

## Chapter 300

### GENERAL PROVISIONS

#### ARTICLE I

#### General Provisions

**Section 300.010. Incorporating Standard Traffic Ordinance.** [Ord. No. 1103 §1, 8-6-2001; Ord. No. 1128 §1, 8-19-2002; Ord. No. 1178 §1, 8-4-2003; Ord. No. 1202 §1, 8-16-2004; Ord. No. 1219 §1, 7-18-2005; Ord. No. 1240 §§1 — 2, 10-2-2006; Ord. No. 1241 §3, 10-2-2006; Ord. No. 1264 §§1 — 2, 8-20-2007; Ord. No. 1311 §§1 — 2, 8-18-2008; Ord. No. 1330 §§1 — 2, 8-17-2009; Ord. No. 1351 §§1 — 2, 8-16-2010; Ord. No. 1381 §§1 — 3, 9-7-2011; Ord. No. 1403 §§1 — 3, 8-20-2012; Ord. No. 1422 §§1 — 3, 10-7-2013; Ord. No. 1438 §§1 — 3, 9-3-2014]

A. There is hereby incorporated by reference the "Standard Traffic Ordinance for Kansas Cities," 2014 Edition, revised, prepared and published by the League of Kansas Municipalities. No fewer than three (3) copies of said Standard Traffic Ordinance shall be marked or stamped "Official Copy as adopted by the Code of the City of Mulvane, Ordinance No. 1438" and shall be filed in the City Clerk's office and open for public inspection at all reasonable office hours. The Police Department, Municipal Judge and all administrative departments of the City charged with enforcement of the Standard Traffic 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.

B. *Amendments.* [Ord. No. 1442 §§1 — 2, 12-1-2014]

1. Article 5, Section 23, of the Standard Traffic Ordinance for Kansas Cities, Edition of 2014, which was incorporated by Ordinance No. 1438, is amended to read as follows:

a. Section 23. Accident involving death or personal injuries; penalties.

(a) The driver of any vehicle involved in an accident resulting in injury to, great bodily harm to or death of any person or damage to any attended vehicle or property shall immediately stop such vehicle at the scene of such accident, or as close thereto as possible, but shall then immediately return to and in every event shall remain at the scene of the accident until the driver has fulfilled the requirements of Section 25.

(b) A person who violates Subsection (a) when an accident results in:

(1) Total property damages of less than one thousand dollars (\$1,000.00) shall be punished as provided in Section 201.

(2) Injury to any person or total property damages in excess of one thousand dollars (\$1,000.00) or more shall be punished by imprisonment for not more than one (1) year or by a fine of not more

than two thousand five hundred dollars (\$2,500.00), or by both such fine and imprisonment.

(c) The driver shall comply with the provisions of Section 26.1.

(c) (K.S.A. Supp. 8-1602)

2. Article 19, Section 200, of the Standard Traffic Ordinance for Kansas Cities, Edition of 2014, which was incorporated by Ordinance No. 1438, is amended to read as follows:

a. Section 200. Motor vehicle liability insurance.

(a) Every owner shall provide motor vehicle liability insurance coverage in accordance with the provisions of the Kansas Automobile Injury Reparations Act, K.S.A. 40-3101 et seq., for every motor vehicle owned by such person, unless such motor vehicle: (1) is included under an approved self-insurance plan as provided in K.S.A. 40-3104(f); (2) is used as a driver training motor vehicle, as defined in K.S.A. 72-5015, and amendments thereto, in an approved driver training course by a school district or an accredited non-public school under an agreement with a motor vehicle dealer, and such motor vehicle liability insurance coverage is provided by the school district or accredited non-public school; (3) is included under a qualified plan of self-insurance approved by an agency of the State in which such motor vehicle is registered and the form prescribed in Subsection (b) of K.S.A. 40-3106, and amendments thereto, has been filed; or (4) is expressly exempted from the provisions of the Kansas Automobile Injury Reparations Act.

(b) An owner of an uninsured motor vehicle shall not permit the operation thereof upon a highway or upon property open to use by the public, unless such motor vehicle is expressly exempted from the provisions of the Kansas Automobile Injury Reparations Act.

(c) No person shall knowingly drive an uninsured motor vehicle upon a highway or upon property open to use by the public, unless such motor vehicle is expressly exempted from the provisions of the Kansas Automobile Injury Reparations Act.

(d)

(1) Any person operating a motor vehicle upon a highway or upon property open to use by the public shall display, upon demand, evidence of financial security to a Law Enforcement Officer. Such evidence of financial security which meets the requirements of Subsection (e) may be displayed on a cellular phone or any other type of portable electronic device. The Law Enforcement Officer to whom such evidence of financial security is displayed shall view only such evidence of financial responsibility. Such Law Enforcement Officer shall be prohibited from viewing any other

content or information stored on such cellular phone or other type of portable electronic device. The Law Enforcement Officer shall issue a citation to any person who fails to display evidence of financial security upon such demand. The Law Enforcement Officer shall transmit a copy of the insurance verification form prescribed by the Secretary of Revenue with the copy of the citation transmitted to court.

- (2) No citation shall be issued to any person for failure to provide proof of financial security when evidence of financial security meeting the standards of Subsection (e) is displayed upon demand of a Law Enforcement Officer. Whenever the authenticity of such evidence is questionable, the Law Enforcement Officer may initiate the preparation of the insurance verification form prescribed by the Secretary of Revenue by recording information from the evidence of financial security displayed. The officer shall immediately forward the form to the Department of Revenue, and the Department shall proceed with verification in the manner prescribed in the following paragraph. Upon return of a form indicating that insurance was not in force on the date indicated on the form, the Department shall immediately forward a copy of the form to the Law Enforcement Officer initiating preparation of the form.
- (e) Unless the insurance company subsequently submits an insurance verification form indicating that insurance was not in force, no person charged with violating subsection (b), (c) or (d) shall be convicted if such person produces in court, within ten (10) days of the date of arrest or of issuance of the citation, evidence of financial security for the motor vehicle operated, which was valid at the time of arrest or of issuance of the citation. Such evidence of financial security may be produced by displaying such information on a cellular phone or any other type of portable electronic device. Any person to whom such evidence of financial security is displayed on a cellular phone or any other type of portable electronic device shall be prohibited from viewing any other content or information stored on such cellular phone or other type of portable electronic device. For the purpose of this Subsection, evidence of financial security shall be provided by a policy of motor vehicle liability insurance, an identification card or certificate of insurance issued to the policyholder by the insurer which provides the name of the insurer, the policy number, make and year of the vehicle, and the effective and expiration dates of the policy, or a certificate of self-insurance signed by the Commissioner of Insurance.
  - (f) Any person violating any provision of this Section shall be guilty of a violation of this ordinance and subject to a fine of not less than three hundred dollars (\$300.00) nor more than one thousand dollars (\$1,000.00) or by imprisonment for a term of not more than six (6) months, or both such fine and imprisonment, except that any person convicted of violating

any provision of this Section within three (3) years of any such prior conviction shall be guilty of a violation of this ordinance and subject to a fine of not less than eight hundred dollars (\$800.00) nor more than two thousand five hundred dollars (\$2,500.00) or by imprisonment for a term not to exceed one (1) year, or both such fine and imprisonment. (K.S.A. Supp. 40-3104)

**Section 300.011. Traffic Infractions and Traffic Offenses.** [D:2001-08-06Ord. No. 1103 §2, 8-6-2001; Ord. No. 1128 §2, 8-19-2002; Ord. No. 1178 §2, 8-4-2003; Ord. No. 1202 §2, 8-16-2004; Ord. No. 1219 §2, 7-18-2005; Ord. No. 1241 §3, 10-2-2006]

- A. An ordinance traffic infraction is a violation of any Section of this ordinance (Ord. No. 1202) 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 (Ord. No. 1202) and which are not ordinance traffic infractions, as defined in Subsection (A) of this Section, shall be considered traffic offenses.

**Section 300.012. Penalty for Scheduled Fines.** [Ord. No. 1103 §3, 8-6-2001; Ord. No. 1128 §3, 8-19-2002; Ord. No. 1178 §3, 8-4-2003; Ord. No. 1202 §3, 8-16-2004; Ord. No. 1219 §3, 7-18-2005; Ord. No. 1241 §3, 10-2-2006]

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 more than five hundred dollars (\$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 five hundred dollars (\$500.00).

## ARTICLE II Definitions

**Section 300.020. Definitions.** <sup>1</sup> [CC 1985 §13-101; Ord. No. 992, 8-21-1995; Ord. No. 1161, 11-18-2002; Ord. No. 1241 §3, 10-2-2006]

The following words and phrases, when used in this Title, shall, for the purpose of this Title and other traffic ordinances, have the meanings respectively ascribed to them in this Section except when the context otherwise requires:

**ALL-TERRAIN VEHICLE** — Any motorized non-highway vehicle forty-five (45) inches or less in width, having a dry weight of six hundred fifty (650) pounds or less, traveling on three (3) or more low-pressure tires, having a seat designed to be straddled by the operator. As used in this Section, "*low-pressure tire*" means any pneumatic tire six (6) inches or more in width, designed for use on wheels with rim diameter of twelve (12) inches or less and utilizing an operating pressure of ten (10) pounds per square inch or less as recommended by the vehicle manufacturer.

