

ORDINANCE NO. 2515

An Ordinance to Adopt the Standard Traffic Ordinance, Edition 2021 Prepared and Published by the Kansas League of Municipalities with Amendments, that Prescribe Additional Regulations, Establish Maximum Speed Limits and to Repeal Ordinance Number 2480

Be it Ordained by the Governing Body of the City of Bonner Springs, Kansas:

Section 1. Adoption of Standard Traffic Ordinance with amendments, deletions, omissions and changes: There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City, that certain standard traffic ordinance known as the "Standard Traffic Ordinance For Kansas Cities," 2021 Edition prepared and published in book form by the League of Kansas Municipalities, 300 S. W. 8th Street, Topeka, Kansas, 66603-3912, save and except sections, parts or portions as are hereafter omitted, deleted, modified or changed by this Ordinance, such incorporation being authorized by K.S.A. 12-3009 through 12-3012, inclusive, as amended. Not less than one (1) copy of said Standard Traffic Ordinance shall be marked or stamped "Official Copy as Incorporated by Ordinance No. 2515 of the City of Bonner Springs, Kansas", with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or changes 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. All persons duly charged with enforcing and administering said Standard Traffic Ordinance shall be provided copies thereof.

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;

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

Section 3. Amendments to Standard Traffic Ordinance. The Standard Traffic Ordinance Incorporated by Section 1 is amended as provided in the following sections.

Section 4. Definitions. In addition to the definitions set forth in Article 1, Section 1 of the Standard Traffic Ordinance, 2021 Edition, the following definition is added:

(1) Center Lines- A continuous or broken line marked upon the surface of a roadway by paint or otherwise to indicate each portion of the roadway allocated to traffic proceeding in opposite directions, and if the line is not so painted or otherwise marked, it is an imaginary line in the roadway equally distant from the edges of the roadway.

Section 5. Authority to Make Emergency, Temporary and Experimental Regulations - Article 2, Section 3 of the Standard Traffic Ordinance is hereby amended to read as follows:

1. The Chief of Police, City Manager or City Engineer are each hereby empowered to make regulations necessary to make effective the provisions of this and other traffic ordinances of the city, to establish no parking zones on special occasions to expedite traffic or for safety purposes, signs being properly posted, to make and enforce temporary or experimental regulations to cover emergencies or special conditions or to determine the advisability of permanent regulations for recommendation to the governing body, and test traffic-control devices under actual conditions of traffic. No temporary or experimental regulation shall remain in force for more than one (1) year.

2. The City Clerk shall keep a record of all regulations adopted under the power and authority

herein granted. A copy of this record shall be kept in the City offices and be subject to public inspection.

Section 6. Careless Driving

Article 6 of the Standard Traffic Ordinance is hereby amended by adding a new Section 29.1 as follows: No person shall operate any vehicle in such a manner as to indicate a careless or heedless disregard for the rights or the safety of others, or in such a manner as to endanger, or be likely to endanger, any person or property. A violation of this Section is a standard traffic infraction.

Section 7. Maximum Speed Limits

Article 7, Section 33(a) of the Standard Traffic Ordinance is amended as follows:

(a) Except when a special hazard exists or except as provided by subsection b of this section that requires lower speed for compliance with Section 32, the limits specified in this section or established as hereinafter authorized shall be maximum lawful speeds and no person shall drive a vehicle at a speed in excess of such maximum speed limits:

1. Twenty (20) miles per hour in any business district.
2. Thirty (30) miles per hour in all other districts of the city not enumerated herein.
3. Ten (10) miles per hour in any park.
4. On any separated multilane highway, as designated and posted by the Secretary of Transportation, 75 miles per hour or such lower speed as posted.
5. Sixty (60) miles per hour on all State Highways within the City where signs indicating such speeds are posted.
6. Notwithstanding any other ordinance to the contrary, the governing body of this City by separate ordinance may specify and establish other speed limits for specific streets or portions of streets.

Section 8. Officers Authorized to Remove Vehicles. Article 13, Section 84 of the Standard Traffic Ordinance is hereby amended by adding the following as subsection (c)(4).

- (4) Said motor vehicle does not display license plates or displays license plates reported stolen.

Section 9. Stopping, Standing or Parking Prohibited in Specified Places - Article 13, Section 85 of the Standard Traffic Ordinance is hereby amended by adding the following as subsection (a)(12): At any location where the curb has been painted yellow which is the official curb paint color of the City indicating "no parking".

Section 10. Parking Prohibited At All Times in Designated Places of Certain Vehicles - Article 13, Section 96 of the Standard Traffic Ordinance is hereby amended to read as follows:

(a) When authorized signs are erected giving notice thereof, no person shall park a vehicle at any time upon that portion of any of the streets so posted or signed for "No Parking".

(b) It shall be unlawful for the driver, owner, or operator of any trailer, truck-trailer, tractor-trailer, semi-trailer, farm or road tractor or any other similar vehicle or vehicles with license capacity of more than 16,000 pounds (8 tons) to park or be left unattended at any time on any street, avenue, public roadway or City-owned parking lot within the City of Bonner Springs, except those streets constructed of concrete or untreated gravel; it being specifically intended that no vehicle of more than 16,000 pounds (8 tons) capacity shall park on any street paved with bituminous concrete mat, asphalt or sealed with bituminous oil sealant.

(c) This section shall not apply to those vehicles parked or left unattended for the purposes of emergency refueling and emergency repairs or for loading or unloading.

Section 11. Spilling Loads on Highways Prohibited. Article 17, Section 179(a) is hereby amended to read as follows:

(a) No vehicle shall be driven or moved upon any street, highway, road or alley in the City of Bonner Springs, Kansas, unless such vehicle is so constructed, loaded and securely covered as to prevent any of its load from spilling, dropping, sifting, leaking or otherwise escaping therefrom, and no vehicle shall be driven or moved upon any street, highway, road or alley creating a hazard by reason of mud, debris, or dirt dropping from the tires of said vehicle. The dropping of sand for the purpose of securing traction, or water, or other substances being sprinkled upon any street, highway, road or alley in the cleaning or maintaining of such street, highway, road or alley is hereby excepted from the provisions of this section.

Section 12. Penalty for Scheduled Fines. The fine for violations 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 nor more than \$500. 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.

Section 13. Ordinance No. 2480 of the City of Bonner Springs shall be and is hereby repealed.

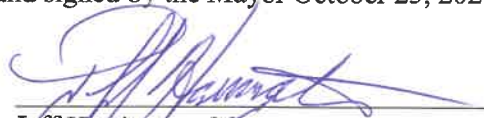
Section 14. This Ordinance shall be in full force and effect from and after its passage and publication in the official city newspaper.

Approved by the Bonner Springs City Council and signed by the Mayor October 25, 2021.

Attest:



Christina Brake, City Clerk



Jeff Harrington, Mayor

