

**CITY OF WESTWOOD HILLS, KANSAS
ORDINANCE NO. 296**

AN ORDINANCE REGULATING TRAFFIC WITHIN THE CORPORATE LIMITS OF THE CITY OF WESTWOOD HILLS, KANSAS, BY INCORPORATING BY REFERENCE THE “*STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES*,” 50th EDITION (2023); PROVIDING CERTAIN PENALTIES; AND REPEALING SECTIONS 1 and 2 OF ORDINANCE NUMBERED 294.

WHEREAS, the Governing Body of Westwood Hills, Kansas has determined that it is advisable to amend the Municipal Code of the City to adopt the most recent edition of the *Standard Traffic Ordinance for Kansas Cities* prepared and published by The League of Kansas Municipalities.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WESTWOOD HILLS, KANSAS, as follows:

Section 1. INCORPORATING *STANDARD TRAFFIC ORDINANCE*. Section 11-101 of Chapter 11 of the Code of the City of Westwood Hills is hereby amended to read as follows:

“11-101. INCORPORATING STANDARD TRAFFIC ORDINANCE. There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Westwood Hills, Kansas, that certain standard traffic ordinance known as the “*Standard Traffic Ordinance for Kansas Cities*,” 50th Edition (2023), prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas, such incorporation being authorized by K.S.A. 12-3009 through 12-3012, inclusive, as amended. One copy of said *Standard Traffic Ordinance* shall be marked or stamped “Official Copy as Adopted by Ordinance No. 296” of the City of Westwood Hills, Kansas, with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of this Ordinance No. 296, and shall be filed with the City Clerk to be open to inspection and available to the public at all reasonable hours.”

Section 2. TRAFFIC INFRACTIONS AND TRAFFIC OFFENSES.

11-101.1 (a) An ordinance traffic infraction is a violation of any section of this ordinance that prescribes or requires the same behavior as that prescribed or required by a statutory provision that is classified as a traffic infraction in K.S.A. 8-2118.

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

Section 3. PENALTY FOR SCHEDULED FINES. The fine for violation of an ordinance traffic infraction or any other traffic offense in which the municipal judge establishes a fine in a fine

schedule shall not be less than \$30 nor more than \$499, except for speeding, which shall not be less than \$45 nor more than \$499. A person tried and convicted for violation of an ordinance traffic infraction or other traffic offense in which a fine has not been established in a schedule of fines shall pay a fine fixed by the court not to exceed \$500.

Section 4. REPEAL AND SAVINGS CLAUSE. Sections 1 and 2 of Ordinance No. 294 and all other ordinances inconsistent herewith are repealed; however, the repeal of said ordinances does not affect any right which has accrued, any duty imposed, any penalty incurred, nor any proceeding commenced, under or by virtue of the ordinance repealed. The provisions of any ordinance, so far as they are the same as those of any prior ordinance, shall be construed as a continuation of such provisions, and not as a new enactment.

Section 5. EFFECTIVE DATE. This Ordinance shall be effective upon its passage, approval by the Mayor and publication once in the official city newspaper.

PASSED by the Governing Body and APPROVED by the Mayor this 11th day of September, 2023.


Rosemary Podrebarac, Mayor

Attest:


Beth O'Bryan, City Clerk

Approved As to Form:


James R. Orr, City Attorney