**ALLEY or ALLEYWAY** — A street or highway intended to provide access to the rear or side of lots or buildings in urban districts and not intended for the purpose of through vehicular traffic.

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1. Ref.: K.S.A. 8-1402 to 8-1485 as amended.

**ARTERIAL STREET** — Any U.S. or State-numbered route, controlled access highway or other major radial circumferential street or highway designated by local authorities within their respective jurisdictions as part of a major arterial system of streets or highways.

**AUTHORIZED EMERGENCY VEHICLE** — Such Fire Department vehicles or police bicycles or police vehicles which are publicly owned; motor vehicles operated by ambulance services permitted by the Emergency Medical Services Board under the provisions of K.S.A. 65-6101 et seq., and amendments thereto; and such other publicly or privately owned vehicles which are designated as emergency vehicles pursuant to K.S.A. 8-2010, and amendments thereto.

**BICYCLE** — Every device propelled by human power upon which any person may ride, having two (2) tandem wheels either of which is more than fourteen (14) inches in diameter.

**BUS** — Every motor vehicle designed for carrying more than ten (10) passengers and used for the transportation of persons; and every motor vehicle, other than a taxicab, designed and used for the transportation of persons for compensation.

**BUSINESS DISTRICT** — The territory contiguous to and including a highway when within any six hundred (600) feet along such highway, there are buildings in use for business or industrial purposes including, but not limited to hotels, banks or office buildings, railroad stations and public buildings which occupy at least three hundred (300) feet of frontage on one (1) side or three hundred (300) feet collectively on both sides of the highway.

**CHIEF OF POLICE** — The Chief of Police of the City of Mulvane or any member of the Police Department of the City designated by the Chief of Police to act in his/her place.

**CITY or THIS CITY** — The City of Mulvane, Kansas.

**COMMISSION** — The Secretary of Transportation.

**CONTROLLED ACCESS HIGHWAY** — Every highway, street or roadway in respect to which owners or occupants of abutting lands and other persons have no legal right of access to or from the same except at such points only and in such manner as may be determined by the public authority having jurisdiction over such highway, street or roadway.

**CROSSWALK**

1. Part of a roadway at an intersection included within the connections of the lateral lines of sidewalks on opposite sides of the highway, measured from the curbs or, in the absence of curbs, from the edges of the traversable roadway; or
2. Any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by lines or other markings on the surface.

**DEPARTMENT** — Department of Transportation.

**DIRECTOR** — The Director of Vehicles.

**DIVIDED HIGHWAY** — A highway divided into two (2) or more roadways by leaving an intervening space or by a physical barrier or by a clearly indicated dividing section so constructed as to impede vehicular traffic.

**DIVISION** — The Division of Vehicles of the Department of Revenue.

DOUBLE PARKING — The standing or stopping of a vehicle in the line of traffic; and

1. To the rear of a vehicle angle parked or to the rear of a space where a vehicle may be parked at any angle to the curb or edge of the roadway, or
2. To the roadside of a vehicle parked parallel with the curb or edge of the roadway or the roadway side of the space in which a vehicle may be parked parallel to the curb or edge of the roadway.

DRAWBAR — A bar across the rear of a motor vehicle or a device securely attached to the motor vehicle which maintains a fixed position and to which a towbar may be coupled.

DRIVEWAY-TOWAWAY OPERATIONS — Any operation in which any motor vehicle, trailer or semi-trailer, singly or in combination, new or used, constitutes the commodity being transported and when one (1) set or more of wheels of any such vehicle are on the roadway during the course of transportation whether or not any such vehicle furnishes the motive power.

DRIVER — Every person who drives or is in actual physical control of a vehicle.

DRIVER'S LICENSE — Any license issued under the laws of this State to operate a motor vehicle.

ESSENTIAL PARTS — All integral and body parts of a vehicle of a type required to be registered hereunder, the removal, alteration or substitution of which would tend to conceal the identity of the vehicle or substantially alter its appearance, model, type or mode of operation.

EXPLOSIVES — Any chemical compound or mechanical mixture that is commonly used or intended for the purpose of producing an explosion and which contains any oxidizing and combustive units or other ingredients in such proportions, quantities or packing that an ignition by fire, by friction, by concussion, by percussion or by detonator of any part of the compound or mixture may cause such a sudden generation of highly heated gases that the resultant gaseous pressures are capable of producing destructive effects on contiguous objects or of destroying life or limb.

FARM TRACTOR — Every motor vehicle designed and used primarily as a farm implement for drawing plows, mowing machines and other implements of husbandry, and such term shall include every self-propelled implement of husbandry.

FLAMMABLE LIQUID — Any liquid which has a flash point of seventy degrees Fahrenheit (70°F) or less as determined by a tagliabue or equivalent closed cup test device.

GOVERNING BODY — The Mayor and City Council of the City of Mulvane, Kansas.

GROSS WEIGHT — The weight of a vehicle without load plus the weight of any load thereon.

HIGHWAY — See "*Street or Highway*".

HOUSE TRAILER

1. A trailer or semi-trailer which is designed, constructed and equipped as a dwelling place, living abode or sleeping place, either permanently or temporarily, and is equipped for use as a conveyance on streets and highways; or

2. A trailer or a semi-trailer whose chassis and exterior shell is designed and constructed for use as a house trailer, as defined in paragraph (1) but which is used instead, permanently or temporarily, for the advertising, sales, display or promotion of merchandise or services or for any other commercial purpose except the transportation of property for hire or the transportation of property for distribution by a private carrier.
3. House trailer does not include a manufactured home or a mobile home, as such terms are defined in K.S.A. 1991 Supp. 58-4202.

**IDENTIFYING NUMBERS** — The numbers and letters, if any, on a vehicle designated by the Division for the purpose of identifying the vehicle.

**IMPLEMENT OF HUSBANDRY** — Every vehicle designed or adapted and used exclusively for agricultural operations and only incidentally moved or operated upon the highways. Such term shall include, but not be limited to, a fertilizer spreader or nurse tank used exclusively for dispensing or spreading water, dust or liquid fertilizers or agricultural chemicals, as defined in K.S.A. 2-2202, and amendments thereto, regardless of ownership. For the purpose of this Section or for the purpose of the act of which this Section is a part, "*implement of husbandry*" shall not include:

1. A truck mounted with a fertilizer spreader used or manufactured principally to spread animal dung;
2. A mixer-feed truck owned and used by a feedlot, as defined by K.S.A. 47-1501, and amendments thereto, and specially designed and used exclusively for dispensing feed to livestock in such feedlot; or
3. A truck permanently mounted with a spreader used exclusively for dispensing or spreading water, dust or liquid fertilizers or agricultural chemicals, as defined in K.S.A. 2-2202, and amendments thereto, regardless of ownership.

#### **INTERSECTION**

1. The area embraced within the prolongation or connection of the lateral curb lines or, if none, then the lateral boundary lines of the roadways of two (2) highways which join one another at, or approximately at, right angles or the area within which vehicles traveling upon different highways joining at any other angle may come in conflict; or
2. Where a highway includes two (2) roadways thirty (30) feet or more apart, then every crossing of each roadway of such divided highway by an intersecting highway shall be regarded as a separate intersection. In the event such intersecting highway also includes two (2) roadways thirty (30) feet or more apart, then every crossing of two (2) roadways of such highways shall be regarded as a separate intersection. The junction of an alley with a street or highway shall not constitute an intersection.

**LANED ROADWAY** — A roadway which is divided into two (2) or more clearly marked lanes for vehicular traffic.

**LICENSE or LICENSE TO OPERATE A MOTOR VEHICLE** — Any driver's license or any other license or permit to operate a motor vehicle issued under, or granted by, the laws of this State including:

1. Any temporary license or instruction permit;
2. The privilege of any person to drive a motor vehicle whether or not such person holds a valid license; and
3. Any non-resident's operating privilege.

**LOW POWER CYCLE** — Every vehicle and every bicycle and tricycle which does not exceed one (1) brake horsepower provided by battery in addition to human power.

**MAIL** — To deposit in the United States mail, properly addressed and with postage prepaid.

**METAL TIRE** — Every tire the surface of which, in contact with the highway, is wholly or partly of metal or other hard non-resilient material.

**MOTOR-DRIVEN CYCLE** — Every motorcycle, including every motorscooter, with a motor which produces not to exceed five (5) brake horsepower and every bicycle with a motor attached except a motorized bicycle or a low power cycle.

**MOTOR VEHICLE** — Every vehicle, other than a motorized bicycle or a motorized wheelchair, which is self-propelled and every vehicle which is propelled by electric power obtained from overhead trolley wires, but not operated upon rails.

**MOTORCYCLE** — Every motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three (3) wheels in contact with the ground but excluding a tractor.

**MOTORIZED SKATEBOARDS** — Every motorized skateboard that is a two- or four-wheeled device that has handlebars, is designed to be stood or sat upon by the operator, and is powered by an engine or electric motor that is capable of propelling the device with or without human propulsion. A motorized skateboard can also be referred to as a "go-ped".

**MOTORIZED WHEELCHAIR** — Any self-propelled vehicle designed specifically for use by a physically disabled person that is incapable of a speed in excess of fifteen (15) miles per hour.

**NON-RESIDENT** — Every person who is not a resident of this State.

**NON-RESIDENT'S OPERATING PRIVILEGE** — The privilege conferred upon a non-resident by the laws of this State pertaining to the operation by such person of a motor vehicle or the use of a vehicle owned by such person in this State.

