

Standard Traffic Ordinance For Kansas Cities

**Ordinance Incorporated by Reference Under
The Provisions of K.S.A. 12-3009 through
12-3012, including any amendments
thereto, and K.S.A. 1972 Supp.
12-3301 and 12-3302**

By

Ordinance No. 88

City of

Wichita Falls, **Kansas**

Prepared and Published

By

**The League of Kansas Municipalities
112 West 7th Street
Topeka, Kansas 66603**

Edition of 1973

Parking of Trucks - Ord 36

Parking Prohibited - Ord 54

Thru Street and Hwy - Ord 14

Traffic Offenses - Fines
Appearance Bonds - Ord 56

Traffic Reg + Penalties - Ord 10

- Art 3 - Sect 106

Tire Hose 3-127

Glasses 3-128

Bicycle Ramps - 3-132

Floodlights - 3-140

Truck Traffic - Ord 39

Vehicle Accessories - Ord 24

- 3-148

- Ord 40

- Ord 44

Ord 70

Vehicle Speed -

Stopping Standing - Ord 69

STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES

Edition of 1973

Other - Legal Questions - 2A-1753

Ord 53 - Left turn -

Ord 37 - Motor Vehicle &
Truck Traffic St Line

Ord 41⁴² - Operators License

The League of Kansas Municipalities
112 West Seventh Street, Topeka, Kansas
66603

STANDARD TRAFFIC ORDINANCE
FOR
KANSAS CITIES

This standard traffic ordinance is designed to provide a comprehensive traffic code for Kansas cities. It does not take effect in a city until the governing body has passed and published an ordinance incorporating it by reference under the authority of and by the procedure prescribed by K.S.A. 12-3009 through 12-3012, including any amendments thereto, and K.S.A. 1972 Supp. 12-3301 and 12-3302.

It is not necessary to publish this standard traffic ordinance in a newspaper if it is properly incorporated by reference. It is only necessary to publish the incorporating ordinance. The incorporating ordinance may delete articles or sections which the governing body considers unnecessary for the city. The incorporating ordinance may also change sections, but where there is a statutory citation at the end of any section care should be exercised not to change the language in such a manner as to conflict with the language of the statute. (K.S.A. 8-507)

The standard traffic ordinance, in large part, parallels the state traffic act. Additional provisions for local regulations, if any, may be included in the incorporating ordinance. Previous ordinances relating to traffic in conflict with provisions of this standard traffic ordinance and ordinances incorporating earlier editions of the standard traffic ordinance should be repealed by the incorporating ordinance.

There must be at least three official copies of this standard ordinance on file with the city clerk. Enforcing officers should have copies. The blanks on the cover should be filled in on all copies.

There are several blank pages at the end of this book. Newspaper clippings of the incorporating ordinance and subsequent ordinances on traffic may be pasted on these pages. Extra copies of the newspaper should be procured or reprints arranged for so that copies may be pasted in all copies of the standard ordinance.

Standard Traffic Ordinance

	Page
Article 1. Definitions	4
Article 2. Scope of Ordinance	11
Article 3. Obedience Required	12
Article 4. Traffic-Control Devices; Obedience to ..	14
Article 5. Accidents and Accident Reports; Duties	18
Article 6. Special Offenses	20
Article 7. Speed Regulations	22
Article 8. Driving Rules	24
Article 9. Pedestrians	32
Article 10. Railroad Crossings	34
Article 11. Stopping, Standing or Parking	36
Article 12. Miscellaneous Offenses	42
Article 13. Operation of Bicycles and Play Vehicles	45
Article 14. Special Rules for Motorcycles	47
Article 15. Lights, Brakes, Horns and Other Equipment	49
Article 16. Driver's License and Vehicle Tags	63
Article 17. Penalties Generally	64
Article 18. Separability	65
Appendix	66
Index	68

STANDARD TRAFFIC ORDINANCE

STANDARD TRAFFIC ORDINANCE
FOR
KANSAS CITIES
Edition of 1973

Article 1. Definitions

Section 1. Definitions. The following words and phrases when used in this ordinance shall, for the purpose of this ordinance and other traffic ordinances, have the meanings respectively ascribed to them in this section except when the context otherwise requires.

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.

Authorized Emergency Vehicle. Such fire department vehicles, police vehicles and ambulances as are publicly owned and such other publicly or privately owned vehicles as are designated by the commission pursuant to K.S.A. 1972 Supp. 8-505(g). (Note: See definition of commission).

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 side or three hundred (300) feet collectively on both sides of the highway.

Chauffeur. Every person who is employed by another for the principal purpose of driving a motor vehicle and every person who drives a school bus transporting school children or any motor vehicle when in use for

FOR KANSAS CITIES

the transportation of persons or property for compensation.

Chief of Police. The Chief of Police of the City, or any member of the police department of the city designated by the chief of police to act in his place.

City or This City. A city incorporating this ordinance by reference and whose name is stated in the incorporating ordinance.

Commission. The Highway Commission of this state.

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. (a) That portion 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.

(b) Any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by lines or other markings on the surface.

Department. The Division of Vehicles of the Department of Revenue acting directly or through its duly authorized officers and agents.

Double Parking. The standing or stopping of a vehicle in the line of traffic and (a) 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 (b) to the roadway side 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.

Driveaway-Towaway Operations. Any operation in which any motor vehicle, trailer or semitrailer, singly or in combination, new or used, constitutes the commodity being transported, when one 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.

Explosives. Any chemical compound or mechanical mixture that is commonly used or intended for the pur-

STANDARD TRAFFIC ORDINANCE

pose 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 destructible 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.

Flammable Liquid. Any liquid which has a flash point of 70 degrees Fahrenheit, or less, as determined by a tagliabue or equivalent closed cup test device.

Governing Body. The Mayor and Council, Mayor and Commissioners or Board of Commissioners of this city.

Gross Weight. The weight of a vehicle without load plus the weight of any load thereon.

Highway. See Street or Highway.

House Trailer. (a) A trailer or semitrailer 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

(b) A trailer or a semitrailer whose chassis and exterior shell is designed and constructed for use as a house trailer, as defined in paragraph (a), 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. (Note: See definition of trailer and semitrailer).

Implement of Husbandry. Every vehicle designed and adapted exclusively for agricultural, horticultural or livestock raising operations or for lifting or carrying an implement of husbandry and in either case not subject to registration if used upon the highways.

Intersection. (a) 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 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.

FOR KANSAS CITIES

(b) Where a highway includes two 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 roadways thirty (30) feet or more apart, then every crossing of two roadways of such highways shall be regarded as a separate intersection.

(c) 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 operator's or chauffeur'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;
- (3) any nonresident's operating privilege as defined herein.

Metal Tire. Every tire the surface of which, in contact with the highway, is wholly or partly of metal or other hard nonresilient material.

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.

Motor-Driven Cycle. Every motorcycle, including every motor scooter, with a motor which produces not to exceed five (5) brake horsepower, and every bicycle with motor attached.

Motor Vehicle. Every vehicle which is self-propelled and every vehicle which is propelled by electric power obtained from overhead trolley wires, but not operated upon rails.

Nonresident. Every person who is not a resident of this state.

Nonresident's Operating Privilege. The privilege conferred upon a nonresident 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

STANDARD TRAFFIC ORDINANCE

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 ordinance, 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.

Operator. Every person, other than a chauffeur, who drives or is in actual physical control of a motor vehicle upon a highway or who is exercising control over or steering a vehicle being towed by a motor vehicle.

Owner. A person who holds the legal title of a vehicle, or in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the conditions stated in the agreement, and with an immediate right of possession vested in the conditional vendee or lessee, or in the event a mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed the owner for the purpose of this ordinance.

Park or Parking. Means the standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading merchandise or passengers.

Passenger Car. Every motor vehicle, except motorcycles and motor-driven cycles, designed for carrying ten (10) passengers or less and used for the transportation of persons.

Pedestrian. Any person afoot.

Person. Every natural person, firm, copartnership, association 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.

FOR KANSAS CITIES

Police Officer. Every officer authorized to direct or regulate traffic or to make arrests for violations of traffic regulations of this city.

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, except streetcars.

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.

Right of Way. The right of one 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 Tractor. Every motor vehicle designed and used for drawing other vehicles and not so constructed as to carry any load thereon either independently or any part of the weight of a vehicle or load so drawn.

Roadway. The 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 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 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 owned by a public or governmental agency and operated for the transportation of children to or from school, or to and from activities, or privately owned and operated for com-

STANDARD TRAFFIC ORDINANCE

pensation for such transportation of children. The term "activities" as used herein shall mean school activities and contests in the field of athletics, music, forensics, dramatics and any other interschool extracurricular activities by pupils enrolled in any of the grades from seven to twelve, inclusive.

Semitrailer. 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 some part of its weight and that of its load rests upon or is carried by another vehicle.

Sidewalk. That 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 Tire. Every tire of rubber or other resilient material which does not depend upon compressed air for the support of the load.

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. Means the halting of a vehicle, whether occupied or not, otherwise than temporarily 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 property

lines of every way publicly maintained when any part thereof is open to the use of the public for purposes of vehicular traffic. Where the word "highway" or the word "street" is used in this ordinance, 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.

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 right-of-way to vehicles on such through highway in obedience to either a stop sign or a yield sign, when such signs are erected as provided in this ordinance.

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

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 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.

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.

Ref.: K.S.A. 1972 Supp. 8-501.

Article 2. Scope of Ordinance

Sec. 2. Provisions of Ordinance Refer to Vehicles Upon the Highways; Exceptions. The provisions of this ordinance relating to the operation of vehicles refer exclusively to the operation of vehicles upon highways within this city except: (a) Where a different place is specifically referred to in a given section. (b) The provisions of Sections 22 through 35 of this ordinance (K.S.A. 8-518 to 8-532 inclusive including any amend-

STANDARD TRAFFIC ORDINANCE

ments thereto), shall apply upon highways and elsewhere throughout the city. (K.S.A. 8-502)

Sec. 3. Emergency, Temporary and Experimental Regulations. The Chief of Police is hereby empowered to make regulations necessary to make effective the provisions of this and other traffic ordinances of the city, to establish no parking zones on special occasions to expedite traffic or for safety purposes, signs being properly posted, to make and enforce temporary or experimental regulations to cover emergencies or special conditions or to determine the advisability of permanent regulations for recommendation to the governing body, and test traffic-control devices under actual conditions of traffic. No temporary or experimental regulation shall remain in force for more than ninety (90) days. (K.S.A. 8-508)

Sec. 4. Authority of Police. Police officers of the city shall at all times be empowered to enforce the provisions of this and other traffic ordinances of this city and temporary and emergency rules and regulations of the Chief of Police, and may at any time direct and control traffic in person or by visible or audible signals: *Provided*, That in the event of fire, temporary traffic congestion or other emergency, or to expedite the flow of traffic or to safeguard pedestrians, officers may direct traffic as conditions require notwithstanding the provisions of this ordinance and other traffic ordinances. (K.S.A. 8-508)

Article 3. Obedience Required

Sec. 5. Required Obedience to Traffic Regulations. It is unlawful for any person to do any act forbidden or fail to perform any act required in this ordinance. (K.S.A. 8-503)

Sec. 6. Obedience to Police Officers. No person shall willfully fail or refuse to comply with any lawful order or direction of any police officer of this city invested by law with authority to direct, control or regulate traffic. (K.S.A. 8-504)

Sec. 7. Fleeing or Attempting to Elude Police Officer. It shall be unlawful for the driver of a motor vehicle to willfully fail or refuse to bring his vehicle to a stop, or otherwise flee or attempt to elude a pursuing police vehicle, when given visual or audible signal to bring the vehicle to a stop. The signal given by the police officer may be by hand, voice, emergency light or siren. The officer giving such signal shall be in uniform, prominently displaying his badge of

FOR KANSAS CITIES

office, and his vehicle shall be appropriately marked showing it to be an official police vehicle. (K.S.A. 1972 Supp. 8-504a)

Sec. 8. Public Officers and Employees to Obey Ordinance; Exceptions. The provisions of this ordinance applicable to the 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, town, district or any other political subdivision of the state, subject to such specific exceptions as are set forth in this ordinance or by state law with reference to authorized emergency vehicles.

