

ORDINANCE NO. 398

AN ORDINANCE OF THE CITY OF WATHENA, KANSAS, REGULATING TRAFFIC AND PARKING UPON THE STREETS AND HIGHWAYS OF THE CITY OF WATHENA, KANSAS, ADOPTING AND INCORPORATING BY REFERENCE THE PROVISIONS OF THE STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES, EDITION OF 1986, PREPARED AND PUBLISHED BY THE LEAGUE OF KANSAS MUNICIPALITIES, PROVIDING FOR CERTAIN ADDITIONS TO SAID STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES, PROVIDING FOR CERTAIN PENALTIES, AND REPEALING ORDINANCES 385 AND 390 OF THE CITY OF WATHENA, KANSAS.

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

SECTION 1. INCORPORATING STANDARD TRAFFIC ORDINANCE. That pursuant to the provisions of Sections 12-3009 through 12-3012 and K.S.A. 12-3301 and 12-3302, and any amendments thereto, the provisions of the Standard Traffic Ordinance for Kansas Cities, edition of 1986, prepared and published by the League of Kansas Municipalities, and contained in a booklet, are hereby adopted and enacted as an ordinance of the City of Wathena, Kansas, and said Standard Traffic Ordinance for Kansas Cities is hereby incorporated in this ordinance by reference as if the same had been set out in full herein, and the City Clerk is hereby directed to mark or stamp upon not less than three copies of such Standard Traffic Ordinance for Kansas Cities, the following: "Official Copy as Incorporated by Ordinance Number 398," and to attach thereto copies of this incorporating ordinance, and to file the same among his records to be open to inspection and available to the public at all reasonable business 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. DEFINITION OF TERM POLICE CHIEF. That in addition to the provisions contained in said Standard Traffic Ordinance for Kansas Cities, it is hereby provided that wherever the term Police Chief or Chief of Police is used in said Standard Traffic Ordinance, said term shall also include the Sheriff, Undersheriff and all Deputy Sheriffs of Doniphan County, Kansas, who serve as law enforcement officers of the City of Wathena, Kansas.

SECTION 3. ADDITIONAL SPEED LIMITS AND SPEED ZONES; SUBSECTION 4 RENUMBERED. (a) In addition to the maximum speed limits established by subsections (a), (1) through (4) inclusive of Section 33 of the aforesaid Standard Traffic Ordinance, the following speed zone and maximum speed limits are hereby established as subsections (4) and (5) of said Section 33(a).

"(4) On U.S. Highway No. 36 within the City, as

established and posted by the Kansas Department of Transportation."

"(5) Fifteen (15) miles per hour within 150 feet of any school or of any school cross-walk.

(b) Original subsection (4) of Section 33(a) of said Standard Traffic Ordinance is hereby renumbered as subsection (6).

SECTION 4. DIAGONAL PARKING. That in addition to the provisions for the parking of vehicles as contained in the aforesaid Standard Traffic Ordinance, it is hereby provided that angle or diagonal parking of motor vehicles, if made in compliance with the remaining terms and provisions of this Ordinance, shall be and is hereby authorized and permitted on the following streets in said City of Wathena and no others, to wit: On both the North and South sides of St. Joseph Street from its intersection with Moss (2nd) Street to its intersection with Doniphan (4th) Street, on the North side of St. Joseph Street from its intersection with Doniphan (4th) Street West for a distance of 60 feet, on the West side of Bryan (3rd) Street from its intersection with St. Joseph Street North for a distance of 140 feet, and on the West side of Bryan (3rd) Street from its intersection with St. Joseph Street South for a distance of 140 feet.

SECTION 5. TOWING OF VEHICLES WHICH ARE IN VIOLATION OF ORDINANCE. In addition to the provisions contained in said Standard Traffic Ordinance for the parking of vehicles, all law enforcement officers are authorized and empowered to cause vehicles parked in violation of said Standard Traffic Ordinance to be towed or removed from the streets of the City of Wathena and all vehicles or trailers so towed or removed shall remain impounded until the costs and expenses of such towing or removing have been paid.

SECTION 6. CARELESS DRIVING. No person shall operate or halt any vehicle in such a manner as to indicate a careless or heedless disregard for the rights and safety of others or in such a manner as to endanger or be likely to endanger, any person or property.

SECTION 7. 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

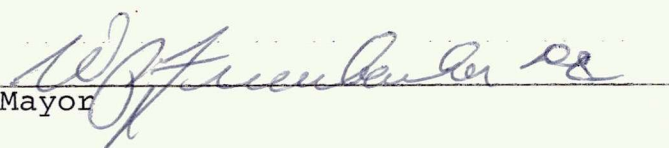
ordinance, and which are not ordinance traffic infractions as defined in subsection (a) of this section, shall be considered traffic offenses.

SECTION 8. 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 schedule shall not be less than \$35.00 nor more than \$500.00. 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 \$500.00.

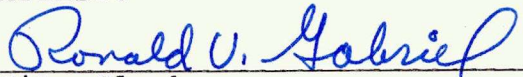
SECTION 9. REPEALER. Ordinance No. 385 and Ordinance No. 390 of the City of Wathena are hereby repealed.

SECTION 10. EFFECTIVE DATE. This Ordinance shall take effect and be in full force from and after its publication in The Wathena Times.

PASSED by the Council and APPROVED by the Mayor this 19th day of August, 1986.

  
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Mayor

ATTEST:

  
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City Clerk

(CITY SEAL)