**OFFICIAL TIME STANDARD** — Whenever certain hours are specified, they shall mean standard time or daylight-saving time as may be in current use in this City.

**OFFICIAL TRAFFIC CONTROL DEVICES** — All signs, signals, markings and devices not inconsistent with this Title placed or erected by authority of a public body or official having jurisdiction for the purpose of regulating, warning or guiding traffic.

**OFFICIAL TRAFFIC CONTROL SIGNAL** — Any device, whether manually, electrically or mechanically operated, by which traffic is alternately directed to stop and permitted to proceed.

**OWNER** — A person, other than a lienholder, having the property in or title to a vehicle. Such term includes a person entitled to the use and possession of a vehicle subject to a security interest



in another person but excludes a lessee under a lease not intended as security.

**PARK or PARKING** — The standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading property or passengers.

**PASSENGER CAR** — A motor vehicle with motive power designed for carrying ten (10) passengers or fewer, including vans, but does not include a motorcycle, a trailer or a vehicle constructed either on a truck chassis registered for a gross weight of more than twelve thousand (12,000) pounds or a farm truck registered for a gross weight of more than sixteen thousand (16,000) pounds.

**PEDESTRIAN** — Any person afoot or any person in a wheelchair, either manually or mechanically propelled, or other low powered, mechanically propelled vehicle designed specifically for use by a physically disabled person.

**PERSON** — Every natural person, firm, association, partnership or corporation.

**PNEUMATIC TIRE** — Every tire in which compressed air is designed to support the load.

**POLE TRAILER** — Every vehicle without motive power designed to be drawn by another vehicle and attached to the towing vehicle by means of a reach or pole or by being boomed or otherwise secured to the towing vehicle and ordinarily used for transporting long or irregular shaped loads such as poles, pipes or structural members capable, generally, of sustaining themselves as beams between the supporting connections.

**POLICE OFFICER** — Every Law Enforcement Officer authorized to direct or regulate traffic or to make arrests for violations of traffic regulations.

**PRIVATE ROAD OR DRIVEWAY** — Every way or place in private ownership and used for vehicular travel by the owner and those having express or implied permission from the owner but not by other persons.

**RAILROAD** — A carrier of persons or property upon cars other than streetcars operated upon stationary rails.

**RAILROAD SIGN OR SIGNAL** — Any sign, signal or device erected by authority of a public body or official or by a railroad and intended to give notice of the presence of railroad tracks or the approach of a railroad train.

**RAILROAD TRAIN** — A steam engine, electric or other motor, with or without cars coupled thereto, operated upon rails.

**RECREATIONAL VEHICLE** — A vehicle or a unit that may be independently motorized or may be mounted on or drawn by another vehicle which is primarily designed for temporary living or occasional use. Recreational vehicles include travel trailers, camping trailers, truck campers, converted buses, motor homes, fifth-wheelers, boats, boat trailers and unattached utility trailers.

**REGISTRATION** — The registration certificate or certificates and registration plates issued under the laws of this State pertaining to the registration of vehicles.

**RESIDENCE DISTRICT** — The territory contiguous to and including a highway not comprising a business district when the property on such highway for a distance of three hundred (300) feet or more is in the main improved with residences or residences and buildings in use for business.

**REVOCATION OF DRIVER'S LICENSE** — The termination by formal action of the Division of a person's license or privilege to operate a motor vehicle on the highways, which termination shall not be subject to renewal or restoration except that an application for a new license may be presented and acted upon by the Division after the expiration of the applicable period of time prescribed in K.S.A. 8-256, and any amendments thereto.

**RIGHT-OF-WAY** — The right of one (1) vehicle or pedestrian to proceed in a lawful manner in preference to another vehicle or pedestrian approaching under such circumstances of direction, speed and proximity as to give rise to danger of collision unless one grants precedence to the other.

**ROAD CONSTRUCTION ZONE** — The portions of a highway which are identified by posted or moving signs as being a construction or maintenance work area. The zone starts at the first sign identifying the zone and continues until a posted or moving sign indicates that the road construction zone has ended.

**ROADWAY** — Portion of a highway improved, designed or ordinarily used for vehicular travel, exclusive of the berm or shoulder. In the event a highway includes two (2) or more separate roadways, the term "*roadway*" as used herein shall refer to any such roadway separately but not to all such roadways collectively.

**SAFETY HITCH** — A chain, cable or other material of sufficient weight which will prevent the towed vehicle from breaking loose in the event the towbar or drawbar fails or becomes disconnected.

**SAFETY ZONE** — The area or space officially set apart within a roadway for the exclusive use of pedestrians and which is protected or is so marked or indicated by adequate signs as to be plainly visible at all times while set apart as a safety zone.

**SCHOOL BUS** — Every motor vehicle defined and designated as a school bus in Subsection (g) (1) of K.S.A. Supp. 72-8301 as amended.

**SECRETARY** — The Secretary of Transportation.

**SEMI-TRAILER** — Every vehicle, with or without motor power other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by another vehicle.

**SIDEWALK** — Portion of a street between the curb lines or the lateral lines of a roadway and the adjacent property lines intended for the use of pedestrians.

**SOLID RUBBER TIRE** — Every tire of rubber or other resilient material which does not depend upon compressed air for the support of the load.

**SPECIALY CONSTRUCTED VEHICLE** — Every vehicle of a type required to be registered in this State not originally constructed under a distinctive name, make, model or type by a generally recognized manufacturer of vehicles and not materially altered from its original

construction.

**SPECIAL MOBILE EQUIPMENT** — Every vehicle not designed or used primarily for the transportation of persons or property and only incidentally operated or moved over a highway, including but not limited to ditch digging apparatus, well boring apparatus and road construction and maintenance machinery such as asphalt spreaders, bituminous mixers, bucket loaders, tractors other than truck tractors, ditchers, leveling graders, finishing machines, motor graders, road rollers, scarifiers, earth moving carry-alls and scrapers, power shovels and drag lines and self-propelled cranes and earth moving equipment. The term does not include house trailers, dump trucks, truck mounted transit mixers, cranes or shovels or other vehicles designed for the transportation of persons or property to which machinery has been attached.

**STAND or STANDING** — The halting of a vehicle, otherwise than temporarily, whether occupied or not, for the purpose of and while actually engaged in receiving or discharging passengers.

**STATE** — The State of Kansas.

**STOP** — When required, means complete cessation from movement.

**STOP or STOPPING** — When prohibited, means any halting even momentarily of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a Police Officer or traffic control sign or signal.

**STREET or HIGHWAY** — The entire width between the boundary lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular travel. Where the word "*highway*" or the word "*street*" is used in this Title, it shall mean street, avenue, boulevard, thoroughfare, trafficway, alley and other public way for vehicular travel by whatever name unless the context clearly indicates otherwise.

**SUSPENSION OF A DRIVER'S LICENSE** — The temporary withdrawal by formal action of the Division of a person's license or privilege to operate a motor vehicle on the highways, which temporary withdrawal shall be for a period specifically designated by the Division.

**THROUGH HIGHWAY** — Every highway or portion thereof, on which vehicular traffic is given preferential right-of-way and at the entrances to which vehicular traffic from intersecting highways is required, by law, to yield the right-of-way to vehicles on such highway in obedience to either a stop sign, yield sign or other traffic control device when such signs or devices are erected as provided in this Title.

**TOW BAR** — A rigid piece of material which is structurally adequate to hold any weight vehicle towed and which is properly and securely mounted to the towed vehicle without excessive slack but with sufficient play to allow for universal action of the connection and which is equipped with a suitable locking device to prevent accidental separation of the towing vehicle and the towed vehicle.

**TRAFFIC** — Pedestrians, ridden or herded animals, vehicles and other conveyances, either singly or together, while using any highway for purposes of travel.

**TRAFFIC CONTROL SIGNAL** — Any device, whether manually, electrically or mechanically operated, by which traffic is alternately directed to stop and permitted to proceed.

**TRAILER** — Every vehicle with or without motive power, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that no part of its weight rests upon the towing vehicle.

**TRUCK** — Every motor vehicle designed, used or maintained primarily for the transportation of property.

**TRUCK CAMPER** — Any structure designed, used or maintained primarily to be loaded on or affixed to a motor vehicle to provide a mobile dwelling, sleeping place, office or commercial space.

**TRUCK TRACTOR** — Every motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn.

**URBAN DISTRICT** — The territory contiguous to and including any street which is built up with structures devoted to business, industry or dwelling house, situated at intervals of less than one hundred (100) feet for a distance of a quarter of a mile or more.

**VEHICLE** — Every device in, upon or by which any person or property is or may be transported or drawn upon a highway except devices moved by human power or used exclusively upon stationary rails or tracks.