Sec. 9. Authorized Emergency Vehicles. (a) The driver of any authorized emergency vehicle when responding to an emergency call or when in the pursuit of an actual or suspected violator of the law, or when responding to but not upon returning from a fire alarm, may exercise the privileges set forth in this section, but subject to the conditions herein stated.

(b) The driver of an authorized emergency vehicle may:

(1) Park or stand, irrespective of the provisions of this ordinance.

(2) Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation.

(3) Exceed the maximum speed limits so long as he does not endanger life or property.

(4) Disregard regulations governing direction of movement or turning in specified directions.

(c) The exemptions herein granted to an authorized emergency vehicle shall apply only when such vehicle is making use of audible signals meeting the requirements of Section 143 (K.S.A. 8-5,102) and visual signals meeting the requirements of Section 140 (K.S.A. 8-597) of this ordinance, except that an authorized emergency vehicle operated as a police vehicle need not be equipped with or display a red light visible from in front of the vehicle.

(d) The foregoing provisions shall not relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons, nor shall such provisions protect the driver from the consequences of his reckless disregard for the safety of others.

Sec. 10. Persons Working On Highways; Exceptions. Unless specifically made applicable, the provisions

STANDARD TRAFFIC ORDINANCE

of this ordinance which relate to the operation of vehicles upon a highway, except those contained in Sections 7, 31 and 32 of this ordinance, shall not apply to persons, teams, motor vehicles and other equipment while actually engaged in work upon the surface of a highway, but shall apply to such persons and vehicles when traveling to or from such work. (K.S.A. 1972 Supp. 8-505)

Sec. 11. Persons Riding Animals or Driving Animal-Drawn Vehicles. Every person riding an animal or driving any animal-drawn vehicle upon a roadway shall be subject to the provisions of this ordinance applicable to the driver of a vehicle, except those provisions of this ordinance which by their nature can have no application. (K.S.A. 8-506)

Article 4. Traffic-Control Devices; Obedience to

Sec. 12. Manual and Specifications for Traffic Control Devices. All traffic control devices shall conform to the manual and specifications as adopted by the state highway commission. (K.S.A. 8-512).

Sec. 13. Obedience to Official Traffic-Control Devices; Presumption of Legality. (a) The driver of any vehicle shall obey the instructions of any official traffic-control device applicable thereto placed in accordance with the provisions of this ordinance, unless otherwise directed by a police officer, subject to the exceptions granted the driver of an authorized emergency vehicle in this ordinance.

(b) No provision of this ordinance for which official traffic-control devices are required shall be enforced against an alleged violator if at the time and place of the alleged violation an official device is not in proper position and sufficiently legible to be seen by an ordinarily observant person. Whenever a particular section does not state that official traffic-control devices are required, such section shall be effective, even though no devices are erected or in place.

(c) Whenever official traffic-control devices are placed in position approximately conforming to the requirements of this ordinance, such devices shall be presumed to have been so placed by the official act or direction of lawful authority, unless the contrary shall be established by competent evidence,

(d) Any official traffic-control device placed pursuant to the provisions of this ordinance and purporting

to conform to the lawful requirements pertaining to such devices shall be presumed to comply with the requirements of this ordinance, unless the contrary shall be established by competent evidence. (K.S.A. 1972 Supp. 8-513)

Sec. 14. Traffic-Control Signal Legend. Whenever traffic is controlled by traffic-control signals exhibiting different colored lights, or colored lighted arrows, successively one at a time or in combination, only the colors green, red and yellow shall be used, except for special pedestrian signals carrying a word legend, and said lights shall indicate and apply to drivers of vehicles and pedestrians as follows:

(a) Green Indication. (1) Vehicular traffic facing a circular green signal may proceed straight through or turn right or left unless a sign at such place prohibits either such turn. But vehicular traffic, including vehicles turning right or left, shall yield the right of way to other vehicles and to pedestrians lawfully within the intersection at the time such signal is exhibited.

(2) Vehicular traffic facing a green arrow signal, shown alone or in combination with another indication, may cautiously enter the intersection only to make the movement indicated by such arrow, or such other movement as is permitted by other indications shown at the same time. Such vehicular traffic shall yield right of way to pedestrians lawfully within an adjacent crosswalk and to other traffic lawfully using the intersection.

(3) Unless otherwise provided by a pedestrian control signal, as provided in Section 62 (K.S.A. 1972 Supp. 8-556) pedestrians facing any green signal, except when the sole green signal is a turn arrow, may proceed across the roadway within any marked or unmarked crosswalk.

(b) Steady Yellow Indication. (1) Vehicular traffic facing a steady yellow signal is thereby warned that the related green movement is being terminated or that a red indication will be exhibited immediately thereafter when vehicular traffic shall not enter the intersection.

(2) Pedestrians facing a steady yellow signal, unless otherwise directed by a pedestrian-control signal as provided in Section 62, are thereby advised that there is insufficient time to cross the roadway before a red indication is shown and no pedestrian shall then start to cross the roadway.

(c) Steady Red Indication. (1) Vehicular traffic

STANDARD TRAFFIC ORDINANCE

facing a steady red signal alone shall stop at a clearly marked stop line, but if none, before entering the crosswalk on the near side of the intersection or if none, then before entering the intersection, and shall remain standing until an indication to proceed is shown, except that a right turn shall be permitted at an intersection by vehicular traffic which has come to a complete stop, whenever a sign is in place permitting such turn. Any right turn made pursuant to this subsection shall be made in such a manner that it does not interfere with other vehicular or pedestrian traffic which is lawfully in the intersection, and shall comply in all other respects with the provisions of Section 48 (K.S.A. 1972 Supp. 8-544) governing turns at intersections.

(2) No pedestrian facing such signal shall enter the roadway.

(d) Steady Red with Green Arrow. (1) Vehicular traffic facing such signal may cautiously enter the intersection only to make the movement indicated by such arrow, but shall not interfere with other traffic or endanger pedestrians lawfully within a crosswalk.

(2) No pedestrian facing such signal shall enter the roadway.

(e) In the event an official traffic-control signal is erected and maintained at a place other than an intersection, the provisions of this section shall be applicable except as to those provisions which by their nature can have no application. Any stop required shall be made at a sign or marking on the pavement indicating where the stop shall be made, but in the absence of any such sign or marking the stop shall be made at the signal. (K.S.A. 1972 Supp. 8-514)

Sec. 15. Flashing Signals. (a) Whenever flashing red or yellow signals are used they shall require obedience by vehicular traffic as follows:

(1) Flashing Red (Stop Signal). When a red lens is illuminated by rapid intermittent flashes, drivers of vehicles shall stop before entering the nearest crosswalk at an intersection or at a limit line when marked, or, if none, then before entering the intersection, and the right to proceed shall be subject to the rules applicable after making a stop at a stop sign.

(2) Flashing Yellow (Caution Signal). When a yellow lens is illuminated with rapid intermittent flashes, drivers of vehicles may proceed through the intersection or past such signal only with caution.

(b) This section shall not apply at railroad grade

crossings. Conduct of drivers of vehicles approaching railroad grade crossings shall be governed by the provisions of Section 69 of this ordinance. (K.S.A. 1972 Supp. 8-515)

Sec. 16. Lane-Direction-Control Signals. When lane-direction-control signals are placed over the individual lanes of a street or highway, vehicular traffic may travel in any lane over which a green signal is shown, but shall not enter or travel in any lane over which a red signal is shown. (K.S.A. 1972 Supp. 8-515a)

Sec. 17. Display of Unauthorized Signs, Signals or Markings. (a) No person shall place, maintain or display upon or in view of any highway any unauthorized sign, signal, marking or device which purports to be or is an imitation of or resembles an official traffic-control device or railroad sign or signal, or which attempts to direct the movement of traffic, or which hides from view or interferes with the effectiveness of any official traffic-control device or any railroad sign or signal, and no person shall place or maintain nor shall any public authority permit upon any highway any traffic sign or signal bearing thereon any commercial advertising. This shall not be deemed to prohibit the erection upon private property adjacent to highways of signs giving useful directional information and of a type that cannot be mistaken for official signs.

(b) Every such prohibited sign, signal or marking is hereby declared to be a public nuisance and the governing body is hereby empowered to remove the same or cause it to be removed without notice. (K.S.A. 8-516)

Sec. 18. Interference With Official Traffic-Control Devices or Railroad Signs or Signals. No person shall without lawful authority attempt to or in fact alter, deface, injure, knock down, or remove any official traffic-control device or any railroad sign or signal or any inscription, shield, or insignia thereon, or any other part thereof. (K.S.A. 8-517)

Sec. 19. Designation of Crosswalks and Safety Zones. The Chief of Police, subject to the approval of the governing body, may designate and maintain by appropriate devices, marks or lines on the surface of the roadway, crosswalks at intersections where in his opinion there is particular danger to pedestrians crossing the roadway and at such other places as may be deemed necessary. He may also, subject to such approval, establish and mark safety zones of such kind and character and at such places as may be deemed necessary for the protection of pedestrians. (K.S.A. 8-508)

Ref.: Driving Through Safety Zones, see Sec. 60.

STANDARD TRAFFIC ORDINANCE

Sec. 20. Play Streets. (a) The Chief of Police shall have authority to declare any street or part thereof a play street and to place appropriate signs or devices in the roadway indicating and helping to protect the same.

(b) Whenever authorized signs are erected indicating any street or part thereof as a play street, no person shall drive a vehicle upon any such street or portion thereof except drivers of vehicles having business or whose residences are within such closed area, and then any such driver shall exercise the greatest care in driving upon any such street or portion thereof.

Sec. 21. Traffic Lanes. The Chief of Police is hereby authorized to mark traffic lanes upon the roadway of any street or highway where a regular alignment of traffic is deemed necessary.

Article 5. Accidents and Accident Reports; Duties

Sec. 22. Accident Involving Death or Personal Injuries; Penalties. (a) The driver of any vehicle involved in an accident resulting in injury to or death of any person shall immediately stop such vehicle at the scene of such accident or as close thereto as possible, but shall then forthwith return to and in every event shall remain at the scene of the accident until he has fulfilled the requirements of Section 24 of this ordinance. (K.S.A. 1972 Supp. 8-520) Each such stop shall be made without obstructing traffic more than is necessary.

