

## ORDINANCE NO. 592

### **AN ORDINANCE REGULATING TRAFFIC WITHIN THE CORPORATE LIMITS OF THE CITY OF HAVEN, KANSAS; INCORPORATING BY REFERENCE THE "STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES," EDITION OF 2010, PROVIDING ADDITIONAL REGULATIONS; PROVIDING CERTAIN PENALTIES AND REPEALING ORDINANCE #556**

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HAVEN, KANSAS:

**SECTION ONE:** Incorporating Standard Traffic Ordinance. There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Haven, Kansas, that certain standard traffic ordinance known as the "Standard Traffic Ordinance for Kansas Cities," Edition of 2010 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 Ordinance shall be marked or stamped "Official Copy as Adopted by Ordinance No. 592," 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 the 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 TWO.** 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. Supp. 8-2118.

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

**SECTION THREE.** Changes to Standard Traffic Ordinance Section 2.

Section 2 of the Standard Traffic Ordinance is hereby amended to read as follows:

"Section 2: Provisions of Ordinance Refer to Vehicles Upon the Streets and Highway; Exceptions. The provisions of this ordinance relating to the operation of vehicles refer exclusively to the operation of vehicles upon streets and highways within this city except:

(a) Where a different place is specifically referred to in a given section.

(b) The provisions of Section 29 and 31, inclusive, of this ordinance, and the provisions of Article 10 of Charter 8 of the Kansas Statutes Annotated, and any acts amendatory thereof, shall apply upon streets and highways and elsewhere throughout the city. (K.S.A. 8-1501)

(c) On land owned by the City where vehicular traffic is permitted, including, but not limited to, public parks or recreational areas, means of ingress and egress to and around the City burn site and waste disposal areas."

**SECTION FOUR.** Changes to Standard Traffic Ordinance Section 20(a).

Section 20(a) of the Standard Traffic Ordinance is hereby amended to read as follows:

(a)(1) The Chief of Police shall have authority to declare any street or part thereof a play street and to place appropriate signs or devices in the roadway indicating to protect the same.

(2) The use of any street not so designated for recreational activities which involve pedestrians in the roadway, including but not limited to sport games, football, basketball, soccer, roller blading, roller skating or any other similar activity is prohibited.

**SECTION FIVE.** Changes to Standard Traffic Ordinance Section 114.

(a) Section 114.1 in the Standard Traffic Ordinance is hereby deleted, and Ordinance #548 regulating All Terrain Vehicles remains in full force and effect.

(b) Section 114.2 in the Standard Traffic Ordinance is hereby deleted, and Ordinance #585 regulating Micro Utility Trucks remains in full force and effect.

(c) Section 114.4 in the Standard Traffic Ordinance is hereby deleted, and Ordinance #585 regulating Golf Carts remains in full force and effect.

(d) Section 114.5 in the Standard Traffic Ordinance is hereby deleted, and Ordinance #585 regulating Work-Site Utility Vehicles, remains in full force and effect.

**SECTION SIX.** That Ordinance #556 of the City of Haven, Kansas passed and approved on the 21st day of November 2005, incorporating Standard Traffic Ordinance of Kansas Cities Edition of 2005 is hereby repealed. Further, any other ordinance in conflict with the provisions of the "Standard Traffic Ordinance for Kansas Cities," Edition of 2010, are hereby repealed.

**SECTION SEVEN.** This ordinance shall be in full force and effect from its passage, approval and publication once in the official City newspaper.

PASSED AND APPROVED THIS 6th DAY OF AUGUST, 2010.

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S/s Cody Littlestar, Mayor

ATTEST:

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S/s Leslie Warden, City Clerk