## **Chapter 305**

### **LICENSE REGULATIONS**

#### **ARTICLE I**

#### **Vehicle License and Tag**

##### **Section 305.010. Display of License Plates.** [Ord. No. 1107, 8-20-2001]

The license plate assigned to the vehicle shall be attached to the rear thereof and shall be so displayed during the current year registration year or years, except that the license plate issued for a truck tractor shall be attached to the front of the tractor trailer and a model year license plate may be attached to the front of an antique vehicle, in accordance with K.S.A. 8-172, and amendments thereto. Beginning in 1985 and thereafter two (2) personalized license plates may be issued for passenger vehicles and trucks licensed for a gross weight of not more than twenty thousand (20,000) pounds. One (1) such personalized license plate shall be displayed on the front of the vehicle, but no registration decal shall be issued for any plate affixed to the front of a vehicle pursuant to K.S.A. 8-134, and amendments thereto. Every license plate shall at all times be securely fastened to the vehicle to which it is assigned so as to prevent the plate from swinging, in a place and position to be clearly visible and shall be maintained free from foreign materials and in a condition as to be clearly legible. During any period in which the construction of license plates has been suspended pursuant to the provisions of K.S.A. 8-132, and amendments thereto, the plate, tag, token, marker or sign assigned to such vehicle shall be attached to and displayed on such vehicle in such place, position, manner and condition as shall be prescribed by the Director of Vehicles.

## Chapter 310

### SPEED REGULATIONS

**Section 310.010. Speed Law Violations.** [CC 1985 §13-1202; Ord. No. 1241 §3, 10-2-2006]

- A. The speed of any vehicle upon a highway not in excess of the limits specified in Section 310.011 or established as authorized in this Code is lawful unless clearly proved to be in violation of the basic speed law.
- B. The speed of any vehicle upon a highway in excess of the maximum speed limits in Section 310.011 or posted speed limit established as authorized in this Code is prima facie unlawful unless the defendant establishes by competent evidence that the speed in excess of said limits on posting did not constitute a violation of the basic speed law at the time, place and under the conditions then existing.

**Section 310.011. Maximum Speed Limits.** [CC 1985 §13-1203; Ord. No. 1241 §3, 10-2-2006]

- A. Except when otherwise posted, 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 limits:
  - 1. Twenty (20) miles per hour in any business district;
  - 2. Thirty (30) miles per hour in any residence district;
  - 3. Twenty (20) miles per hour in any park;
  - 4. Forty-five (45) miles per hour on Highway K-15; and
  - 5. The maximum speed limit established by or pursuant to this Subsection shall be of force and effect regardless of whether signs are posted giving notice thereof and notwithstanding any signs giving notice of maximum speed limits in excess thereof, and any sign giving notice of a maximum speed limit in excess of the limits established by or pursuant to this Subsection shall not be of any force or effect.

**Section 310.012. School Zones.** [CC 1985 §13-1208; Ord. No. 602, 6-4-1979; Ord. No. 1039 §13-1208, 4-6-1998; Ord. No. 1105, 8-20-2001; Ord. No. 1241 §3, 10-2-2006; Ord. No. 1383 §1, 9-19-2011]

- A. No driver, when passing through any school crossing provided for in this Chapter between the hours of 7:15 A.M. to 8:30 A.M. Monday, Tuesday, Thursday and Friday on any day school is in session, shall operate any vehicle at more than twenty (20) miles per hour unless otherwise posted.
- B. No driver, when passing through any school crossing provided for in this Chapter between the hours of 8:15 A.M. to 9:30 A.M. Wednesday on any day school is in session, shall

operate any vehicle at more than twenty (20) miles per hour unless otherwise posted.

- C. No driver, when passing through any school crossing provided for in this Chapter between the hours of 11:00 A.M. to 12:30 P.M. and 2:45 P.M. to 3:45 P.M. on any day school is in session, shall operate any vehicle at more than twenty (20) miles per hour unless otherwise posted.
- D. No driver of a vehicle shall pass another vehicle in the same lane proceeding in the same direction within any school zone or crossing while the twenty (20) miles per hour speed limit is in effect.

**Section 310.013. Exhibition of Speed Prohibited.** [Ord. No. 1241 §4, 10-2-2006]

No person shall drive any vehicle in any manner displaying an exhibition of speed or acceleration. For the purpose of this Section, "*exhibition of speed or acceleration*" shall be defined as: those acts which cause or create unnecessary rapid acceleration, unnecessary tire squeal, skid, smoke or slide upon acceleration or stopping including the casting of tread, gravel, dirt or other road surface materials from the tires; acts that simulate a temporary race; acts that cause the vehicle to unnecessarily turn abruptly, sway or lose traction with the road surface.

## Chapter 315

### TRAFFIC RULES

#### ARTICLE I

#### Use of Roadway

**Section 315.010. Regulation and Restrictions on Use of Controlled Access Highways and Facilities.** [CC 1985 §13-712; Ord. No. 1241 §3, 10-2-2006]

- A. The local authorities may regulate or prohibit the use of any controlled access highway or facility within their respective jurisdictions by any class or kind of traffic which is found to be incompatible with the normal and safe movement of traffic.
- B. The local authority adopting any such prohibition shall erect and maintain official traffic control devices on the controlled access highway or facility on which such prohibitions are applicable, and when in place, no person shall disobey the restrictions stated on such devices. Violation of this Subsection (B) is a misdemeanor.

**Section 315.011. Truck Traffic Prohibited/Truck Route Designated.** [Ord. No. 1023 §13-713, 2-17-1997; Ord. No. 1241 §3, 10-2-2006]

- A. *Definition.* For the purpose of this Section, the word "*truck*" shall mean any vehicle designated or operated for the transportation of property, and whose empty body weight exceeds sixteen thousand (16,000) pounds.
- B. *Application Of Regulation.* No trucks shall be operated over and along any of the streets hereinafter designated in this Section over which truck travel is prohibited, except, however, that this Section shall not prohibit:
  - 1. The operation of trucks upon any street where necessary to the conduct of business at a point of origin or at a destination point, provided streets upon which such traffic is permitted are used until reaching the intersection nearest the destination point or the point of origin;
  - 2. The operation of emergency vehicles upon any street in the City;
  - 3. The operation of trucks owned or operated by the City public utilities or public utilities franchised by the City, or any contractor or material person, while engaged in the repair, maintenance or construction of public utilities, or in the repair, maintenance, construction, or improvement of streets;
  - 4. The operation of trucks upon any established detour in any case where such truck could lawfully be operated upon the street for which such detour is established.
- C. *Truck Route Designated.* The designated truck route within the City limits of Mulvane shall



be K-15, K-53, and Rock Road.

- D. *Truck Travel Prohibited.* Truck travel is hereby prohibited within the City on the following streets, avenues, highways and public ways:
1. All streets, avenues, highways, and public ways except those streets designated as Highway K-15, K-53, and Rock Road.
- E. *Truck Traffic In The City.*
1. All trucks entering the City for a destination point in the City shall proceed only over streets on which truck travel is not prohibited and shall deviate only at the intersection with a street upon which such traffic is permitted nearest to the destination point. Upon leaving the destination point, a deviating truck shall return to a street on which truck travel is permitted by the shortest possible route.
  2. All trucks entering the City for multiple destination points shall proceed only over streets on which truck travel is not prohibited and shall deviate only at the intersection with a street upon which such traffic is permitted nearest to the first (1st) destination point. Upon leaving the first (1st) destination point, a deviating truck shall proceed to other destination points by the shortest possible route. Upon leaving the last destination point, a deviating truck shall return to a street on which truck travel is permitted by the shortest possible route.
  3. All trucks on a trip originating in the City and traveling in the City for a destination point outside the City shall proceed by the shortest direction over streets on which such traffic is permitted to the corporate limits of the City.
  4. All trucks on a trip originating in the City and traveling in the City for destination points in the City shall proceed only over streets upon which such traffic is permitted.
  5. All trucks/tractors involved in the business of agriculture may use alternate routes within the City if they are unable to navigate K-53 east of the City limits regarding the railroad overpass. All farm trucks/machinery entering or exiting the City from the south or on Central Street are allowed to continue north on Central to Main Street or K-53, where they then must utilize the established truck route to continue traveling through the City of Mulvane.
  6. Any truck/trailer entering the City of Mulvane from the west may, at their option, continue north on First Street from Main, east on Mulvane to Second Street, south on Second Street to Main Street, then east on Main or K-53 to avoid any congestion caused by vehicles parking on Main Street in the centerline configuration.
- F. *Signs.* The Street Superintendent shall determine the location of signs indicating where truck traffic is prohibited. The designated truck routes identified as K-15, K-53, and Rock Road shall be clearly signed to indicate that this is the official truck route.
- G. *Penalties.* Any person who shall violate the provisions of this Section shall, upon conviction thereof, be punished by a fine of not more than one hundred dollars (\$100.00) plus court costs, or be imprisoned not exceeding three (3) months, or be both so fined and imprisoned.

