Russell, Kansas. This summary is certified as legally accurate and sufficient by Kenneth L. Cole, Russell City Attorney.

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CERTIFICATION

I, Kenneth L. Cole, City Attorney for the City of Russell, Kansas, certify that the foregoing summary of Ordinance No. 1885 is legally accurate and sufficient.

SIGNED this 16 day of August, 2016.



Kenneth L. Cole
Russell City Attorney