

ORDINANCE NO. 613

AN ORDINANCE OF THE CITY OF WATHENA, KANSAS, ENACTED IN ACCORDANCE WITH CHARTER ORDINANCE NUMBER 2 OF SAID CITY, PROVIDING FOR THE ASSESSMENT OF COURT COSTS IN CASES HEARD IN THE MUNICIPAL COURT OF THE CITY OF WATHENA, KANSAS; AND REPEALING ORDINANCE NO. 572 AND ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

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

SECTION 1: MUNICIPAL COURT COSTS. In accordance with Charter Ordinance Number 2 of the City of Wathena, Kansas, costs for the administration of justice in the municipal court of the City of Wathena, Kansas, shall be assessed by the municipal judge, when pronouncing sentence pursuant to the provisions of K.S.A. 12-4509, as the same may be amended from time to time, or upon forfeiture of bond, as follows:

(a) Costs, in the form of docket fee, shall be assessed to the defendant in each case filed in municipal court where there is a finding or plea of guilty, plea of no contest, forfeiture of bond, or diversion, as follows:

- (i) For violations of the Uniform Public Offense Code (Ordinance No. 601) as the same may be amended from time to time, the sum of Seventy-nine Dollars and Fifty Cents (\$79.50).
- (ii) For violations of the Standard Traffic Ordinances for Kansas Cities (Ordinance No. 602) as the same may be amended from time to time, and for all other city ordinance violations the sum of Thirty-nine Dollars and Fifty Cents (\$39.50).

(b) Said costs shall be in addition to any mileage and witness fees under K.S.A. 12-4411 and amendments thereto and in addition to any assessment required by the State of Kansas including, but not limited to, those for educating, training or testing of municipal judges and local law enforcement training.

(c) Said costs are hereby assessed for the purpose of covering a portion of the costs incurred by the City in connection with administration of its municipal court.

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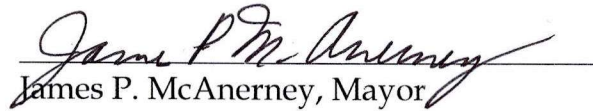
(d) The assessment of costs as provided by this ordinance may be suspended by the municipal judge in any individual case whenever it would be in the interests of justice to do so.

(e) Any costs assessed pursuant to the provisions of this ordinance shall constitute a judgment which may be enforced as a money judgment in civil cases or as otherwise provided by law.

SECTION 2: REPEALER. Ordinance No. 572 and all other ordinances and parts of ordinances of the City of Wathena, Kansas, in conflict herewith are hereby repealed.

SECTION 3: EFFECTIVE DATE. This ordinance shall take effect and be in force from and after its publication in the official city newspaper.

PASSED by Council and APPROVED by the Mayor, this 16th day of August, 2010.

  
James P. McAnerney, Mayor

ATTEST:

  
Jim Richardson, City Clerk