**Section 315.012. Operation of Golf Carts.** [Ord. No. 1348 §1, 8-2-2010]

- A. *Definition.* For the purpose of this Title and other traffic ordinances, "golf cart" shall have the same meaning as set forth in the Standard Traffic Ordinance as incorporated by reference at Section 300.010 of the Code, as the same shall be amended or may then be in effect.
- B. *Application Of Regulation.* Golf carts may be operated upon the public highways, streets, roads and alleys within the corporate limits of the City; except:
1. No golf cart may be operated upon any public highway, street, road or alley with a posted speed limit in excess of thirty (30) miles per hour.
  2. No golf cart shall be operated on any public highway, street, road or alley between sunset and sunrise.
  3. No golf cart shall be operated on any interstate highway, Federal highway or State highway; provided however, that the provisions of this Subsection shall not prohibit a golf cart from crossing a Federal or State highway.
  4. No golf cart shall be operated on any sidewalk, pedestrian walkway or bike path; provided however, that the provisions of this Subsection shall not prohibit a golf cart from crossing a sidewalk, pedestrian walkway or bike path.
  5. No golf cart shall be operated, nor shall the owner thereof knowingly permit the operation of a golf cart, upon a public highway, street, road or alley within the corporate limits of the City, unless registered with the City and having attached thereto and displayed thereon the license assigned thereto by the City for the current registration year.
  6. Every person operating a golf cart on the public highways, streets, roads and alleys of the City shall be subject to all of the duties applicable to a driver of a vehicle imposed by law.
- C. *Driver's License Required — Penalty.* No person shall operate a golf cart on any public highway, street, road or alley within the corporate limits of the City unless such person has a valid driver's license. Violation of this Subsection is punishable by a fine of not more than one thousand dollars (\$1,000.00) or by imprisonment for not more than six (6) months, or by both such fine and imprisonment.
- D. *Child Passenger Limitation.*
1. No child under the age of four (4) years of age may be a passenger in a golf cart being operated under the provisions of this Section.
  2. No child between the ages of four (4) and eight (8) years and who weighs less than eighty (80) pounds or is less than four (4) feet nine (9) inches in height or who would otherwise be required to use a child passenger safety restraining system pursuant to K.S.A. Section 8-1344 or similar substitute law may be a passenger in a golf cart being operated under the provisions of this Section.
- E. *Seat Belt Requirement.* The operator and each passenger of any golf cart operated on any

public highway, street road or alley within the corporate limits of the City shall at all times be secured by a duly fastened lap belt reasonably designed to prevent falling or ejection from such vehicle under normal operating conditions. Violation of this Subsection shall constitute a traffic infraction of the operator of any such golf cart.

F. *Insurance Requirement.* Every owner of a golf cart shall provide liability coverage in accordance with the requirements of the Standard Traffic Ordinance (including Section 200 thereof) and amendments thereto, all as incorporated by reference at Section 300.010 of the Code and the Kansas Automobile Injury Reparations Act, K.S.A. 40-3101, et seq., and amendments thereto. The penalty provisions of the Standard Traffic Ordinance for failure to maintain and produce evidence of such insurance on a vehicle shall be applicable to all violations of this Subsection.

G. *Golf Cart Registration, License And Fee.*

1. Before operating any golf cart upon a public highway, street, road or alley within the corporate limits of the City and for each registration year thereafter, the golf cart shall be registered with the City and a license shall be obtained and placed on the golf cart. The license fee shall be as set forth in Section 100.240 of the Code for each registration year (which registration year shall commence each July first (1st) and end on June thirtieth (30th)). The license fee shall be payable in advance to the City Clerk or other person as may from time to time be designated. The full amount of the license fee shall be required regardless of the time of year that the application is made and no pro-rations shall apply. An application for a new license for the next registration year may be made anytime after June first (1st) of the previous registration year.
2. Application for registration of a golf cart shall be made by the owner or owner's agent in the office of the City Clerk or other person designated by the City. The application shall be made upon forms provided by the City and each application shall contain the name of the owner, the owner's residence address or bona fide place of business, a brief description of the vehicle to be registered (including make, model and serial number, if available). Proof of insurance, as required in Subsection (F), shall be furnished at the time of application for registration.
3. Each applicant for a golf cart license shall present such golf cart for registration. If, upon presentation and completion of the registration application, such vehicle has provision for seat belts as required by Subsection (E) and after establishing proof of insurance and payment of the registration fees herein provided, a license shall be issued to the owner who shall attach it to the rear driver's side of the golf cart. The license shall be displayed and kept clean so as to be plainly visible and legible from the rear of the vehicle.
4. A license issued hereunder is not transferable. In the event of sale or other transfer of ownership of any vehicle license under the provisions of this Section, the existing license and the right to use the numbered license shall expire and the license shall be removed by the owner.
5. In the event a license is lost, stolen or destroyed, the City Clerk or other person

designated by the City, upon proper showing by the licensee of payment of fees, shall issue a new license in accordance with the provisions of this Subsection. The fee for a replacement or duplicate license shall be as set forth in Section 100.240 of the Code.

6. It shall be unlawful for any person:
    - a. To display, cause or permit to be displayed or to have in their possession, any golf cart registration receipt, license or decal knowing the same to be fictitious or to have been canceled, revoked, suspended or altered;
    - b. To carry or display any golf cart registration receipt, license or decal upon any golf cart when the same was not lawfully issued for such vehicle;
    - c. To lend or knowingly permit the use by one not entitled thereto of, any golf cart registration receipt, license or decal issued to the person so lending or permitting the use thereof;
    - d. To remove, conceal, alter, mark or deface a license number or decal or any other mark of license identification; or
    - e. Willfully or maliciously remove, destroy, mutilate or alter such license of another person during the time in which the same is in effect. A violation of this Subsection (7) shall constitute an unclassified misdemeanor punishable by a fine of not more than one thousand dollars (\$1,000.00) or by imprisonment for not more than six (6) months, or by both such fine and imprisonment.
- H. *Penalty.* Unless otherwise specifically provided herein, a violation of this Section 315.012 shall be deemed a Standard Traffic Ordinance traffic infraction. Upon an entry of a plea of guilty or no contest or upon being convicted of such violation, the penalty imposed shall be in accordance with Section 300.012 of the Code or such other similar provision as the City may then have in effect.
- I. *Law Enforcement.* Subsections (E), (F) and (G) of this Section 315.012 shall not be applicable to Law Enforcement Officers and Public Safety Officials of the City while engaged or otherwise performing duly authorized duties in their official capacity.

## ARTICLE II Miscellaneous Rules

**Section 315.020. Vehicles Not to Be Driven Off Established Roads or Drives.** [CC 1985 §13-1502; Ord. No. 560, 9-19-1977; Ord. No. 1241 §3, 10-2-2006]

It shall be unlawful for any person to drive or propel any automobile, motorcycle or other vehicle off any designated and clearly defined street, road or drive, any public park or any public grounds of the City other than upon the roads, streets, drives or boulevards as the same were provided for that purpose; provided however, vehicles and motorcycles may be parked in such places as are designated for that purpose by the Governing Body of the City of Mulvane and, further provided, this Section shall not apply to a vehicle driven by a person upon property owned, leased or controlled by him/her.

**Section 315.021. Careless Driving.** [CC 1985 §13-1503; Ord. No. 498B, 9-2-1975; Ord. No. 1241 §3,

10-2-2006]

- A. No person shall operate or halt 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. Any driver who does so shall be considered to be prima facie in violation of this Section; provided however, that this Section shall not apply to a vehicle driven by a person upon property owned by him/her.
- B. No driver, while driving, shall engage in any activity which interferes with the safe control of his/her vehicle.
- C. No person shall engage in any activity or commit any act which interferes with a driver's safe operation of a vehicle.

**Section 315.022. Jake Brake Prohibited.** [Ord. No. 1150, 9-3-2002; Ord. No. 1241 §3, 10-2-2006]

- A. *Definition.* The term "*Jacob Engine Brake*", commonly known as "*Jake Brake*" as used herein, means any device commonly known by that or any similar device used to slow a motor engine compression creating loud or excessive noises to be emitted through the vehicle's exhaust system.
- B. *Use Of Jacob Engine Brake Commonly Known As "Jake Brake" Prohibited.* It shall be unlawful for any person operating a motor vehicle within the City limits of the City to use a Jacob Engine Brake, commonly known as "*Jake Brake*", system installed in the motor vehicle.
- C. *Exception.* This provision shall not prevent the use of a Jacob's Engine Brake for the deceleration of any truck or truck-tractor upon failure of any other braking system such truck or truck-tractor may possess.

**Section 315.023. Consumption of Alcoholic Liquor or Cereal Malt Beverages.** [CC 1985 §13-1505; Ord. No. 1241 §3, 10-2-2006]

- A. No person shall consume any alcoholic liquor or cereal malt beverage while operating any vehicle upon any street or highway.
- B. Violation of this Section is punishable by a fine of not less than fifty dollars (\$50.00) nor more than two hundred dollars (\$200.00) or by imprisonment for six (6) months, or both.

**Section 315.024. Child Passenger Safety, Restraining Systems — Program of Public Education.** [CC 1985 §13-1531; Ord. No. 793, 7-7-1986; Ord. No. 1241 §3, 10-2-2006]

The Chief of Police shall develop a program of public education to promote the use of child passenger safety restraining systems. As part of this program, the Kansas Department of Transportation shall make available to Law Enforcement Officers for dissemination, information concerning child passenger safety.

**Section 315.025. Sound Amplification Systems in Vehicles.** [Ord. No. 1026 §10-913, 5-19-1997; Ord. No. 1174, 6-16-2003; Ord. No. 1241 §3, 10-2-2006]

- A. No person operating or occupying a motor vehicle on a street, highway, alley, parking lot

or driveway shall operate or permit the operation of any sound amplification system from within the vehicle so that the sound is plainly audible at a distance of fifty (50) or more feet from the vehicle.

B. *Definitions.* As used in this Section, the following words shall have the meanings set out herein:

**PLAINLY AUDIBLE** — Any sound produced by a sound amplification system from within the vehicle, which clearly can be heard at a distance of fifty (50) feet or more. Measurement standards shall be by the auditory senses based upon direct line of sight. Words or phrases need not be discernable and bass reverberations are included. The motor vehicle may be stopped, standing, parked or moving on a street, highway, alley, parking lot or driveway.