(b) Any person failing to stop or to comply with said requirements under such circumstances shall upon conviction be punished by imprisonment for not more than six (6) months or by a fine of not more than five hundred dollars (\$500), or by both such fine and imprisonment. (K.S.A. 1972 Supp. 8-518)

Sec. 23. Accident Involving Damage to Vehicle or Other Property. The driver of any vehicle involved in any accident resulting only in damage to a vehicle or other property which is driven or attended by any person shall immediately stop such vehicle at the scene of such accident or as close thereto as possible, but shall forthwith return to and in every event shall remain at the scene of such accident until he has fulfilled the requirements of Section 24 of this ordinance. (K.S.A. 1972 Supp. 8-520) Every such stop shall be made without obstructing traffic more than is necessary. (K.S.A. 1972 Supp. 8-519)

Sec. 24. Duty to Give Information and Render Aid. The driver of any vehicle involved in an accident result-

ing in injury to or death of any person or damage to any vehicle or other property which is driven or attended by any person shall give his name, address, and the registration number of the vehicle he is driving and shall upon request and if available exhibit his operator's or chauffeur's license or permit to drive to any person injured in such accident or the driver or occupant of or person attending any vehicle or other property damaged in such accident and shall give such information and upon request exhibit such license or permit to any police officer at the scene of the accident who is investigating the accident and shall render to any person injured in such accident reasonable assistance, including the carrying, or the making of arrangements for the carrying of such person to a physician, surgeon, or hospital for medical or surgical treatment if it is apparent that such treatment is necessary or if such carrying is requested by the injured person. (K.S.A. 1972 Supp. 8-520)

Sec. 25. Duty Upon Striking Unattended Vehicle or Other Property. The driver of any vehicle which collides with or is involved in an accident with any vehicle or other property which is unattended resulting in any damage to such other vehicle or property shall immediately stop and shall then and there either locate and notify the operator or owner of such vehicle or other property of the name and address of the driver and owner of the vehicle striking the unattended vehicle or other property or, in the event an unattended vehicle is struck, shall attach securely in a conspicuous place in or on such vehicle a written notice giving the name and address of the driver and of the owner of the vehicle doing the striking. (K.S.A. 1972 Supp. 8-521)

Sec. 26. Duty Upon Striking Fixtures upon a Highway. The driver of any vehicle involved in an accident resulting only in damages to fixtures legally upon or adjacent to a highway shall take reasonable steps to locate and notify the owner or person in charge of such property of such fact and of his name and address and of the registration number of the vehicle he is driving, and shall upon request and if available exhibit his operator's or chauffeur's license and shall make report of such accident when and as required in Section 27 of this ordinance. (K.S.A. 8-522)

Sec. 27. Duty to Report Accidents. The driver of a vehicle involved in an accident resulting in injury to or death of any person or property damage to an apparent extent of two hundred dollars (\$200) or more shall immediately by the quickest means of communication give notice of such accident to the Police Depart-

STANDARD TRAFFIC ORDINANCE

ment. Whenever the driver of such vehicle is physically incapable of giving an immediate notice of an accident as required herein, and there was another occupant in the vehicle at the time of the accident capable of doing so, such occupant shall make or cause to be given the notice not given by the driver. (K.S.A. 1972 Supp. 8-523)

Sec. 28. When Driver Unable to Report. Whenever the driver of a vehicle is physically incapable of making a required accident report, and there was another occupant in the vehicle at the time of the accident capable of making a report, such occupant shall make or cause to be made said report. (K.S.A. 8-524)

Sec. 29. Accident Reports Required. The driver of a vehicle involved in an accident shall file a report of such accident upon a form approved by the governing body of the city for such purpose, with the Police Department. All such reports shall be for the confidential use of the Police Department. (K.S.A. 8-528)

Sec. 30. False Reports; Penalty. Any person who gives information in oral or written reports as required in this article knowing or having reason to believe that such information is false shall be fined, upon conviction, not more than five hundred dollars (\$500) or imprisoned for not more than six (6) months, or both. (K.S.A. 1972 Supp. 8-524a)

Article 6. Special Offenses

Sec. 31. Persons Under the Influence of Intoxicating Liquor or Drugs; Penalties. (a) It is unlawful and punishable as provided in subsection (c) of this section for any person who is under the influence of intoxicating liquor to operate any vehicle within this city.

(b) It is unlawful and punishable as provided in subsection (c) of this section for any person who is an habitual user of or under the influence of any narcotic, hypnotic, somnifacient or stimulating drug or who is under the influence of any other drug to a degree which renders him incapable of safely driving a vehicle to drive a vehicle within this city. The fact that any person charged with a violation of this subsection is or has been entitled to use such drug under the laws of this state shall not constitute a defense against any charge of violating this subsection.

(c) Every person who is convicted of a violation of this section shall be punished by imprisonment for not more than six (6) months, or by a fine of not less than one hundred dollars (\$100) nor more than five hundred

dollars (\$500), or by both such fine and imprisonment. On a second or subsequent conviction he shall be punished by imprisonment for not less than ninety (90) days nor more than six (6) months, and, in the discretion of the court, a fine of not more than five hundred dollars (\$500).

(d) In addition to any fine or imprisonment imposed under this section, the judge of the municipal court on conviction of any person for violating subsection (a) or (b) of this section may suspend or revoke the operator's or chauffeur's license or privilege to operate a motor vehicle on the public highways of this city of such person pursuant to and in the manner prescribed for by subsection (d) of K.S.A. 1972 Supp. 8-530 as amended.

Sec. 32. Reckless Driving; Penalties. (a) Any person who drives any vehicle in willful or wanton disregard for the safety of persons or property is guilty of reckless driving.

(b) Every person convicted of reckless driving shall be punished upon a first conviction by imprisonment for a period of not less than five (5) days nor more than ninety (90) days, or by a fine of not less than twenty-five dollars (\$25) nor more than five hundred (\$500), or by both such fine and imprisonment, and on a second or subsequent conviction shall be punished by imprisonment for not less than ten (10) days nor more than six (6) months, or by a fine of not less than fifty dollars (\$50) nor more than five hundred dollars (\$500), or by both such fine and imprisonment. (K.S.A. 8-531)

Sec. 33. Careless Driving. 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. (K.S.A. 1972 Supp. 8-531a)

Sec. 34. Racing on Highways; "Drag Race" and "Racing" Defined. (a) No person shall drive any vehicle on a highway in any race, speed competition or contest, drag race or acceleration contest, test of physical endurance, exhibition of speed or acceleration, or for the purpose of making a speed record, and no person shall in any manner participate in any such race, competition, contest, test, or exhibition.

(b) Drag race is defined as the operation of two or more vehicles from a point side by side at accelerating speeds in a competitive attempt to outdistance each other, or the operation of one or more vehicles over a

STANDARD TRAFFIC ORDINANCE

common selected course, from the same point to the same point, for the purpose of comparing the relative speeds or power of acceleration of such vehicle or vehicles within a certain distance or time limit.

(c) Racing is defined as the use of one or more vehicles in an attempt to outgain, outdistance, or prevent another vehicle from passing, to arrive at a given destination ahead of another vehicle or vehicles, or to test the physical stamina or endurance of drivers over long distance driving routes. (K.S.A. 1972 Supp. 8-531b)

Article 7. Speed Regulations

Sec. 35. Speed Limitations and Restrictions. (a) No person shall drive a vehicle on a highway at a speed greater than is reasonable and prudent under the conditions then existing. In every event speed shall be so controlled as may be necessary to avoid colliding with any person, vehicle or other conveyance on or entering the highway in compliance with legal requirements and the duty of all persons to use due care.

(b) As used in this subsection (b) and subsection (d) of this section, "daytime" means from a half hour before sunrise to a half hour after sunset; and "night-time" means any other hour. Except when a special hazard exists that requires lower speed for compliance with paragraph (a) of this section, the limits specified in this section or established as hereinafter authorized shall be maximum lawful speeds, and no person shall drive a vehicle on a highway at a speed in excess of such maximum limits.

(1) All vehicles twenty (20) miles per hour in any business district.

(25)

(2) All vehicles thirty (30) miles per hour in any residence district.

(3) All vehicles twenty (20) miles per hour in any park under the jurisdiction of this city.

(c) The driver of every vehicle shall, consistent with the requirements of subsection (a) of this section, drive at an appropriate reduced speed when approaching and crossing an intersection, or railroad grade crossing, when approaching and going around a curve, when approaching a hill crest, when traveling upon any narrow or winding roadway, and when special hazard exists with respect to pedestrians or other traffic or by reason of weather or highway conditions.

(d) Whenever the State Highway Commission shall

determine upon the basis of an engineering and traffic investigation that any speed limit hereinbefore set forth is greater or less than is reasonable or safe under the conditions found to exist upon any part of a street which is a state highway connecting link said commission shall determine and declare a reasonable and safe speed limit thereon which shall be effective at all times or during the daytime or nighttime or at such other times as may be determined when appropriate signs giving notice thereof are erected on such state highway connecting link.

(e) In every charge of violation of this section, except charges for violations of subsections (a) and (c) of this section, the complaint, also the summons, warrant or notice to appear shall specify the speed at which the defendant is alleged to have driven, also the speed limit applicable within the business district, residence district, street or highway, or at the location. (K.S.A. 1972 Supp. 8-532 as amended)

Ref.: Power to change speed limits generally and regulate speed in parks, K.S.A. 8-533 and 8-508.

Sec. 36. Minimum Speed Regulation. (a) No person shall drive a motor vehicle at such a slow speed as to impede the normal and reasonable movement of traffic except when reduced speed is necessary for safe operation or in compliance with law.

(b) Whenever the governing body determines on the basis of an engineering and traffic investigation that slow speeds on any part of a highway consistently impede the normal and reasonable movement of traffic, the governing body may determine and declare a minimum speed limit below which no person shall drive a vehicle except when necessary for safe operation or in compliance with law, and that limit shall be effective when posted upon appropriate fixed or variable signs.

(c) Any person, who is driving a vehicle at such slow speed and under such circumstances that three (3) or more other vehicles are blocked and cannot pass on the left around such vehicle, shall give right-of-way to such other vehicles at the earliest reasonable opportunity, allowing such other vehicles to pass, unless such movement cannot be made with safety.

Sec. 37. When Speed Limitations Inapplicable. The speed limitations set forth in this ordinance and other traffic ordinances of this city shall not apply to authorized emergency vehicles when responding to emergency

calls and the drivers thereof sound audible signal by bell, siren, or exhaust whistle. This provision shall not relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons using the street or highway nor shall it protect the driver of any such vehicle from the consequence of a reckless disregard of the safety of others. (K.S.A. 8-536) Note: See Sec. 9.

Article 8. Driving Rules

Sec. 38. Driving on Right Side of Roadway; Exceptions. (a) Upon all roadways of sufficient width a vehicle shall be driven upon the right half of the roadway, except as follows:

(1) When overtaking and passing another vehicle proceeding in the same direction under the rules governing such movements;

(2) When an obstruction exists making it necessary to drive to the left of center of the highway: *Provided*, That any person so doing shall yield the right of way to all vehicles traveling in the proper direction upon the unobstructed portion of the highway within such distance as to constitute an immediate hazard;

(3) Upon a roadway divided into three (3) marked lanes for traffic under the rules applicable thereon; or

(4) Upon a roadway designated and signposted for one-way traffic.

(b) Upon all roadways any vehicle proceeding at less than the normal speed of traffic at the time and place and under the conditions then existing shall be driven in the right-hand lane then available for traffic, or as close as practicable to the right-hand curb or edge of the roadway, except when overtaking and passing another vehicle proceeding in the same direction, or when preparing for a left turn at an intersection or into a private road or driveway.

(c) Upon any roadway having four (4) or more lanes for moving traffic and providing for two-way movement of traffic, no vehicle shall be driven to the left of the center line of the roadway, except when authorized by official traffic control devices, designating certain lanes to the left of the center of the roadway for use by traffic not otherwise permitted to use such lanes, or except as permitted under subsection (a) (2) of this section. (K.S.A. 1972 Supp. 8-537)

Sec. 39. Overtaking a Vehicle on the Left. The following rules shall govern the overtaking and passing of vehicles proceeding in the same direction, subject

to those limitations, exceptions and special rules hereinafter stated:

(a) The driver of a vehicle overtaking another vehicle proceeding in the same direction shall pass to the left thereof at a safe distance and shall not again drive to the right side of the roadway until safely clear of the overtaken vehicle.

(b) Except when overtaking and passing on the right is permitted, the driver of an overtaken vehicle shall give way to the right in favor of the overtaking vehicle on audible signal and shall not increase the speed of his vehicle until completely passed by the overtaking vehicle. (K.S.A. 8-538)

Ref.: For limitation see Sec. 43.

Sec. 40. When Overtaking on the Right is Permitted.

(a) The driver of a vehicle may overtake and pass upon the right of another vehicle only under the following conditions:

(1) When the vehicle overtaken is making or about to make a left turn;

(2) Upon a street or highway with unobstructed pavement not occupied by parked vehicles of sufficient width for two or more lines of moving vehicles in each direction;

(3) Upon a one-way street, or upon any roadway on which traffic is restricted to one direction of movement, where the roadway is free from obstructions and of sufficient width for two or more lines of moving vehicles.

