

(Ordinance Summary published in The Mulvane News on September 11, 2025 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. 1598

AN ORDINANCE REGULATING PUBLIC OFFENSES WITHIN THE CITY OF MULVANE, KANSAS; INCORPORATING BY REFERENCE THE UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES (41st EDITION), AS PUBLISHED BY THE LEAGUE OF KANSAS MUNICIPALITIES IN 2025, WITH CERTAIN MODIFICATIONS; AND AMENDING TITLE II, CHAPTER 210, ARTICLE I, SECTION 210.013 OF THE CODE OF THE CITY OF MULVANE, KANSAS.

WHEREAS, pursuant to K.S.A. 12-3009 *et seq.* and K.S.A. 12-3301 *et seq.*, all as amended, the City of Mulvane, Kansas (the “City”) desires to incorporate by reference the Uniform Public Offense Code for Kansas Cities (41st Edition), as published by the League of Kansas Municipalities in 2025 (the “UPOC”), with certain deletions, modifications, and additions, as set forth in the Code of the City of Mulvane, Kansas (the “Code”); and

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

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF MULVANE, KANSAS:

SECTION 1. This Ordinance incorporating the UPOC supersedes and repeals Ordinance No. 1586, but solely to the extent Ordinance No. 1586 incorporated the previous UPOC, and any and all previous ordinances similar thereto or the incorporating previous editions thereof. Any remaining provisions of Ordinance No. 1586 shall remain in full force and effect.

SECTION 2. The City of Mulvane, Kansas (the “City”) hereby incorporates by reference the Uniform Public Offense Code for Kansas Cities (41st Edition), as published by the League of Kansas Municipalities in 2025, with the certain deletions and modifications as set forth in the Code. Accordingly, Section 210.013, Subsection A of the Code is hereby amended to read, as follows:

Section 210.013. INCORPORATING UNIFORM PUBLIC OFFENSE CODE

- A. There is hereby incorporated by reference the Uniform Public Offense Code for Kansas Cities (41st Edition), revised, prepared and published by the League of Kansas Municipalities in 2025 (the “UPOC”), save and except such articles, section, parts or portions as are hereinafter omitted, deleted, modified, or changed. No fewer than one (1) copy of said uniform code shall be marked or stamped “Official Copy as adopted by the Code of the City of Mulvane, Ordinance No. 1598,” 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.

B. The following Sections of the UPOC are omitted and/or amended as follows:

1. 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 (21) 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 five hundred thousand dollars (\$500,000.00) 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.

2. 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.

3. 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 six (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 3. Nothing in this Ordinance shall delete or modify any other existing criminal offenses, as may be set forth or specifically described elsewhere in the Code and not specifically referenced herein.

SECTION 4. The City Clerk is hereby instructed to prepare and maintain no fewer than one (1) copy of the UPOC to be made available for public inspection at all reasonable office hours. The City Clerk shall mark or stamp the copy with the statement “Official Copy as incorporated by Ordinance No. 1598.” The City Clerk’s office shall clearly mark all sections or portions intended to be omitted or changed and attach a copy 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.

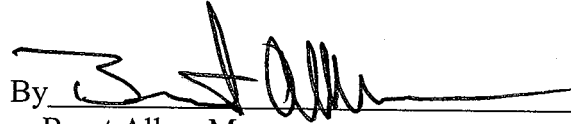
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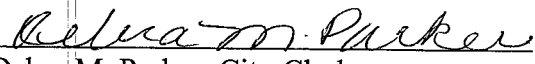
PASSED, ADOPTED AND APPROVED by the Governing Body of the City of Mulvane,
Kansas this 3rd day of September, 2025.



ATTEST

CITY OF MULVANE, KANSAS

By 
Brent Allen, Mayor

By 
Debra M. Parker, City Clerk