**SOUND AMPLIFICATION SYSTEM** — Any radio, tape player, compact disc player, loud speaker or other electronic device used for the amplification of sound.

C. It is an affirmative defense to a charge under this Section that the operator was not otherwise prohibited by law from operating the sound amplification system and that any of the following apply:

1. The system was being operated to request medical or vehicular assistance or to warn of a hazardous road condition;
2. The vehicle was an emergency or public safety vehicle;
3. The vehicle was owned and operated by the City or a gas, electric, communications or refuse company;
4. The system was used for the purpose of giving instructions, directions, talks, addresses, lectures or transmitting music to any persons or assemblages of persons in compliance with this Code;
5. The vehicle was used in authorized public activities, such as parades, fireworks, sports events, musical productions and other activities which have the approval of the department of the City authorized to grant such approval.

**Section 315.026. Littering.** [Ord. No. 1241 §5, 10-2-2006]

No person shall throw, place or drop litter or allow litter to be thrown, placed or dropped upon any public street, highway, alley, road, right-of-way, park or other public place or any lake, stream, watercourse or other body of water, except by direction of some public officer or employee authorized by law to direct or permit such acts; or upon any private property without the consent of the owner or occupant of such property. For the purposes of this Section, "*litter*" means rubbish, refuse, waste material, garbage, trash or debris of whatever kind or description and includes improperly discarded paper, metal, plastic or glass.

## Chapter 320

### STOPPING, STANDING AND PARKING REGULATIONS

#### ARTICLE I

#### General Provisions

**Section 320.010. Unauthorized Parking Prohibited.** [CC 1985 §13-1403A; Ord. No. 930, 10-11-1991; Ord. No. 1241 §3, 10-2-2006]

- A. It is unlawful, except when required to avoid conflict with other traffic or in obedience to traffic regulations or the directions of traffic control devices or a Police Officer for any person to abandon, park or leave unattended a vehicle on the property of another unless authorized by the owner or person in charge of such property to do so. Provided however, that this Subsection shall apply only when such property is clearly and visibly marked by a sign or signs having lettering of at least one and one-half (1½) inches high and one-half (½) inch wide, specifically indicating that unauthorized parking is prohibited and further clearly and visibly marked by a sign or signs with lettering of at least one (1) inch high and three-eighths (¾) inch wide indicating that unauthorized vehicles will be towed away at the owner's expense.
- B. Whenever a motor vehicle is parked, abandoned or left unattended on private property as hereinabove described, such vehicle is hereby declared to be a public nuisance and any Police Officer, may, upon request of the owner or person in charge of such property, remove or cause the same to be removed and disposed of as set forth in K.S.A. 8-1102(b) and acts amendatory thereof.
- C. Whenever a Police Officer removes or causes to be removed a vehicle parked, abandoned, or left unattended contrary to the provision of this Section, the removing shall be done by a wrecker service authorized by the City and removed, stored and sold in accordance with applicable City and State laws. Provided however, that no motor vehicle which has been parked, abandoned or left unattended in violation of this Section shall be removed until the owner or person in possession of the private property on which a vehicle is parked, abandoned or left unattended in violation of this Section shall sign a hold harmless agreement making the owner or person in possession of such property liable for any and all expenses and costs, including reasonable attorney's fees, and all costs in defending lawsuits incurred by the City because of any alleged or actual liability to any person imposed on the City and arising out of any such acts of towing, removing, storing or selling any such vehicle and indemnifying the City against such expenses and costs.
- C. The hold harmless agreement shall be in a form approved by the City Attorney and shall contain:
  - 1. Description of the vehicle;

2. Date of unauthorized parking or abandonment;
  3. Address of the place of parking or abandonment;
  4. Name of the owner or person in lawful possession of the property on which the vehicle was abandoned;
  5. The name of the principal for whom agent is acting (if applicable);
  6. An acknowledgment that the signing party assumes all liabilities which may accrue by the removal of said vehicle;
  7. An acknowledgment by the signing party that he/she or the principal for whom he/she acts assumes primary liability for any action arising from the removal of said vehicle;
  8. An acknowledgment that the said signing party or the principal for whom he/she acts expressly promises and agrees to indemnify and reimburse the City for all expenses, costs, reasonable attorney's fees and costs of defending lawsuits incurred by the City because of any alleged or actual liability arising from said removal.
- D. Upon any motor vehicle being removed and impounded as provided herein, such motor vehicle shall be surrendered to the duly identified owner upon payment of applicable charges, fees and costs.
- E. In any proceeding for the violation of this Section, the registration plate displayed upon the motor vehicle in violation shall constitute in evidence a prima facie presumption that the owner of such motor vehicle was the person who parked or placed such motor vehicle at the place where the violation occurred.

**Section 320.011. Truck Parking in Residential Areas.** [CC 1985 §13-1418; Ord. No. 677, 11-2-1981; Ord. No. 1241 §3, 10-2-2006]

- A. No person or operator of a truck with a manufacturer's rated capacity of over one (1) ton or a bus, truck, trailer or semi-trailer shall park the said vehicle on any highway or street in any residential district in the City of Mulvane, Kansas, longer than a two (2) hour period except when parking longer than two (2) hours is necessary for the prompt and continuous loading or unloading of merchandise; provided, that the vehicle shall be promptly moved upon the completion of the loading or unloading of said merchandise which shall not exceed a period of two (2) hours.
- B. The Governing Body of the City of Mulvane, Kansas, shall place and maintain such traffic control devices upon the streets under their jurisdiction as they deem necessary to indicate and to carry out the provisions of this Section.
- C. Every person convicted of a violation of any of the provisions of this Section shall, for the first (1st) conviction thereof, be punished by a fine of not more than one hundred dollars (\$100.00) or by imprisonment of not more than ten (10) days, or both. For a subsequent conviction within one (1) year thereafter, they shall be punished by a fine of not more than two hundred dollars (\$200.00) or by imprisonment of not more than twenty (20) days, or both. Upon a third (3rd) or subsequent conviction within a one (1) year period after the first (1st) conviction, said person shall be punished by a fine of not more than five hundred



dollars (\$500.00) or by imprisonment of not more than six (6) months, or both.

**Section 320.012. Parking on City Streets in Excess of Forty-Eight Hours Prohibited.** [Ord. No. 993 §13-1423, 8-21-1995; Ord. No. 1241 §3, 10-2-2006]

- A. *Recreational Vehicles.* No owner of a recreational vehicle shall park, or allow to be parked, the said vehicle on any highway or street within the corporate City limits of the City of Mulvane, Kansas, longer than a forty-eight (48) hour period.
- B. *Unoccupied Vehicle.* It shall be unlawful for any unoccupied vehicle to be left continuously upon any street of the City for forty-eight (48) hours or more.

**Section 320.013. Parking of Trash Dumpsters and Storage Units.** [Ord. No. 1439 §2, 9-3-2014]

- A. Except as may be authorized in writing by the Chief of Police following an official declaration of a state of emergency or other disaster by any State or local governmental unit following storm or other natural disaster, no person shall park or store, or otherwise authorize or contract for the parking or storage of:
  - 1. Any portable, roll away, roll-off, or other commercial dumpster, or other form of temporary or transitory disposal unit whether or not for the purpose of collecting, storing, or transferring trash, construction debris, storm damage or other debris; or
  - 2. Any unattended portable on-demand storage unit or other moving or temporary storage device in the roadway of any public street or other highway, or between the property line or sidewalk and the curblineline of any street.
- B. Any person found guilty of the violation of any of the terms or provisions of this Section may be fined in accordance with the traffic violation schedule adopted and in effect for the City of Mulvane, Kansas, for the similar violation for the unlawful parking of disabled and other vehicles, including trailers.

ARTICLE II  
**Impounding Procedures**

**Section 320.020. Impounding Procedures.** [CC 1985 §13-1419; Ord. No. 951, 11-2-1992; Ord. No. 1241 §3, 10-2-2006]

- A. Vehicles which are authorized to be impounded pursuant to law and/or regulation may be impounded without notice to the owner or lawful custodian of such vehicle only in the following instances:
  - 1. Whenever any vehicle is left unattended upon any highway, bridge or causeway or in any tunnel in such a position or under such circumstances as to obstruct the normal movement of traffic;
  - 2. When a stolen vehicle has been recovered and the owner/agent cannot be contacted at that time;
  - 3. Where the driver of a vehicle is arrested, except the vehicle may be released to the custody of another person present upon the authority of the arrestee/driver;

4. Accident cases where the driver is injured and is unable to designate to Police a disposition of the vehicle;
5. When a vehicle is parked on a snow emergency route or is otherwise in violation of provisions of this Code relating to "Snow Emergency".

B. *Notification Of Owner, Etc.*

1. Vehicles which are subject to being impounded under any other provision may not be towed until the owner or person entitled to lawful custody has been notified and given an opportunity to remove said vehicle within a reasonable time; provided however, that where the owner or person entitled to custody cannot be located after a bona fide effort has been made to do so then such vehicle may be towed.
2. For purposes of this Article, a bona fide effort includes, but is not limited to, a vehicle identification number search through S.P.I.D.E.R. (Special Police Information Data Entry and Retrieval), dispatcher, a registration search through S.P.I.D.E.R., and a phone directory and cross reference directory search.
3. The Chief of Police is authorized to adopt regulations approved by the City Attorney and consistent with this Article, and State laws to efficiently implement the provisions of this Article.