(b) The driver of a vehicle may overtake and pass another vehicle upon the right only under conditions permitting such movements in safety. In no event shall such movement be made by driving off the pavement or main-traveled portion of the roadway. (K.S.A. 1972 Supp. 8-539)

Sec. 41. Driving on Divided Highways. Whenever any highway has been divided into two (2) or more roadways by leaving an intervening space or by a physical barrier or clearly indicated dividing section so constructed as to impede vehicular traffic, every vehicle shall be driven only upon the right-hand roadway unless directed or permitted to use another roadway by official traffic-control devices or police officers. No vehicle shall be driven over, across, or within any such dividing space, barrier, or section, except through an opening in such physical barrier or dividing section or space, or at a crossover or intersection as established,

STANDARD TRAFFIC ORDINANCE

unless specifically permitted by public authority. (K.S.A. 1972 Supp. 8-539a)

Sec. 42. Passing Vehicles Proceeding in Opposite Directions. Drivers of vehicles proceeding in opposite directions shall pass each other to the right, and upon roadways having width for not more than one line of traffic in each direction, each driver shall give to the other at least one-half of the main traveled portion of the roadway as nearly as possible. (K.S.A. 1972 Supp. 8-537a)

Sec. 43. Limitations on Overtaking on the Left and Driving to Left of Center of Roadway. (a) No vehicle shall be driven to the left of the center of the roadway in overtaking and passing another vehicle proceeding in the same direction unless authorized by the provisions of this article and such left side is clearly visible and is free of oncoming traffic for a sufficient distance ahead to permit such overtaking and passing to be completely made without interfering with the safe operation of any vehicle approaching from the opposite direction or any vehicle overtaken. In every event the overtaking vehicle must return to an authorized lane of travel as soon as practicable and, in the event the passing movement involves the use of a lane authorized for vehicles approaching from the opposite direction, before coming within two hundred (200) feet of any vehicle approaching from the opposite direction.

(b) No vehicle shall at any time be driven to the left side of the roadway under the following conditions:

(1) When approaching the crest of a grade or upon a curve in the highway where the driver's view is obstructed within such distance as to create a hazard in the event another vehicle might approach from the opposite direction;

(2) When approaching within one hundred (100) feet of or traversing any intersection or railroad grade crossing;

(3) When the view is obstructed upon approaching within one hundred (100) feet of any bridge, viaduct or tunnel;

(c) The foregoing limitations shall not apply upon a one-way roadway. (K.S.A. 1972 Supp. 8-540)

Ref.: Sec. 39.

Sec. 44. No-passing Zones; Designation; Acts Prohibited; Exceptions. (a) Whenever signs or markings are in place to define a no-passing zone and clearly

FOR KANSAS CITIES

visible to an ordinarily observant person no driver shall at any time drive on the left side of the roadway within such no-passing zone or on the left side of any pavement striping designed to mark such no-passing zone through its length.

(b) This section shall not apply under the conditions described in paragraph (2) of subsection (a) of Section 38, nor shall it apply to the driver of a vehicle turning left into or from an alley, private road or driveway. (K.S.A. 1972 Supp. 8-540a)

Sec. 45. One-Way Traffic: Rotary Traffic Islands.

(a) When official traffic control devices indicate that vehicular traffic shall proceed in one direction upon any highway, roadway, part of a roadway or specific lanes a vehicle shall be driven only in the direction designated at all or such time as shall be indicated by such device.

(b) A vehicle passing around a rotary traffic island shall be driven only to the right of such island. (K.S.A. 1972 Supp. 8-541)

Sec. 46. Driving on Roadways Laned for Traffic.

Whenever any roadway has been divided into three (3) or more clearly marked lanes for traffic the following rules in addition to all others consistent herewith shall apply:

(a) A vehicle shall be driven as nearly as practical entirely within a single lane and shall not be moved from such lane until the driver has first ascertained that such movement can be made with safety.

(b) Upon a roadway which is divided into three (3) lanes a vehicle shall not be driven in the center lane except when overtaking and passing another vehicle where the roadway is clearly visible and such center lane is clear of traffic within a safe distance, or in preparation for a left turn or where such center lane is at the time allocated exclusively to traffic moving in the direction the vehicle is proceeding and is signposted to give notice of such allocation.

(c) Official traffic-control devices may be erected directing specified traffic to use a designated lane or designating those lanes to be used by traffic moving in a particular direction regardless of the center of the roadway and drivers of vehicles shall obey the directions of every such sign. (K.S.A. 1972 Supp. 8-542)

Sec. 47. Following Too Closely. (a) The driver of a motor vehicle shall not follow another vehicle more closely than is reasonable and prudent, having due re-

STANDARD TRAFFIC ORDINANCE

guard for the speed of such vehicle and the traffic upon and the condition of the highway.

(b) The driver of any motor truck, bus or motor vehicle drawing another vehicle when traveling upon a roadway outside of a business or residence district shall not follow within three hundred (300) feet of another motor truck, bus or motor vehicle drawing another vehicle, except that this shall not prevent a motor truck or motor vehicle drawing another vehicle from overtaking and passing any like vehicle or other vehicle.

(c) Motor vehicles being driven upon any roadway outside of a business or residence district in a caravan or motorcade, whether or not towing other vehicles, shall be so operated as to allow sufficient space between each such vehicle or combination of vehicles so as to enable any other vehicle to enter and occupy such space without danger. This provision shall not apply to funeral processions. (K.S.A. 8-543)

Sec. 48. Turning at Intersections. The driver of a vehicle intending to turn at an intersection shall do so as follows:

(a) Both the approach for a right turn and a right turn shall be made as close as practicable to the right-hand curb or edge of the roadway.

(b) The driver of a vehicle intending to turn left at any intersection shall approach the intersection in the extreme left-hand lane lawfully available to traffic moving in the direction of travel of such vehicle, and, after entering the intersection, the left turn shall be made so as to leave the intersection in a lane lawfully available to traffic moving in such direction upon the roadway being entered. Whenever practicable the left turn shall be made in that portion of the intersection to the left of the center of the intersection.

(c) When official traffic control devices are placed within or adjacent to intersections requiring and directing that a different course from that specified in this section be traveled by vehicles turning at an intersection, no driver of a vehicle shall turn a vehicle at an intersection other than as directed and required by such devices. (K.S.A. 1972 Supp. 8-544)

Sec. 49. Right, Left and U Turns at Intersections: Obedience To. (a) The Chief of Police is hereby authorized to determine those intersections at which drivers of vehicles shall not make a right, left or U turn, and shall place or cause to be placed proper signs at such intersections. The making of such turns may be pro-

FOR KANSAS CITIES

hibited between certain hours of any day and permitted at other hours, in which event the same shall be plainly indicated on the signs or the signs may be removed when such turns are permitted.

(b) Whenever authorized signs are erected or temporarily displayed on a movable standard indicating that no right or left or U turn is permitted, no driver of a vehicle shall disobey the directions of any such sign.

Sec. 50. U Turns, When No Signs; Where Prohibited. The driver of any vehicle shall not turn such vehicle so as to proceed in the opposite direction upon any street in a business district, nor upon any other street unless such movement can be made in safety without interfering with other traffic.

Sec. 51. Turning on Curve or Crest of Grade Prohibited. No vehicle shall be turned so as to proceed in the opposite direction upon any curve, or upon the approach to, or near the crest of a grade, where such vehicle cannot be seen by the driver of any other vehicle approaching from either direction within five hundred (500) feet. (K.S.A. 8-545)

Sec. 52. Starting Parked Vehicle. No person shall start a vehicle which is stopped, standing or parked unless and until such movement can be made with reasonable safety. (K.S.A. 8-546)

Sec. 53. When Signal Required. (a) No person shall turn a vehicle at an intersection unless the vehicle is in proper position upon the roadway as required in Section 48 (K.S.A. 1972 Supp. 8-544), or turn a vehicle to enter a private road or driveway, or otherwise turn a vehicle from a direct course or move right or left upon a highway unless and until such movement can be made with reasonable safety, and no person shall so turn any vehicle without giving an appropriate signal in the manner hereinafter provided.

(b) A signal of intention to turn right or left when required shall be given continuously during not less than the last one hundred (100) feet traveled by the vehicle before turning.

(c) No person shall stop or suddenly decrease the speed of a vehicle without first giving an appropriate signal in the manner provided herein to the driver of any vehicle immediately to the rear when there is opportunity to give such signal.

(d) Any signal lamps or devices authorized or required by Section 135 (K.S.A. 1972 Supp. 8-590 as amended) shall be used only to indicate an intention

STANDARD TRAFFIC ORDINANCE

to turn, change lanes, or start from a parked position and shall not be flashed on one side only on a parked or disabled vehicle, or flashed as a courtesy or "do pass" signal to operators of other vehicles approaching from the rear. (K.S.A. 1972 Supp. 8-547)

Sec. 54. Methods of Giving Signals. (a) All signals herein required to be given by hand and arm shall be given from the left side of the vehicle in the following manner and such signals shall indicate as follows:

(1) Left turn — hand and arm extended horizontally.

(2) Right turn — hand and arm extended upward.

(3) Stop or decrease of speed — hand and arm extended downward.

(b) When a motor vehicle is equipped with illuminated directional signal devices front and rear, and stop signal lamp or lamps on rear, such devices may be used in lieu of such hand and arm signals when in proper working order.

(c) Any stop or turn signal when required herein shall be given either by means of the hand and arm or by a signal lamp or lamps except as otherwise provided in subsection (d).

(d) Any motor vehicle in use on a highway shall be equipped with, and required signal shall be given by, signal lamps when the distance from the center of the top of the steering post to the left outside limit of the body, cab or load of such motor vehicle exceeds twenty-four (24) inches, or when the distance from the center of the top of the steering post to the rear limit of the body or load thereof exceeds fourteen (14) feet. The latter measurements shall apply to any single vehicle, also to any combination of vehicles. (K.S.A. 1972 Supp. 8-549)

Sec. 55. Vehicles Approaching or Entering Intersection. (a) The driver of a vehicle approaching an intersection shall yield the right of way to a vehicle which has entered the intersection from a different highway.

(b) When two (2) vehicles enter an intersection from different highways at the same time the driver of the vehicle on the left shall yield the right of way to the vehicle on the right.

(c) The right of way rules declared in subsection (a) and (b) of this section are modified at through highways and otherwise as hereinafter stated in this ordinance. (K.S.A. 1972 Supp. 8-550)

Sec. 56. Vehicle Turning Left. The driver of a vehicle intending to turn to the left within an intersection or into any alley, private road or driveway shall yield the right of way to any vehicle approaching from the opposite direction which is within the intersection or so close thereto as to constitute an immediate hazard. (K.S.A. 1972 Supp. 8-551)

Sec. 57. Vehicle Entering Stop or Yield Intersection. (a) Preferential right of way at an intersection may be indicated by stop signs or yield signs as authorized in Section 73 of this ordinance. (K.S.A. 8-568)

(b) Except when directed to proceed by a police officer or traffic control signal, every driver of a vehicle approaching a stop intersection indicated by a stop sign shall stop as required in Section 73 (K.S.A. 8-568) and after having stopped shall yield the right of way to any vehicle which has entered the intersection from another highway or which is approaching so closely on said highway as to constitute an immediate hazard during the time when such driver is moving across or within the intersection.

(c) The driver of a vehicle approaching a yield sign shall in obedience to such sign slow down to a speed reasonable for the existing conditions and shall yield the right of way to any vehicle in the intersection or approaching on another highway so closely as to constitute an immediate hazard during the time when such driver is moving across or within the intersection: *Provided, however,* That if such driver is involved in a collision with a vehicle in the intersection after driving past a yield sign without stopping, such collision shall be deemed prima facie evidence of his failure to yield right-of-way. (K.S.A. 1972 Supp. 8-552)

Sec. 58. Vehicle Entering Highway from Private Road or Driveway. The driver of a vehicle about to enter or cross a highway from a private road or driveway shall yield the right of way to all vehicles approaching on said highway. (K.S.A. 8-553)

Ref.: See Sec. 74.

Sec. 59. Operation of Vehicles on Approach of Authorized Emergency Vehicles. (a) Upon the immediate approach of an authorized emergency vehicle making use of audible and visual signals meeting the requirements of Sections 140 and 143 (K.S.A. 8-597 and 8-5,102) or of a police vehicle properly and lawfully making use of an audible signal only, the driver of every other vehicle shall yield the right of way, and shall immediately drive to a position parallel to, and as close as possible to, the

STANDARD TRAFFIC ORDINANCE

right-hand edge or curb of the highway, clear of any intersection, and shall stop and remain in such position until the authorized emergency vehicle has passed, except when otherwise directed by a police officer.

