

(Ordinance Summary published in The Mulvane News on August 10, 2017 and the full text of the Ordinance made available at www.mulvanekansas.com for a minimum of one (1) week from the date of publication.)

ORDINANCE NO. 1497

AN ORDINANCE REGULATING PUBLIC OFFENSES WITHIN THE CITY OF MULVANE, KANSAS; INCORPORATING BY REFERENCE THE "UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES," EDITION OF 2017, WITH CERTAIN AMENDMENTS; AND AMENDING TITLE II, CHAPTER 210, ARTICLE I, SECTION 210.013 OF THE CODE OF THE CITY OF MULVANE, KANSAS.

WHEREAS, the City of Mulvane, Kansas (the "City") desires to incorporate by reference the 2017 Edition of the "Uniform Public Offense Code for Kansas Cities" (the "UPOC"), with certain amendments as set forth in Section 3 below, pursuant to K.S.A. § 12-3009 *et seq.* and K.S.A. 12-3301 *et seq.*, all as amended;

WHEREAS, the City desires to amend Title II, Chapter 210, Article I, Section 210.013 of the Code of the City of Mulvane (the "Code") to reflect incorporation of the 2017 Edition of the UPOC;

WHEREAS, the governing body of the City finds it advisable to incorporate the 2017 Edition of the UPOC by reference and to amend Section 210.013 of the Code to reflect incorporation of the 2017 Edition of the UPOC.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF MULVANE, SEDGWICK AND SUMNER COUNTIES, STATE OF KANSAS:

SECTION 1. This ordinance incorporating the 2017 Edition of the UPOC supersedes and repeals Ordinance No. 1475, but solely to the extent Ordinance No. 1475 incorporated the 2016 Edition of the UPOC, and any and all previous ordinances similar thereto or the incorporation of previous versions thereof. Any remaining provisions of Ordinance No. 1475 shall remain in full force and effect.

SECTION 2. The City hereby incorporates by reference the "Uniform Public Offense Code for Kansas Cities," 2017 Edition, with certain amendments as set forth in Section 3 below.

SECTION 3. Title II, Chapter 210, Article I of the Code of the City is hereby amended to read as follows:

Section 210.013. There is hereby incorporated by reference the "Uniform Public Offense Code for Kansas Cities," 2017 Edition, revised, prepared and published by the League of Kansas Municipalities, save and except such articles,

section, parts or portions as are hereinafter omitted, deleted, modified, or changed. No fewer than three copies of said uniform code shall be marked or stamped "Official Copy as adopted by the Code of the City of Mulvane, Ordinance No. 1497," with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change shall be filed in the City Clerk's office and open for public inspection at all reasonable office hours.

SECTION 4. The following sections of the 2017 UPOC are omitted and/or amended as follows:

Section 10.6: Section 10.6 of the UPOC is hereby amended to read as follows:

AIR GUN, AIR RIFLE, BOW AND ARROW, COMPOUND BOW, CROSSBOW, BLOWGUN, SLINGSHOT, BB GUN, OR PAINT BALL GUN. The unlawful operation of an air gun, air rifle, bow and arrow, compound bow, crossbow, blowgun, slingshot, bb gun, or paint ball gun is the shooting, discharging or operating of any air gun, air rifle, bow and arrow, compound bow, crossbow, blowgun, slingshot, bb gun, or paint ball gun, within the city, except (i) within the confines of a building or other structure from which the projectiles cannot escape, or (ii) on City-owned property, with the prior approval of the City Council, when supervised by persons greater than twenty-one years of age, and upon receipt by the City Administrator of evidence of general accident and public liability insurance, satisfactory to the City, under which the City shall be named as an additional insured, in an amount not less than the then maximum liability of a governmental entity for claims arising out of a single occurrence as provided by the Kansas tort claims act or other similar future law (currently \$500,000 per occurrence).

Unlawful operation of an air gun, air rifle, bow and arrow, compound bow, crossbow, blowgun, slingshot, bb gun, or paint ball gun is a Class C violation.

Section 10.7: Section 10.7 of the UPOC is hereby amended to read as follows:

SEIZURE OF WEAPON. The Director of Public Safety of the City or his or her duly authorized representative is hereby empowered to seize and hold any air gun, air rifle, bow and arrow, compound bow, crossbow, blowgun, slingshot, bb gun, or paint ball gun used in violation of Section 10.6 of this Article, and is further empowered to seize and hold as evidence pending a hearing before a court of competent jurisdiction any air gun, air rifle, bow

and arrow, compound bow, crossbow, blowgun, slingshot, bb gun, or paint ball gun used in violation of Section 10.6.