## Chapter 325

### OPERATION OF BICYCLES, MOTORIZED BICYCLES, LOW POWER CYCLES AND PLAY VEHICLES

#### ARTICLE I General

**Section 325.010. Bicycle Licenses.** [CC 1985 §13-1608; Ord. No. 1241 §3, 10-2-2006]

From and after June 1, 1973, all bicycles propelled wholly or in part by muscular power upon any of the streets, alleys or public ways of the City of Mulvane, Kansas, shall be licensed by the City of Mulvane; provided however, nothing in this Chapter shall be construed as being applicable to bicycles being ridden through, to or from the City by non-residents of the City of Mulvane.

**Section 325.011. License Fee.** [CC 1985 §13-1609; Ord. No. 1085, 8-21-2000; Ord. No. 1149 §9, 8-19-2002; Ord. No. 1241 §3, 10-2-2006]

Each owner of a bicycle to be used upon the streets, alleys or highways of the City of Mulvane, Kansas, shall pay to the City of Mulvane a license fee in an amount as set forth in Section 100.240. Upon receipt of said fee and examination by the Police Department of the City of Mulvane, a license shall be issued to said applicant; provided however, every bicycle shall be equipped as specified by the standard traffic ordinances of all Kansas Cities as adopted by the City of Mulvane, Kansas, and, specifically, each bicycle shall be equipped with brakes which will enable the operator to make the braked wheels skid on dry, level, clean pavement and, in addition thereto, shall be at least one (1) red reflector.

**Section 325.012. License Issued.** [CC 1985 §13-1610; Ord. No. 1085, 8-21-2000; Ord. No. 1149 §10, 8-19-2002; Ord. No. 1241 §3, 10-2-2006]

The City of Mulvane shall provide a license as may from time to time be specified by the City Administrator, which license shall be either a metallic, decal or seal type license to be numbered in consecutive numbers commencing with the number "1" and the name of the City of Mulvane stamped thereon. Upon all the specifications being met by the applicant, the Police Department of the City of Mulvane shall attach or cause to be attached said license to said bicycle. Once said license has been attached, the same shall not be removed nor need to be removed so long as the original holder thereof owns said bicycle or any transfer of ownership has been duly noted as hereinafter provided with the Police Department of the City of Mulvane, Kansas. In the event said license is lost, destroyed or mutilated so that the same cannot be read, then the owner shall make application to the Police Department for a duplicate license. Each duplicate license shall be issued upon the payment of a fee as set forth in Section 100.240.

**Section 325.013. Registration Certificate.** [CC 1985 §13-1611; Ord. No. 1241 §3, 10-2-2006]

Simultaneous with the issuance of a license for any bicycle, the Mulvane Police Department shall issue a registration certificate to the applicant showing the name, address and license number and serial number of the bicycle, amount or fee charged and by which Police Officer said license was attached and issued. Each registration shall carry upon its face a sufficient space for assignment by the owner of said bicycle and said assignment shall show the signature of the owner, the name and address of the new owner with all other pertinent facts thereon.

**Section 325.014. Removing, Destroying, Mutilating or Altering Number.** [CC 1985 §13-1613; Ord. No. 1241 §3, 10-2-2006]

No person shall willfully or maliciously remove, destroy, mutilate or alter the number of any bicycle frame licensed pursuant to this Chapter or remove, destroy, mutilate or alter any license plate or registration card during the time in which said license plate or registration card is operative in compliance with the terms of this Chapter; provided however, nothing in this Chapter shall prohibit the Police Department from stamping numbers on frames of bicycles on which no serial number can be found or on which said number is illegible or insufficient for identification purposes.

**Section 325.015. Transfer of License.** [CC 1985 §13-1614; Ord. No. 1085, 8-21-2000; Ord. No. 1149 §11, 8-19-2002; Ord. No. 1241 §3, 10-2-2006]

Transfer of any license shall only be effective after the payment of a fee to the City of Mulvane as set forth in Section 100.240. All fees collected under this Chapter shall be paid into the General Fund of the City of Mulvane.

**Section 325.016. Bicycles Can Be Impounded.** [CC 1985 §13-1615; Ord. No. 1241 §3, 10-2-2006]

All bicycles operated on the streets of Mulvane, except those specifically exempted by the terms of this Chapter, may be impounded by the Police Department of the City of Mulvane after the effective date of June 1, 1973, if said bicycle is not licensed, and said Police Department shall return said bicycle only after the license provided for in this Chapter is obtained by the owner of said bicycle.

**Section 325.017. Dealership.** [CC 1985 §13-1616; Ord. No. 1241 §3, 10-2-2006]

Upon further application by any dealer within the City of Mulvane, the City Administrator may consign license tags and registration cards to said dealer for the purpose of attaching said license to new or used bicycles sold by said dealer. If the dealer so elects to provide licenses for customers, he/she shall cause the registration form to be properly executed and attach said license to the bicycles as sold. Thereafter, said dealer shall forthwith transmit the registration card, together with the prescribed fees, to the City Administrator for registration as herein provided. Any dealer who elects to sell and install licenses may, at his/her option, collect an additional sum of fifty cents (\$0.50) for his/her services.

ARTICLE II  
**All-Terrain Vehicles and Motorized Skateboards**

**Section 325.020. Use of All-Terrain Vehicles — Regulations.** [Ord. No. 1108, 9-5-2001; Ord. No. 1241 §3, 10-2-2006]

- A. Except as provided in Subsection (B), it shall be unlawful for any person to operate an all-terrain vehicle on any street or alley within the corporate limits of the City of Mulvane, Kansas.
- B. Notwithstanding the provisions of Subsection (A), all-terrain vehicles owned and operated by a governmental agency may be allowed to operate such all-terrain vehicles upon the right-of-way of any Federal, State or local roadway for the purpose of eradicating noxious weeds and such all-terrain vehicles may be operated incidentally upon such Federal, State or local roadways.

**Section 325.021. Use of Motorized Skateboards (Go-Peds) — Regulations.** [Ord. No. 1162, 11-18-2002; Ord. No. 1241 §3, 10-2-2006]

- A. Notwithstanding any other provision of law, motorized skateboards (go-peds) shall not be operated on:
  - 1. Any public property in the City of Mulvane. This includes, but is not limited to, streets, sidewalks, alleys, parks and the Sports Complex.
  - 2. Any private property within the City that is clearly and visibly marked by a sign or signs indicating motorized skateboards are prohibited thereon. Any such sign shall have lettering at least one and one-half (1½) inches high and one-half (½) inch wide. Placement of any such sign on privately owned property shall constitute authorization for the Police Department to enforce the provisions of this Section upon such property.
  - 3. No person shall cause or knowingly permit their child or ward under the age of eighteen (18) years of age to operate a motorized skateboard in violation of this Section.
    - a. Any Police Officer finding a minor under the age of eighteen (18) violating the provisions of this Section shall issue a written warning to such minor and given written notice of the violation, setting forth the nature of the violation, to such minor's parent or guardian.
    - b. Any parent, guardian or person in charge of such minor who shall permit or allow such child to commit a second (2nd) or subsequent violation of this Section after receiving the notice provided for shall be guilty of a misdemeanor and fined not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00).
- B. Violation of any provision of this Section is a misdemeanor punishable by a fine of not less than one hundred dollars (\$100.00) and not more than five hundred dollars (\$500.00).

## Chapter 330

### PARTIES, OFFENSES

Cross Reference — As to general penalty, see §300.050.

**Section 330.010. Application of Title to Public Officers and Employees.** [CC 1985 §13-2103; Ord. No. 1241 §3, 10-2-2006]

The provisions of this Title which are applicable to drivers of vehicles upon the highways shall apply to the drivers of all vehicles owned or operated by the United States, this State or any County, City or any other political subdivision of the State, subject to such specific exceptions as are set forth in this Title.

## Chapter 335

### SNOW EMERGENCY ROUTES

**Section 335.010. Title.** [CC 1985 §12-601; Ord. No. 1241 §3, 10-2-2006]

This Chapter shall be known and may be cited as the "snow emergency ordinance" of the City of Mulvane, Kansas.

**Section 335.011. Definitions.** [CC 1985 §12-602; Ord. No. 1241 §3, 10-2-2006]

The following definitions shall apply in the interpretation and enforcement of this Chapter.

**CITY ADMINISTRATOR** — The City Administrator of the City of Mulvane, or, in his/her absence, his/her duly designated and acting representative.

**ROADWAY** — That portion of a street or highway improved designed, or ordinarily used for vehicular travel, exclusive of the berm or shoulder.

**SNOW EMERGENCY ROUTES** — Those streets marked as such in accordance with the provisions of this Chapter.

**SNOW TIRES** — Tires mounted on drive wheels of motor vehicles which are especially designed to give effective traction on snow, mud, or ice covered streets by means of extra heavy duty treads with special high-traction patterns, except that no tire so defined shall be construed to be a snow tire if it is damaged or worn to the extent that its performance would be substantially impaired.

**STREET, HIGHWAY, BOULEVARD or AVENUE** — The entire width between property lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular traffic.

**TIRE CHAINS** — Metal chains mounted on drive wheel tires of motor vehicles which cross the tread of each such tire laterally in at least three (3) different places.