(b) This section shall not operate to relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons using the highway. (K.S.A. 1972 Supp. 8-554)

Sec. 60. Driving Through Safety Zone Prohibited. No vehicle shall at any time be driven through or within a safety zone. (K.S.A. 8-563)

Article 9. Pedestrians

Sec. 61. Pedestrians Subject to Traffic-Control Devices. (a) A pedestrian shall obey the instructions of any official traffic-control device specifically applicable to him, unless otherwise directed by a police officer.

(b) Pedestrians shall be subject to traffic-control signals at intersections as provided in Section 14.

(c) At all other places pedestrians shall be accorded the privileges and shall be subject to the restrictions stated in this ordinance. (K.S.A. 1972 Supp. 8-555)

Sec. 62. Pedestrians' Right of Way at Crosswalks; Control Signals. (a) When traffic-control signals are not in place or in operation the driver of a vehicle shall yield the right of way, slowing down or stopping if need be to so yield, to a pedestrian crossing the roadway within a crosswalk when the pedestrian is upon the half of the roadway upon which the vehicle is traveling, or when the pedestrian is approaching so closely from the opposite half of the roadway as to be in danger.

(b) Whenever any vehicle is stopped at a marked crosswalk or at any unmarked crosswalk at an intersection to permit a pedestrian to cross the roadway, the driver of any other vehicle approaching from the rear shall not overtake and pass such stopped vehicle.

(c) No pedestrian shall suddenly leave a curb or other place of safety and walk or run into the path of a vehicle which is so close that it is impossible for the driver to yield.

(d) Whenever special pedestrian-control signals exhibiting the words "walk" or "wait" or "don't walk" are in place, such signals shall indicate as follows:

(1) **Walk.** Pedestrians facing such signal may proceed across the roadway in the direction of the signal,

FOR KANSAS CITIES

and shall be given the right of way by the drivers of all vehicles.

(2) **Wait or Don't Walk.** No pedestrian shall start to cross the roadway in the direction of such signal, but any pedestrian who has partially completed his crossing on the walk signal shall proceed to a sidewalk or safety island while the wait signal is showing.

(e) Subsection (a) of this section shall not apply under the conditions stated in subsection (b) of Section 63 (K.S.A. 1972 Supp. 8-556)

Sec. 63. Crossing at Other Than Crosswalks: Jaywalking. (a) Every pedestrian crossing a roadway at a point other than within a marked crosswalk or within an unmarked crosswalk at an intersection shall yield the right of way to all vehicles upon the roadway.

(b) Any pedestrian crossing a roadway at a point where a pedestrian tunnel or overhead pedestrian crossing has been provided shall yield the right of way to all vehicles upon the roadway.

(c) Between adjacent intersections at which traffic-control signals are in operation pedestrians shall not cross at any place except in a marked crosswalk.

(d) No pedestrian shall cross a roadway intersection diagonally unless authorized by official traffic-control devices; and, when authorized to cross diagonally, pedestrians shall cross only in accordance with the official traffic-control devices pertaining to such crossing movements.

(e) Notwithstanding the foregoing provisions of this section every driver of a vehicle shall exercise due care to avoid colliding with any pedestrian upon any roadway, and shall give warning by sounding the horn when necessary, and shall exercise proper precaution upon observing any child or any obviously confused or incapacitated person upon a roadway. (K.S.A. 1972 Supp. 8-557)

Sec. 64. Pedestrians to Use Right Half of Crosswalks. Pedestrians shall move, whenever practicable upon the right half of crosswalks. (K.S.A. 8-558)

Sec. 65. Pedestrians on Roadways. (a) Where sidewalks are provided it shall be unlawful for any pedestrian to walk along and upon an adjacent roadway.

(b) Where sidewalks are not provided any pedestrian walking along and upon a highway shall, when practicable, walk only on the left side of the roadway or its shoulder facing traffic which may approach from the opposite direction. (K.S.A. 1972 Supp. 8-557a)

STANDARD TRAFFIC ORDINANCE

Sec. 66. Use of Canes by Blind or Incapacitated Pedestrians. It shall be unlawful for any person, unless totally or partially blind or otherwise incapacitated, while on any public street or highway, to carry in a raised or extended position a cane or walking stick which is white in color or white tipped with red. (K.S.A. 8-558a)

Sec. 67. Same: Duties of Drivers at Intersections. Whenever a pedestrian is crossing or attempting to cross a public street or highway, guided by a guide dog or carrying in a raised or extended position a cane or walking stick which is white in color or white tipped with red, the driver of every vehicle approaching the intersection, or place where such pedestrian is attempting to cross, shall bring his vehicle to a full stop before arriving at such intersection or place of crossing, and before proceeding shall take such precautions as may be necessary to avoid injuring such pedestrian. (K.S.A. 8-558b)

Sec. 68. Same: Penalties for Violations of Sections 66 and 67. Any person who violates any provision of Sections 66 and 67 (K.S.A. 8-558a and 8-558b), shall upon conviction thereof, be punished by a fine of not to exceed twenty-five dollars (\$25) or by imprisonment for not more than ten (10) days, or by both such fine and imprisonment. (K.S.A. 8-558d)

Article 10. Railroad Crossings

Sec. 69. Obedience to Signal Indicating Approach of Train. (a) Whenever any person driving a vehicle approaches a railroad grade crossing and

(1) a clearly visible electric or mechanical signal device gives warning of the immediate approach of a railroad train; or

(2) a crossing gate is lowered or a human flagman gives a signal of the approach or passage of a railroad train; or

(3) a railroad train approaching within approximately one thousand five hundred (1,500) feet of the highway crossing emits a signal audible from such distance and such railroad train, by reason of its speed or nearness to such crossing, is an immediate hazard; or

(4) an approaching railroad train is plainly visible and is in hazardous proximity to such crossing the driver of such vehicle shall stop within fifty (50) feet but not less than fifteen (15) feet from the nearest rail of such railroad and shall not proceed until he can do so safely.

(b) No person shall drive any vehicle through, around or under any crossing gate or barrier at a railroad crossing while such gate or barrier is closed or is being opened or closed. (K.S.A. 1972 Supp. 8-564)

Sec. 70. All Vehicles Must Stop at Certain Railroad Grade Crossings. When the State Highway Commission, or governing body of this city with the approval of the commission, has designated a particularly dangerous highway grade crossing of a railroad and erected a stop sign thereat, the driver of any vehicle shall stop within fifty (50) feet but not less than fifteen (15) feet from the nearest rail of such railroad and shall proceed only upon exercising due care. (K.S.A. 1972 Supp. 8-565)

Sec. 71. Certain Vehicles Must Stop at All Railroad Grade Crossings. (a) The driver of any motor vehicle carrying passengers for hire, or of any school bus carrying any school child, or of any vehicle carrying explosive substances or flammable liquids as a cargo or part of a cargo, or of any vehicle designed and used for the carrying of flammable liquids, before crossing at grade any track or tracks of a railroad, shall stop such vehicle within fifty (50) feet but not less than fifteen (15) feet from the nearest rail of such railroad, and while so stopped shall listen and look in both directions along such track for any approaching train, and for signals indicating the approach of a train, except as hereinafter provided, and shall not proceed until he can do so safely. After stopping as required herein and upon proceeding when it is safe to do so, the driver of any said vehicle shall cross only in such gear of the vehicle that there will be no necessity for changing gears while traversing such crossing, and the driver shall not shift gears while crossing the track or tracks.

(b) No stop need be made at any such crossing where a police officer or a railroad signal which gives notice of the approach of a railroad train directs traffic to proceed.

(c) This section shall not apply at street railway grade crossings within a business or residence district. (K.S.A. 1972 Supp. 8-566)

Sec. 72. Moving Heavy Equipment at Railroad Grade Crossing. (a) No person shall operate or move any crawler type tractor, steam shovel, derrick, roller or any equipment or structure having a normal operating speed of ten (10) or less miles per hour, or a vertical body or load clearance of less than one-half ($\frac{1}{2}$) inch per foot of the distance between any two (2) adjacent

axles or in any event of less than nine (9) inches, measured above the level surface of a roadway, upon or across any tracks at a railroad grade crossing without first complying with this section.

(b) Notice of any such intended crossing shall be given to a station agent of such railroad and a reasonable time be given to such railroad to provide proper protection at such crossing.

(c) Before making any such crossing the person operating or moving any such vehicle or equipment shall first stop the same not less than fifteen (15) feet nor more than fifty (50) feet from the nearest rail of such railroad, and while so stopped shall listen and look in both directions along such track for any approaching train and for signals indicating the approach of a train, and shall not proceed until the crossing can be made safely.

(d) No such crossing shall be made when warning is given by automatic signal or crossing gates or flagmen or otherwise of the immediate approach of a railroad train or car. If a flagman is provided by the railroad, movement over the crossing shall be under his direction. (K.S.A. 1972 Supp. 8-567)

Article 11. Stopping, Standing or Parking

Sec. 73. Authority to Designate Through Highways and Stop and Yield Intersections; Stop Signs and Yield Signs; Obedience. (a) The governing body may designate through highways and erect stop signs or yield signs at specified entrances thereto, or may designate any intersection as a stop intersection or as a yield intersection and erect stop signs at one or more entrances to such intersection.

(b) Every stop sign and every yield sign shall be erected as near as practicable to the nearest line of the crosswalk on the near side of the intersection or, if there is no crosswalk, then as near as practicable to the nearest line of the intersecting roadway.

(c) Every stop sign shall bear the word "stop" in letters not less than six (6) inches in height.

(d) Every yield sign shall bear the word "yield" in letters not less than seven (7) inches in height.

(e) Except when directed to proceed by a police officer or traffic-control signal, every driver of a vehicle approaching a stop intersection indicated by a stop sign shall stop before entering the crosswalk on the near side

of the intersection or, in the event there is no crosswalk, shall stop at a clearly marked stop line, but if none, then at a point nearest the intersecting roadway where the driver has a view of approaching traffic on the intersecting roadway before entering the intersection.

(f) The driver of a vehicle approaching a yield sign if required for safety to stop shall stop before entering the crosswalk on the near side of the intersection or, in the event there is no crosswalk, at a clearly marked stop line, but if none, then at a point nearest the intersecting roadway where the driver has a view of approaching traffic on the intersecting roadway. (K.S.A. 8-568)

Sec. 74. Stop Before Emerging from Alley or Private Driveway or Building. The driver of a vehicle within a business or residence district emerging from an alley, building, private road or driveway, shall stop such vehicle immediately prior to driving onto a sidewalk or onto the sidewalk area extending across such alley, building entrance, road or driveway, or in the event there is no sidewalk area, shall stop at the point nearest the street to be entered where the driver has a view of approaching traffic thereon. (K.S.A. 1972 Supp. 8-569)

Ref.: See Sec. 58.

Sec. 75. Stopping, Standing or Parking Outside of Business or Residence Districts. (a) Upon any highway outside of a business or residence district, no person shall stop, park or leave standing any vehicle, whether attended or unattended, upon the paved or improved or main traveled part of the highway when it is practical to stop, park or so leave such vehicle off such part of said highway, but in every event a clear and unobstructed width of at least twenty (20) feet of such part of the highway opposite such standing vehicle shall be left for the free passage of other vehicles and a clear view of such stopped vehicle be available from a distance of two hundred (200) feet in each direction upon such highway.

(b) This section shall not apply to the driver of any vehicle which is disabled while on the paved or improved or main traveled portion of a highway in such manner and to such extent that it is impossible to avoid stopping and temporarily leaving such disabled vehicle in such position. (K.S.A. 8-570)

Sec. 76. Officers Authorized to Remove Vehicles. (a) Whenever any police officer finds a vehicle standing upon a highway in violation of any of the provisions

STANDARD TRAFFIC ORDINANCE

of Section 75 of this ordinance (K.S.A. 8-570), such officer is hereby authorized to move such vehicle, or require the driver or other person in charge of the vehicle to move the same, to a position off the paved or improved or main traveled part of such highway.