Section 10.13: Section 10.13 of the UPOC is hereby amended to read as follows:

BARBED WIRE. It shall be unlawful for any person to construct, set up or maintain any barbed wire or barbed wire fence or enclosure within the City of Mulvane, unless such barbed wire is (1) located upon a security fence and placed at an elevation of not less than 6 feet measured from the inside perimeter at ground surface and (2) approved by the City Council for specific security purposes. Violation of this section is a Class C violation.

SECTION 5. The City Clerk is hereby instructed to maintain no fewer than three (3) copies of the UPOC to be made available for public inspection at all reasonable office hours. The City Clerk shall place a sticker on all copies stating "Official Copy as adopted by the Code of the City of Mulvane, by Ordinance No. 1492" The City Clerk's office shall, in each of the UPOC copies, place a sticker reflecting the amendment to the UPOC as set forth in Section 3 above and paste the newspaper publication of this ordinance inside the back cover.


SECTION 6. This Ordinance shall take effect and be in force from and after its publication in the official City newspaper.

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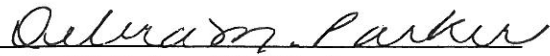
Passed by the Governing Body of the City of Mulvane, Kansas this 7th day of August, 2017.



CITY OF MULVANE, KANSAS

By 
Shelly Steadman, Mayor

ATTEST:

By 
Debra M. Parker, City Clerk

(Ordinance Summary published in The Mulvane News on August 10, 2017 and the full text of the Ordinance made available at www.mulvanekansas.com for a minimum of one (1) week from the date of publication.)

ORDINANCE NO. 1498

AN ORDINANCE INCORPORATING BY REFERENCE THE “STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES,” EDITION OF 2017; AND AMENDING TITLE III, CHAPTER 300, ARTICLE I, SECTION 300.010 OF THE CODE OF THE CITY OF MULVANE, KANSAS.

WHEREAS, the City of Mulvane, Kansas (the “City”) desires to incorporate by reference the “Standard Traffic Ordinance for Kansas Cities” (the “STO”), 2017 Edition, pursuant to K.S.A. § 12-3009 *et seq.* and K.S.A. 12-3301 *et seq.*, all as amended;

WHEREAS, the City desires to amend Title III, Chapter 300, Article I, Section 300.010 of the Code of the City of Mulvane (the “Code”) to reflect incorporation of the 2017 Edition of the STO;

WHEREAS, the governing body of the City finds it advisable to incorporate the STO by reference and to amend the Code to reflect incorporation of the 2017 Edition of the STO.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF MULVANE, SEDGWICK AND SUMNER COUNTIES, STATE OF KANSAS:

SECTION 1. This ordinance incorporating the 2017 Edition of the STO supersedes and repeals Ordinance No. 1474, but solely to the extent Ordinance No. 1474 incorporated the 2016 Edition of the STO, and any and all previous ordinances similar thereto or the incorporation of previous versions thereof. Any remaining provisions of Ordinance No. 1474 shall remain in full force and effect.

SECTION 2. INCORPORATE: The City hereby incorporates by reference the “Standard Traffic Ordinance for Kansas Cities,” 2017 Edition.

SECTION 3. AMEND: Title III, Chapter 300, Article I, Section 300.010 of the Code of the City is hereby deleted and replaced with the following:

Section 300.010. INCORPORATING STANDARD TRAFFIC ORDINANCE

There is hereby incorporated by reference the “Standard Traffic Ordinance for Kansas Cities,” 2017 Edition, revised, prepared and published by the League of Kansas Municipalities. No fewer than three 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. 1498” 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.

SECTION 4. The City Clerk is hereby instructed to maintain no fewer than three (3) copies of the STO to be made available for public inspection at all reasonable office hours. The City Clerk shall place a sticker on all copies stating "Official Copy as adopted by the Code of the City of Mulvane, Ordinance No. 1448." The City Clerk's office shall paste the newspaper publication of this ordinance inside the back cover.


SECTION 5. This Ordinance shall take effect and be in full force from and after its adoption by the governing body of the City, approval by the Mayor and either (a) publication once in the official newspaper of the City, or (b) publication of a summary hereof certified as legally accurate and sufficient by the City Attorney.

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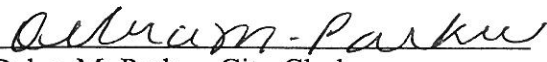
Passed by the Governing Body of the City of Mulvane, Kansas this 7th day of August, 2017.



CITY OF MULVANE, KANSAS

By 
Shelly Steadman, Mayor

ATTEST:

By 
Debra M. Parker, City Clerk