**VEHICLE** — Every device in, upon or by which any person or property may be transported or drawn upon a highway, except devices moved by human power or used exclusively upon stationary rails or tracks.

**Section 335.012. Prohibition of Parking.** [CC 1985 §12-603; Ord. No. 1241 §3, 10-2-2006]

- A. Whenever the City Administrator finds, on the basis of falling snow, sleet, or freezing rain, or on the basis of a forecast (by the U.S. Weather Bureau or other weather service) of snow, sleet or freezing rain, that weather conditions will make it necessary that motor vehicle traffic be expedited and that parking on City streets be prohibited or restricted for snow plowing and other purposes, the City Administrator shall put into effect a parking

prohibition on parts of or all snow emergency routes as necessary be declaring it in a manner prescribed in this Chapter.

- B. When in effect, a prohibition under this Section shall remain in effect until terminated by announcement of the City Administrator in accordance with this Chapter, except that any street area which has become substantially clear of snow and ice from curb to curb for the length of the entire block shall be automatically excluded therefrom. While the prohibition is in effect, no person shall park or allow to remain parked any vehicle on any portion of a snow emergency route to which it applies; however, nothing in this Section shall be construed to permit parking at any time or place where it is forbidden by any other provision of law.

**Section 335.013. Stalled Vehicles — Prohibited.** [CC 1985 §12-604; Ord. No. 1241 §3, 10-2-2006]

- A. No person operating a motor vehicle on a snow emergency route on which there is a covering of snow, sleet, or ice shall allow such vehicle to become stalled wholly or partly because the drive wheels thereof are not equipped with effective tire chains or snow tires.
- B. No person operating a motor vehicle on a part of a snow emergency route on which there is a covering of snow, sleet, or ice or on which there is a parking prohibition in effect shall allow such vehicle to become stalled because the motor fuel supply is exhausted or the battery has become inoperative.

**Section 335.014. Stalled Vehicles — Removal From Route.** [CC 1985 §12-605; Ord. No. 1241 §3, 10-2-2006]

Whenever a vehicle becomes stalled for any reason, whether or not in violation of this Chapter, on any part of a snow emergency route on which there is a covering of snow, sleet, or ice on which there is a parking prohibition in effect, the person operating such vehicle shall take immediate action to have the vehicle towed or pushed off the roadway of such snow emergency route onto the first (1st) cross street which is not a snow emergency route. No person shall abandon or leave his/her vehicle in the roadway of a snow emergency route (regardless of whether he/she indicates, by raising the hood or otherwise, that the vehicle is stalled), except for the purpose of securing assistance during the actual time necessary to go to a nearby garage, gasoline station, or other place of assistance and return without delay.

**Section 335.015. Announcement.** [CC 1985 §12-606; Ord. No. 1241 §3, 10-2-2006]

The City Administrator shall cause each declaration made by him/her pursuant to this Chapter to be publicly announced by means of broadcast or telecasts from stations with a normal operating range covering the City, and he/she may cause such declaration to be further announced in newspapers of general circulation when feasible. Each announcement shall include a declaration of the traffic emergency due to the hazardous conditions of the streets, the prohibition against parking or stalling of vehicles on snow emergency routes, the duty of the vehicle operator to remove stalled vehicles, and the right of the City to remove or impound vehicles parked or stalled in violation of this Chapter. Each announcement shall describe the action taken by the City Administrator including the time it became or will become effective. A parking prohibition regulation declared by the City Administrator shall not go into effect until at least two (2) hours



after it has been declared.

**Section 335.016. Termination of Parking Prohibition.** [CC 1985 §12-607; Ord. No. 1241 §3, 10-2-2006]

Whenever the City Administrator finds that some or all of the conditions which give rise to a parking prohibition in effect pursuant to this Chapter no longer exist, he/she may declare the prohibition terminated, in whole or in part, in a manner prescribed by this Chapter, effective immediately upon announcement.

**Section 335.017. Precedence of Chapter.** [CC 1985 §12-608; Ord. No. 1241 §3, 10-2-2006]

Any provision of this Chapter which becomes effective by declaration of the City Administrator shall while temporarily in effect, take precedence over other conflicting provisions of law normally in effect, except that it shall not take precedence over provisions of law relating to traffic accidents, emergency travel of authorized emergency vehicles, or emergency traffic directions by a Police Officer.

**Section 335.018. Signs.** [CC 1985 §12-609; Ord. No. 1241 §3, 10-2-2006]

On each street designated by this Chapter as a snow emergency route, the City Administrator shall post special signs at intervals not exceeding one thousand (1,000) feet with the wording: "Snow Emergency Route". These signs shall be distinctive and uniform in appearance and shall be plainly readable to persons traveling on the street or highway.

**Section 335.019. Impoundment of Vehicles.** [CC 1985 §12-610; Ord. No. 1241 §3, 10-2-2006]

- A. Members of the Police Department are authorized to remove or have removed a vehicle from a street to the nearest garage or other place of safety (including another place on a street), or to a garage designated or maintained by the Police Department, or otherwise maintained by this City, when:
1. The vehicle is parked on a part of a snow emergency route on which a parking prohibition is in effect;
  2. The vehicle is stalled on a part of a snow emergency route on which there is a covering of snow, sleet, or ice or on which there is a parking prohibition in effect and the person who was operating such vehicle does not appear to be removing it in accordance with the provisions of this Chapter;
  3. The vehicle is parked in violation of any parking ordinance or provision of law and is interfering or about to interfere with snow removal operations.
- B. Upon any vehicle being removed and impounded as provided herein, such vehicle shall be surrendered to the duly identified owner upon due compliance with Police Department regulations.
- C. In any proceeding for the violation of the provisions of this Chapter, the registration plate displayed upon the vehicle in violation shall constitute in evidence a prima facie presumption that the owner of such vehicle was the person who parked or placed such

vehicle at the place where the violation occurred.

**Section 335.020. Violation — Summons.** [CC 1985 §12-611; Ord. No. 1241 §3, 10-2-2006]

Whenever any motor vehicle without a driver is found parked or left in violation of any provision of this Chapter, and is not removed and impounded as provided for in this Chapter, a summons issued in accordance with this Title shall be attached to such motor vehicle instructing the owner or operator to answer the charges of said violation before the Municipal Court of the City.

**Section 335.021. Violation — Misdemeanor.** [CC 1985 §12-612; Ord. No. 1241 §3, 10-2-2006]

Violation of any provision of this Chapter is a misdemeanor.

**Section 335.022. Snow Emergency Routes Designated.** [CC 1985 §12-613; Amended Ord. No. 773, 12-16-1985; Ord. No. 1163, 11-18-2002; Ord. No. 1241 §3, 10-2-2006]

A. The following streets or portions of streets within the City are designated as snow emergency routes:

1. Bridge Street west City limits to Santa Fe railroad tracks.
2. Bridge Street at Santa Fe railroad tracks east to First Street.
3. First Street from Bridge to Main Street.
4. Main Street from First Street east to City limits.
5. Second Street from Main north to K-15.
6. Rock Road from K-15 north to City limits.
7. K-15 from west City limits southeast to east City limits.
8. Rockwood from Louis Drive to Rock Road.

## **Title III Notes**

### **TRAFFIC CODE**

*Editor's Note — Ord no. 1103 §4, adopted August 6, 2001, repealed sections 300.020 — 300.050, 305.010 — 305.120, 310.010 — 310.090, 315.010 — 315.050, 320.010 — 320.120, 325.010, 325.040 — 325.070, 330.010 — 330.130, 335.010 — 335.110, 335.140 — 335.310, 335.340, 335.360 — 335.600, 335.620, 340.010 — 340.040, 345.010 — 345.030, 345.050 — 345.180, 350.010 — 350.070, 355.010 — 355.150, 360.010 — 360.350. These sections derived from CC 1985 §13-201 — 13-203, §13-2112, §13-401 — 13-402, §13-404 — 13-406, §13-410, §13-1801 — 13-1803, §13-1805, §13-1808 — 13-1809, §13-502 — 13-506, §13-601 — 13-603, §13-605, §13-607 — 13-611, §13-1201, §13-1204 — 13-1207, §13-901 — 13-903, §13-905 — 13-910, §13-701 — 13-710, §13-801 — 13-802, §13-804 — 13-805, §13-1001 — 13-1006, §13-1101 — 13-1105, §13-1504, §13-1507 — 13-1514, §13-1516 — 13-1526, §13-1528 — 13-1530, §13-1532 — 13-1535, §13-1301, §13-1302A, §13-1401 — 13-1403, §13-1404, §13-1406 — 13-1417, §13-1601 — 13-1604, §13-1606, §13-1701 — 13-1705, §13-2001 — 13-2009, §13-1901, §13-1904 — 13-1908, §13-1911 — 13-1919, §13-1921 — 13-1931, §13-1934, §13-1936 — 13-1938; ord. no. 873, 7-17-1989; ord. no. 801, 10-2-1986; ord no. 871, 7-5-1989; ord. no. 792, 7-7-1986; ord. no. 876, 8-7-1989; ord. no. 883, 10-2-1989.*

*Subsequently, ord. no. 1241 §§1 — 5, adopted October 2, 2006, repealed, renumbered and reorganized the entirety of Title III, Traffic Code, chapters 300 through 370, now set out as chapters 300 to 335.*