(b) Any police officer is hereby authorized to remove or cause to be removed to a place of safety any vehicle unattended upon any highway, bridge or causeway or in any tunnel in such position, or under such circumstances as to obstruct the normal movement of traffic.

(c) Any police officer is hereby authorized to remove or cause to be removed to the nearest garage or other place of safety any vehicle found upon a highway when:

(1) Report has been made that such vehicle has been stolen or taken without the consent of its owner, or

(2) The person or persons in charge of such vehicle are unable to provide for its custody or removal, or

(3) When the person driving or in control of such vehicle is arrested for an alleged offense for which the officer is required by law to take the person arrested before the municipal judge without unnecessary delay. (K.S.A. 1972 Supp. 8-571)

Sec. 77. Stopping, Standing or Parking Prohibited in Specified Places. Except when necessary to avoid conflict with other traffic, or in compliance with law or the directions of a police officer or official traffic-control device, no person shall:

(a) Stop, stand or park a vehicle:

(1) On the roadway side of any vehicle stopped or parked at the edge or curb of a street;

(2) On a sidewalk;

(3) Within an intersection;

(4) On a crosswalk;

(5) Between a safety zone and the adjacent curb or within thirty (30) feet of points on the curb immediately opposite the ends of a safety zone, unless the proper traffic authority indicates a different length by signs or markings;

(6) Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic;

(7) Upon any bridge or other elevated structure upon a highway or within a highway tunnel;

(8) On any railroad tracks;

FOR KANSAS CITIES

(9) At any place where official signs prohibit stopping.

(b) Stand or park a vehicle, whether occupied or not except momentarily to pick up or discharge a passenger or passengers:

(1) In front of a public or private driveway;

(2) Within fifteen (15) feet of a fire hydrant;

(3) Within twenty (20) feet of a cross walk at an intersection;

(4) Within thirty (30) feet upon the approach to any flashing signal, stop sign or traffic-control signal located at the side of a roadway;

(5) Within twenty (20) feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within seventy-five (75) feet of said entrance, when properly sign-posted;

(6) At any place where official signs prohibit standing.

(c) Park a vehicle, whether occupied or not, except temporarily for the purpose of, and while actually engaged in, loading or unloading merchandise or passengers:

(1) Within fifty (50) feet of the nearest rail of a railroad crossing;

(2) At any place where official signs prohibit parking.

(d) Move a vehicle not lawfully under his control into any such prohibited area or away from a curb such a distance as is unlawful. (K.S.A. 1972 Supp. 8-572a)

Sec.78. Stopping or Parking on Roadways. (a) Except where angle parking is permitted by ordinance every vehicle stopped or parked upon a roadway where there is an adjacent curb shall be so stopped or parked with the right-hand wheels of such vehicle parallel with and within twelve (12) inches of the right-hand curb or edge of the roadway.

(b) Except when otherwise provided by ordinance, every vehicle stopped or parked upon a one-way roadway shall be so stopped or parked parallel to the curb or edge of the roadway, in the direction of authorized traffic movement, with its right-hand wheels within twelve (12) inches of the right-hand curb or edge of the roadway, or its left-hand wheels within twelve (12) inches of the left-hand curb or edge of the roadway.

STANDARD TRAFFIC ORDINANCE

(c) The governing body may by ordinance permit angle parking on any roadway, except that angle parking shall not be permitted on any federal-aid or state highway unless the Commission has determined by resolution or order entered in its minutes that such roadway is of sufficient width to permit angle parking without interfering with the free movement of traffic. (K.S.A. 1972 Supp. 8-573)

Sec. 79. Parking for Certain Purposes Prohibited. No person shall park a vehicle upon any roadway for the principal purpose of:

(a) Displaying such vehicle for sale.

(b) Washing, greasing or repairing such vehicle except repairs necessitated by an emergency.

Sec. 80. Stall Parking. Where parking stalls or spaces are marked or designated on the pavement or curb, vehicles shall be parked or stopped within such stalls or spaces in the direction of the flow of traffic or at the angle indicated by the markings.

Sec. 81. Blocking Traffic; Narrow Streets, Stopping; When. No person shall stop, stand or park any vehicle upon a street, other than an alley, in such a manner or under such conditions as to leave available less than ten (10) feet of the width of the roadway for free movement of vehicular traffic, except that a driver may stop temporarily during the actual loading or unloading of passengers or when necessary in obedience to traffic regulations or traffic signs or signals or a police officer.

Sec. 82. Parking on Narrow Streets; Signs. When signs prohibiting parking are erected on narrow streets, no person shall park or stand a vehicle in any such designated place. The Chief of Police is authorized to erect signs indicating "no parking" upon both sides of any street when the width of the roadway does not exceed twenty (20) feet, or upon one side of a street when the width of the roadway does not exceed thirty (30) feet.

Sec. 83. Parking in Alley. (a) No person shall park any vehicle in any alley except for the purpose of loading or unloading.

(b) No person shall park any vehicle in any alley for any time of greater duration than reasonably necessary for the expeditious loading or unloading of materials.

Sec. 84. Parking Disabled and Other Vehicles. No person, firm or corporation shall park or store any dead, damaged or disabled automobile or vehicle or farm

machinery, trailer or semitrailer of any kind, or parts of the same, or any junk automobiles or vehicles or farm machinery or trailers, or semitrailers, in the roadway of any highway, or between the property line or sidewalk and the curb line of any street.

Sec. 85. Parking Adjacent to Schools; Signs. When official signs or markings are placed indicating no parking upon any street adjacent to any school property, no person shall park a vehicle in any such designated place. The Chief of Police is hereby authorized to erect signs indicating "no parking" upon either or both sides of any street adjacent to any school property when such parking would unreasonably interfere with traffic or create a hazard to traffic in such places.

Sec. 86. Stopping or Parking in Hazardous or Congested Places; Signs. When signs are erected upon approach to hazardous or congested places, no person shall stop, stand or park a vehicle in any such designated place. The Chief of Police is authorized to determine and designate by proper signs those places where the stopping or parking of vehicles would create an especially hazardous condition or would cause unusual delay to traffic.

Sec. 87. Parking Prohibited at All Times in Designated Places. When authorized signs are erected giving notice thereof, no person shall park a vehicle at any time upon that portion of any of the streets so posted or signed for "no parking."

Sec. 88. Limited Time Parking Zones. Whenever any appropriate sign shall be placed and maintained in any block by lawful authority of the city giving notice that the street or highway may be used for parking or standing vehicles for a limited time only, it shall be unlawful for any person to fail or refuse to comply with such sign.

Sec. 89. Commercial and Delivery Vehicles: Loading and Unloading; Blocking Traffic; Removal of Vehicle; Duty of Police Department. Subject to any provision prohibiting parking at all times or during specified hours, vehicles used for the transportation of merchandise or materials may stand or be parked at the curb to take on or discharge loads on any street marked for parallel parking: *Provided*, That such vehicles may be backed into any curb at such times and places when and where the same may not interfere with or become a hazard to vehicular traffic on such street within the block: *Provided further*, That traffic may be temporarily blocked by any such vehicle backed into any curb to load or unload when the same may be necessary dur-

STANDARD TRAFFIC ORDINANCE

ing such times as loading or unloading shall be undertaken in an expeditious manner without any delay, upon prior notice to and under the direction and supervision of the Police Department: *Provided further*, That the driver or some person in charge of such vehicle shall constantly be present or available to remove such vehicle in an emergency and the vehicle shall be removed immediately upon the same being loaded or unloaded as the case may be. The Chief of Police may place suitable warning signs to direct or control traffic during the time any street may be blocked or traffic restricted from its normal flow or course.

Sec. 90. Loading, Unloading or Special Zones. Whenever any appropriate sign shall be placed or marked along any street or highway by lawful authority of the city giving notice of any special use of the roadway adjacent thereto for the loading or unloading of merchandise or passengers or the standing of taxicabs, buses or for other authorized purposes, it shall be unlawful for any person to refuse or fail to comply with such sign.

Article 12. Miscellaneous Offenses

Sec. 91. Unattended Motor Vehicle; Ignition; Key and Brakes. No person driving or in charge of a motor vehicle shall permit it to stand unattended without first stopping the engine, locking the ignition, removing the key and effectively setting the brake thereon and, when standing upon any grade, turning the front wheels to the curb or side of the highway. (K.S.A. 1972 Supp. 8-573a)

Sec. 92. Obstruction of Driver's View or Driving Mechanism. (a) No person shall drive a vehicle when it is so loaded, or when there are in the front seat such number of persons, exceeding three (3), as to obstruct the view of the driver to the front or sides of the vehicle or as to interfere with the driver's control over the driving mechanism of the vehicle.

(b) No passenger in a vehicle shall ride in such position as to interfere with the driver's view ahead or to the sides, or to interfere with his control over the driving mechanism of the vehicle. (K.S.A. 8-574)

Sec. 93. Coasting. (a) The driver of any motor vehicle when traveling upon a down grade shall not coast with the gears of such vehicle in neutral.

(b) The driver of a commercial motor vehicle when traveling upon a down grade shall not coast with the clutch disengaged. (K.S.A. 1972 Supp. 8-574f)

Sec. 94. Following Fire Apparatus Prohibited. The driver of any vehicle other than one on official business shall not follow any fire apparatus traveling in response to a fire alarm closer than five hundred (500) feet or drive into or park such vehicle within the block where fire apparatus has stopped in answer to a fire alarm. (K.S.A. 8-575)

Sec. 95. Crossing Fire Hose. No vehicle shall be driven over any unprotected hose of a Fire Department when laid down on any street or private driveway, to be used at any fire or alarm of fire, without the consent of the Fire Department official in command. (K.S.A. 8-576)

Sec. 96. Putting Glass, Etc., on Highway Prohibited. (a) No person shall throw or deposit upon any highway any glass bottle, glass, nails, tacks, wire, cans or any other substance likely to injure any person, animal or vehicle upon such highway.

(b) Any person who drops, or permits to be dropped or thrown, upon any highway any destructive or injurious material shall immediately remove the same or cause it to be removed.

(c) Any person removing a wrecked or damaged vehicle from a highway shall remove any glass or other injurious substance dropped upon the highway from such vehicle. (K.S.A. 8-577)

Sec. 97. Overtaking and Passing School Bus; Signs. (a) The driver of a vehicle upon a highway, when meeting or overtaking from either direction any school bus which has stopped on such highway, for the purpose of receiving or discharging any school children shall, except when such school bus is upon a controlled-access highway or is stopped in a loading zone which is part of or adjacent to such highway, and where pedestrians are not permitted to cross the roadway, stop the vehicle before reaching such school bus whenever a stop signal which meets standard requirements approved by the Highway Commission shall be displayed from such bus, and said driver shall not proceed until such school bus resumes motion, or is signaled by the bus driver to proceed or said stop signal is no longer activated. (K.S.A. 1972 Supp. 8-578)

Sec. 98. Unlawful Riding. It shall be unlawful for any person to ride on any vehicle top, hood, cab top, bumpers or fenders when the vehicle is in motion.

Sec. 99. Driving Upon Sidewalk. No person shall drive any vehicle upon a sidewalk or sidewalk area except upon a permanent or duly authorized temporary driveway. (K.S.A. 1972 Supp. 8-569a)

STANDARD TRAFFIC ORDINANCE

Sec. 100. Limitations on Backing. (a) The driver of a vehicle shall not back the same unless such movement can be made with safety and without interfering with other traffic.

(b) The driver of a vehicle shall not back the same upon any shoulder or roadway of any controlled-access highway. (K.S.A. 1972 Supp. 8-573b)

Sec. 101. Driving Through Service Stations or Private Property to Avoid Stop Signs. No person shall drive through or on the property of a gasoline service station or the service entrance of any private property adjacent to any street intersection to avoid traffic control devices.

Sec. 102. Parades and Processions. No funeral procession or parade of persons or vehicles, excepting the military forces of the United States, the military forces of the State of Kansas, or the forces of the city Police and Fire Departments, shall occupy, march or proceed along any highway until the Chief of Police shall have been notified by the person or persons in charge thereof and until the Chief shall have made provision for such purpose together with a police escort if he deems such escort necessary.

