MEMORANDUM

To: City Commissioners
Cindy Price, Interim City Manager

From: Paul Kritz, City Attorney

Re: Adoption of 2012 Standard Traffic Ordinance and 2012 Uniform Public Offense Code

Date: August 14, 2012

The City regularly adopts the most recent version of the Standard Traffic Ordinance and Uniform Public Offense Code, which are published by the League of Kansas Municipalities and incorporate changes to the laws as enacted by the Kansas legislature.

The City will be entering into an agreement with the League to upload the electronic version of the STO and UPOC to the City's website to make them available online.

ORDINANCE G-12-04

AN ORDINANCE REGULATING TRAFFIC WITHIN THE CORPORATE LIMITS OF THE CITY OF COFFEYVILLE, KANSAS; INCORPORATING BY REFERENCE THE "STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES," EDITION OF 2012; PROVIDING CERTAIN PENALTIES; AMENDING CHAPTER 15, ARTICLE I, SECTION 15-1 MOTOR VEHICLES AND TRAFFIC, IN GENERAL; AND REPEALING ORDINANCE NO. G-11-02 AND ANY AND ALL CONFLICTING ORDINANCES OR PARTS THEREOF.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF COFFEYVILLE, 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 Coffeyville, Kansas, that certain standard traffic ordinance known as the "Standard Traffic Ordinance for Kansas Cities," Edition of 2012, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas. No fewer than three (3) copies of the Standard Traffic Ordinance shall be marked or stamped "Official Copy as Adopted by Ordinance No. G-12-04", 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.

SECTION 2. 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, as amended.

(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 3. 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 $20.00 nor more than $1,000. 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 $1,000.

SECTION 4. AMENDING SECTION 15-1. Section 15-1 of the Code of Ordinances is hereby amended to read as follows:

Sec. 15-1. Incorporation by reference of standard traffic ordinance.

There is hereby incorporated by reference, as provided by law, for the purpose of establishing rules and regulations governing traffic within the City of Coffeyville, the Standard Traffic Ordinance for Kansas Cities, 2012 Edition, recommended by the League of Kansas Municipalities, Topeka, Kansas. The provisions of said standard traffic ordinance shall be controlling with respect to all subjects and matters therein contained with the City of Coffeyville, and further supplemented by this Chapter.

SECTION 5. REPEAL.

Ordinance No. G-11-02 and any and all conflicting ordinances or parts thereof are hereby repealed.

SECTION 6. EFFECTIVE DATE.

This ordinance shall take effect and be in force from and after its publication, as provided by law.

Passed and approved this 28th day of August 2012.

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David George, Mayor

ATTEST:

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Cindy Price, City Clerk

APPROVED AS TO FORM AND LEGALITY:

_____
Paul Kritz, City Attorney

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