Sec. 103. Military Forces. The military forces of the United States and the state of Kansas, while on any authorized duty involving controlled movement of military convoys, critical supplies or equipment, or during any national or state emergency, shall not be restricted by traffic regulations, and shall have the right of way on any street or highway through which they may pass against all except carriers of the United States mail and other emergency vehicles. (K.S.A. 1972 Supp. 48-252a)

Sec. 104. Street Barriers. Whenever any street or alley or part thereof is closed for repair, rebuilding, construction or reconstruction and suitable warning signs and barricades, which so advise the public, are erected at all intersections of the closed street or alley with all other streets and alleys, it shall be unlawful for any person or operator without authority from the proper official to:

(1) Destroy or remove any barricade, warning sign, light or torch used to close the street or alley or warn the public of the closing.

(2) Drive on that portion of the street or alley that is closed: *Provided, however*, that nothing in this section shall be construed as prohibiting the regular

authorities of the city, state or federal government from having free access to the work at all times.

Sec. 105. Alteration of Passenger Motor Vehicles. (a) It shall be unlawful for any person to operate any passenger motor vehicle upon the public streets or highways of this city, the body of which has been altered in such a manner that the front or rear of such vehicle is raised at such an angle as to obstruct the vision of the operator of the street or highway in front or to the rear of such vehicle; or to operate a passenger motor vehicle which has been altered in such manner that either the front or rear of the vehicle shall be raised to a height of more than fifteen inches (15") from the front or rear axle of the portion of the vehicle so altered.

(b) Every person convicted of a violation of this section shall be punished by a fine of not more than five hundred dollars (\$500) or by imprisonment for not more than thirty (30) days, or by both such fine and imprisonment. (K.S.A. 1972 Supp. 8-5,105a and 8-5,105b)

Sec. 106. Soliciting Ride, Business, Employment or Guarding of Parked Vehicle. (a) No person shall stand in a roadway for the purpose of soliciting a ride, employment or business from the occupant of any vehicle.

(b) No person shall stand on or in proximity to a street or highway for the purpose of soliciting the watching or guarding of any vehicle while parked or about to be parked on a street or highway. (K.S.A. 1972 Supp. 8-557b)

Sec. 107. Opening and Closing Vehicle Doors. No person shall open the door of a motor vehicle on the side available to moving traffic unless and until it is reasonably safe to do so, and can be done without interfering with the movement of other traffic, nor shall any person leave a door open on the side of a vehicle available to moving traffic for a period of time longer than necessary to load or unload passengers. (K.S.A. 1972 Supp. 8-574d)

Sec. 108. Riding in House Trailer Prohibited. No person or persons shall occupy a house trailer while it is being moved upon a public street or highway. (K.S.A. 1972 Supp. 8-574e)

Article 13. Operation of Bicycles and Play Vehicles

Sec. 109. Traffic Laws Apply to Persons Riding

Bicycles. Every person riding a bicycle upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle by this ordinance, except as to special regulations in this article and except as to those provisions of this ordinance which by their nature can have no application.

Sec. 110. Riding on Bicycles; Seats; Riders Limited.

(a) A person propelling a bicycle shall not ride other than upon or astride a permanent and regular seat attached thereto.

(b) No bicycle shall be used to carry more persons at one time than the number for which it is designed and equipped. (K.S.A. 1972 Supp. 8-577b)

Sec. 111. Clinging to Vehicles. No person riding upon any bicycle, coaster, roller skates, sled or toy vehicle shall attach the same or himself to any vehicle upon a roadway. (K.S.A. 1972 Supp. 8-577c)

Sec. 112. Riding on Roadways and Bicycle Paths. (a) Every person operating a bicycle upon a roadway shall ride as near to the right side of the roadway as practicable, exercising due care when passing a standing vehicle or one proceeding in the same direction.

(b) Persons riding bicycles upon a roadway shall not ride more than two (2) abreast except on paths or parts of roadways set aside for the exclusive use of bicycles.

(c) Wherever a usable path for bicycles has been provided adjacent to a roadway, bicycle riders shall use such path and shall not use the roadway. (K.S.A. 1972 Supp. 8-577d)

Sec. 113. Carrying Articles. No person operating a bicycle shall carry any package, bundle or article which prevents the driver from keeping at least one hand upon the handlebars. (K.S.A. 1972 Supp. 8-577e)

Sec. 114. Lamps and Other Equipment on Bicycles. (a) Every bicycle operated upon the street or highway in the nighttime shall be equipped with a lamp on the front exhibiting a white light visible from a distance of at least five hundred (500) feet to the front and with a lamp on the rear exhibiting a red light visible from a distance of five hundred (500) feet to the rear; except that a red reflector meeting the requirements of this ordinance may be used in lieu of a rear light.

(b) Every bicycle shall be equipped with a brake

FOR KANSAS CITIES

which will enable the operator to make the braked wheels skid on dry, level, clean pavement.

(c) On and after January 1, 1974, no person shall sell a new bicycle or pedal for use on a bicycle that is not equipped with a reflector of a type approved by the Department, on each pedal of such bicycle which is visible from the front and rear of the bicycle during darkness from a distance of two hundred (200) feet. (K.S.A. 1972 Supp. 8-587 as amended)

Sec. 115. Use of Coasters, Roller Skates and Similar Devices Restricted. No person upon roller skates, or riding in or by means of any coaster, toy vehicle, or similar device, shall go upon any roadway except while crossing a street at a crosswalk and except upon streets set aside as play streets when and as authorized by ordinance of this city.

Article 14. Special Rules For Motorcycles

Sec. 116. Traffic Laws Apply to Persons Operating Motorcycles. Every person operating a motorcycle shall be subject to all of the duties applicable to the driver of any other vehicle under this ordinance, except as to special regulations in Sections 117 to 121, inclusive, and except as to those provisions of this ordinance which by their nature can have no application.

Sec. 117. Riding on Motorcycles. (a) A person operating a motorcycle shall ride only upon the permanent and regular seat attached thereto, and such operator shall not carry any other person nor shall any other person ride on a motorcycle unless such motorcycle is designed to carry more than one person, in which event a passenger may ride upon the permanent and regular seat if designed for two persons, or upon another seat firmly attached to the motorcycle at the rear or side of the operator.

(b) A person shall ride upon a motorcycle only while sitting astride the seat, facing forward, with one leg on each side of the motorcycle.

(c) No person shall operate a motorcycle while carrying any package, bundle or other article which prevents him from keeping both hands on the handlebars.

(d) No operator shall carry any person, nor shall any person ride, in a position that will interfere with the operation or control of the motorcycle or the view of the operator. (K.S.A. 1972 Supp. 8-577g)

Sec. 118. Operating Motorcycles on Roadways Laned for Traffic. (a) All motorcycles are entitled to full use

STANDARD TRAFFIC ORDINANCE

of a lane and no motor vehicle shall be driven in such a manner as to deprive any motorcycle of the full use of a lane. This subsection shall not apply to motorcycles operated two abreast in a single lane.

(b) The operator of a motorcycle shall not overtake and pass in the same lane occupied by the vehicle being overtaken.

(c) No person shall operate a motorcycle between lanes of traffic or between adjacent lines or rows of vehicles.

(d) Motorcycles shall not be operated more than two abreast in a single lane.

(e) Subsections (b) and (c) shall not apply to police officers in the performance of their official duties. (K.S.A. 1972 Supp. 8-577h)

Sec. 119. Clinging to Other Vehicles. No person riding upon a motorcycle shall attach himself or the motorcycle to any other vehicle on a roadway. (K.S.A. 1972 Supp. 8-577i)

Sec. 120. Motorcycle Footrests and Handlebars. (a) Any motorcycle carrying a passenger, other than in a side car or enclosed cab, shall be equipped with a seat and foot-rests for such passenger.

(b) No person shall operate any motorcycle with handlebars so positioned that the hands of the driver, when upon the grips are at or above his shoulder height when sitting astride the seat, with the vehicle in an upright position.

(c) Every motorcycle and every motor-driven cycle shall comply with the requirements and limitations of Sections 143, 144 and 145. (K.S.A. 1972 Supp. 8-577j as amended)

Sec. 121. Equipment for Motorcycle Operator or Rider. (a) No person shall operate or ride as a passenger on a motorcycle or motor-driven cycle unless he is wearing a crash helmet or other adequate protective headgear of a type authorized and approved by the State Highway Commission.

(b) Except when the motorcycle is equipped with a windscreen, no person shall operate a motorcycle unless he is wearing an eye-protective device of a type approved by the State Highway Commission.

(c) This section shall not apply to persons riding within an enclosed cab or to any person operating or riding any industrial or cargo-type vehicle having three

(3) wheels and commonly known as a truckster. (K.S.A. 1972 Supp. 8-577k)

Ref.: Head Lamps, Sec. 124.

Article 15. Lights, Brakes, Horns and Other Equipment

Sec. 122. Scope and Effect of Regulations. (a) It is unlawful for any person to drive or move, or for the owner to cause or knowingly permit to be driven or moved on any highway, any vehicle or combination of vehicles which is in such unsafe condition as to endanger any person, or which does not contain those parts or is not at all time equipped with such lamps and other equipment in proper condition and adjustment as required in this ordinance, or which is equipped in any manner in violation of this article, or for any person to do any act forbidden or fail to perform any act required under this article.

(b) The provisions of this ordinance with respect to equipment on vehicles shall not apply to implements of husbandry, road machinery, road rollers, or farm tractors except as herein made applicable. (K.S.A. 8-580)

Sec. 123. When Lighted Lamps Required; Visibility Distance and Mounted Height of Lamps. (a) Every motor vehicle upon a highway within this city at any time from a half hour after sunset to a half hour before sunrise, and at any other time when there is not sufficient light to render clearly discernible persons and vehicles on the highway at a distance of five hundred (500) feet ahead, shall display lighted lamps and illuminating devices as hereinafter respectively required for different classes of vehicles, subject to exceptions with respect to parked vehicles as hereinafter stated.

(b) Whenever requirement is hereinafter declared as to the distance from which certain lamps and devices shall render objects visible or within which such lamps or devices shall be visible, said provisions shall apply, during the times stated in subdivision (a) of this section in respect to a vehicle without load upon a straight, level, unlighted highway under normal atmospheric conditions unless a different time or condition is expressly stated.

(c) Whenever in this ordinance requirement is declared as to the mounted height of lamps or devices, it shall mean from the center of such lamp or device to the level ground upon which the vehicle stands when such vehicle is without a load. (K.S.A. 8-581)

Ref.: Vehicles Parked at Night, see 132.

STANDARD TRAFFIC ORDINANCE

Sec. 124. Head Lamps on Motor Vehicles. (a) Every motor vehicle other than a motorcycle or motor-driven cycle shall be equipped with at least two head lamps with at least one on each side of the front of the motor vehicle, which headlamps shall comply with the requirements and limitations set forth in this ordinance.

(b) Every motorcycle and every motor-driven cycle shall be equipped with at least one and not more than two headlamps which shall comply with the requirements and limitations of this ordinance.

(c) Every head lamp upon every motor vehicle, including every motorcycle and motor-driven cycle, shall be located at a height measured from the center of the head lamp of not more than fifty-four (54) inches nor less than twenty-one (21) inches to be measured as set forth in subsection (c) of Section 123 of this ordinance (K.S.A. 8-581), and shall not apply to vehicles mentioned in subsection (b) of Section 122 of this ordinance (K.S.A. 8-580).

(d) The provisions of subsection (c) of this section shall only apply to new motor vehicles registered in this state, and which are manufactured or assembled after July 1, 1959. (K.S.A. 8-582)

Sec. 125. Tail Lamps; New Motor Vehicles To Be Equipped With Reflectors. (a) Every motor vehicle, trailer, semitrailer, pole trailer, and any other vehicle which is being drawn at the end of a train of vehicles shall be equipped with at least one tail lamp mounted on the rear, which, when lighted as hereinbefore required, shall emit a red light plainly visible from a distance of five hundred (500) feet to the rear, but in the case of a train of vehicles, only the tail lamp on the rear-most vehicle need actually be seen from the distance specified. Every such new vehicle, other than a truck tractor, registered in this state and manufactured or assembled after July 1, 1959, shall be equipped with at least two (2) tail lamps mounted on the rear, on the same level and as widely spaced laterally as practicable, which, when lighted as herein required, shall comply with the provisions of this section. Every tail lamp upon every vehicle shall be located at a height of not more than seventy-two (72) inches, nor less than twenty (20) inches.

(b) Either a tail lamp or a separate lamp shall be so constructed and placed as to illuminate with a white light the rear registration plate and render it clearly legible from a distance of fifty (50) feet to the rear. Any tail lamp or tail lamps, together with any separate lamp for illuminating the rear registration plate, shall

FOR KANSAS CITIES

be so wired as to be lighted whenever head lamps or auxiliary driving lamps are lighted.

(c) Every new motor vehicle, other than a truck tractor, sold and operated on a highway after July 1, 1959, shall carry on the rear, either as a part of the tail lamps or separately, two red reflectors, except that every motorcycle and every motor-driven cycle shall carry at least one reflector, meeting the requirements of this section, and except that vehicles of the type mentioned in Section 126 of this ordinance (K.S.A. 8-584), shall be equipped with reflectors as required in those sections applicable thereto.

(d) Every such reflector shall be mounted upon a vehicle at a height not less than twenty (20) or more than sixty (60) inches, measured as set forth in subsection (c) of Section 123 of this ordinance (K.S.A. 8-581), and shall be of such size and characteristics and so mounted as to be visible at night from all distances within three hundred (300) feet to fifty (50) feet from such vehicle when directly in front of lawful upper beams of head lamps, except that on a commercial vehicle the reflector shall be visible from all distances within five hundred (500) feet to fifty (50) feet from such vehicle, when directly in front of lawful upper beams of head lamps; and except that visibility from a greater distance is hereinafter required of reflectors on certain types of vehicles. (K.S.A. 8-583)

Sec. 126. Additional Equipment Required on Certain Vehicles. In addition to other equipment required by this ordinance, the following new vehicles sold and operated on a highway after July 1, 1959, shall be equipped as herein stated.

(a) On every bus or truck, whatever its size, there shall be the following: on the rear, two reflectors, one at each side, and one combination tail light and stop light.

(b) On every bus or truck eighty (80) inches or more in overall width, in addition to the requirements in paragraph (a):

(1) On the front, two clearance lamps, one at each side;

(2) On the rear, two clearance lamps, one at each side;

(3) On each side, two side marker lamps, one at or near the front, and one at or near the rear; and

(4) On each side, two reflectors, one at or near the front, and one at or near the rear.

(c) On every truck tractor:

STANDARD TRAFFIC ORDINANCE

(1) On the front, two clearance lamps, one at each side; and

(2) On the rear, one combination tail light and stop light.

(d) On every Kansas licensed trailer or semitrailer having a gross weight in excess of three thousand (3,000) pounds:

(1) On the front, two clearance lamps, one at each side;

(2) On each side, two side marker lamps, one at or near the front, and one at or near the rear;

(3) On each side, two reflectors, one at or near the front, and one at or near the rear; and

(4) On the rear, two clearance lamps, one at each side, also two reflectors, one at each side and one combination tail light and stop light.

(e) On every pole trailer in excess of three thousand (3,000) pounds gross weight:

(1) On each side, one side marker lamp and one clearance lamp, which may be in combination, to show to the front, side and rear; and

(2) On the rear of the pole trailer or load, two reflectors, one at each side.

(f) On every trailer, semitrailer, or pole trailer: on the rear, two reflectors, one at each side. If any trailer or semitrailer is so loaded or is of such dimensions as to obscure the stop light on the towing vehicle, then such vehicle shall also be equipped with one tail light and one combination tail light and stop light. (K.S.A. 8-584)

Sec. 127. Color of Clearance Lamps, Side Marker Lamps, Backup Lamps and Reflectors. (a) Front clearance lamps and those marker lamps and reflectors mounted on the front or on the side near the front of a vehicle shall display or reflect an amber color.

(b) Rear clearance lamps and those marker lamps and reflectors mounted on the rear or on the sides near the rear of a vehicle shall display or reflect a red color.

(c) All lighting devices and reflectors mounted on the rear of any vehicle shall display or reflect a red color, except the stop light or other signal device, which may be red, amber or yellow, and except that the light illuminating the license plate shall be white and the light emitted by a backup lamp shall be white or amber. (K.S.A. 8-584a)

Sec. 128. Mounting of Reflectors, Clearance Lamps

FOR KANSAS CITIES

and Side Marker Lamps. (a) Reflectors when required by Section 126 (K.S.A. 8-584) shall be mounted at a height not less than twenty-four (24) inches and not higher than sixty (60) inches above the ground on which the vehicle stands, except that if the highest part of the permanent structure of the vehicle is less than twenty-four (24) inches the reflector at such point shall be mounted as high as that part of the permanent structure will permit.

The rear reflectors on a pole trailer may be mounted on each side of the bolster or load.

Any required red reflector on the rear of a vehicle may be incorporated with the tail lamp, but such reflector shall meet all the other statutory reflector requirements.

(b) Clearance lamps shall be mounted on the permanent structure of the vehicle in such a manner as to indicate its extreme width and as near the top thereof as practicable. Clearance lamps and side marker lamps may be mounted in combination, provided illumination is given as required herein with reference to both. (K.S.A. 8-584b)

Sec. 129. Visibility of Reflectors, Clearance Lamps, and Marker Lamps. (a) Every reflector upon any vehicle referred to in Section 126 of this ordinance (K.S.A. 8-584) shall be of such size and characteristics and so maintained as to be readily visible at nighttime from all distances within six hundred (600) feet to one hundred (100) feet from the vehicle when directly in front of lawful upper beams of head lamps. Reflectors required to be mounted on the sides of the vehicle shall reflect the required color of light to the sides, and those mounted on the rear shall reflect a red color to the rear.

(b) Front and rear clearance lamps shall be capable of being seen and distinguished under normal atmospheric conditions at the times lights are required at a distance of five hundred (500) feet from the front and rear, respectively, of the vehicle.

(c) Side marker lamps shall be capable of being seen and distinguished under normal atmospheric conditions at the times lights are required at a distance of five hundred (500) feet from the side of the vehicle on which mounted. (K.S.A. 8-584c)

Sec. 130. When Obstruction Lights Not Required. Whenever motor and other vehicles are operated in combination during the time that lights are required, any lamp (except tail lamps) need not be lighted which, by reason of its location on a vehicle of the combination,

STANDARD TRAFFIC ORDINANCE

would be obscured by another vehicle of the combination, but this shall not affect the requirement that lighted clearance lamps be displayed on the front of the foremost vehicles required to have clearance lamps, nor that all lights required on the rear of the rearmost vehicle of any combination shall be lighted. (K.S.A. 8-584d)

Sec. 131. Lamps or Flags on Projecting Loads. Whenever the load upon any vehicle extends more than six (6) inches beyond the sides or four (4) feet or more beyond the rear of the bed or body of such vehicle, there shall be displayed at the extreme rear end of the load, and at the extreme sides, at the times specified in Section 123 of this ordinance (K.S.A. 8-581), red lights or lanterns plainly visible from a distance of at least five hundred (500) feet to the sides and rear: *Provided*, That the total width of any vehicle or load thereon shall not exceed the limitations prescribed by K.S.A. 1972 Supp. 8-5,114. The red lights or lanterns required under this section shall be in addition to the red rear light required upon every vehicle. At any other time there shall be displayed at the extreme rear end of such load a red flag or cloth not less than twelve (12) inches square and so hung that the entire area is visible to the driver of a vehicle approaching from the rear. (K.S.A. 8-585)

Sec. 132. Lamps on Parked Vehicles. Whenever a vehicle is parked or stopped upon a roadway or shoulder adjacent thereto, whether attended or unattended during the times mentioned in Section 123 of this ordinance (K.S.A. 8-581), such vehicle shall be equipped with one or more lamps which shall exhibit a white or amber light on the roadway side visible from a distance of five hundred (500) feet to the front of such vehicle and a red light visible from a distance of five hundred (500) feet to the rear, except that no lights need be displayed upon any such vehicle when stopped or parked in accordance with local parking regulations upon a highway where there is sufficient light to reveal any person or object within a distance of five hundred (500) feet upon such highway. Any lighted head lamps upon a parked vehicle shall be depressed or dimmed. (K.S.A. 8-586)

Sec. 133. Lamps on Other Vehicles and Equipment. All vehicles, including animal-drawn vehicles and including those referred to in Section 122 of this ordinance (K.S.A. 8-580) not hereinbefore specifically required to be equipped with lamps, shall at the times specified in Section 123 of this ordinance (K.S.A. 8-581) hereof be equipped with at least one (1) lighted lamp or lantern

exhibiting a white light visible from a distance of five hundred (500) feet to the front of such vehicle and with a lamp or lantern exhibiting a red light visible from a distance of five hundred (500) feet to the rear. (K.S.A. 8-588)

Sec. 134. Spot Lamps and Auxiliary Lamps. (a) **Spot Lamps.** (1) Any motor vehicle may be equipped with not to exceed one spot lamp, and every lighted spot lamp shall be so aimed and used upon approaching another vehicle that no part of the high intensity portion of the beam will be directed to the left of the prolongation of the extreme left side of the vehicle nor more than one hundred (100) feet ahead of the vehicle. (2) Motor vehicles used in repairing and servicing of property of public utilities may be equipped with more than one spot lamp, but such vehicles shall not be driven or moved on the highways with more than one spot lamp lighted; and when a spot lamp is lighted on such motor vehicle it shall be in compliance with the provisions of this section.

(b) **Auxiliary Driving Lamps.** Any motor vehicle may be equipped with not to exceed two (2) auxiliary driving lamps mounted on the front at a height not less than sixteen (16) inches nor more than forty-two (42) inches above the level surface upon which the vehicle stands. The provisions of Section 137 of this ordinance (K.S.A. 8-592) shall apply to any combination of head lamps and auxiliary driving lamps.

(c) **Auxiliary Passing Lamps.** Any motor vehicle may be equipped with not to exceed two (2) auxiliary passing lamps mounted on the front at a height not less than twenty-four (24) inches nor more than forty-two (42) inches above the level surface upon which the vehicle stands. The provisions of Section 137 of this ordinance (K.S.A. 8-592) shall apply to any combination of head lamps and auxiliary passing lamps.

(d) **Fog Lamps.** Any motor vehicle may be equipped with not to exceed two (2) fog lamps mounted on the front at a height not less than twelve (12) inches nor more than thirty (30) inches above the level surface upon which the vehicle stands, and so aimed that when the vehicle is not loaded none of the high-intensity portion of the light to the left of the center of the vehicle shall at a distance of twenty-five (25) feet ahead project higher than a level of four (4) inches below the level of the center of the lamp from which it comes. Lighted fog lamps meeting the above requirements may be used with lower head-lamp beams as specified in subsection (b) of Section 137 of this ordinance (K.S.A. 8-592). (K.S.A. 8-589)

STANDARD TRAFFIC ORDINANCE

Sec. 135. Signal Lamps and Signal Devices. (a) Any vehicle may be equipped and when required under this ordinance shall be equipped with a stop lamp or stop lamps on the rear which shall display a red or amber light, or any shade of color between red and amber, visible from a distance of not less than three hundred (300) feet to the rear in normal sunlight, and which shall be actuated upon application of the service (foot) brake, and which may but need not be incorporated with one (1) or more other rear lamps.

(b) Any vehicle may be equipped and when required under this ordinance shall be equipped with electric turn signals which shall indicate an intention to turn by flashing lights showing to the front and rear of a vehicle or on a combination of vehicles on the side of the vehicle or combination toward which the turn is to be made. The lamps showing to the front shall be mounted on the same level and as widely spaced laterally as practicable and, when signaling, shall emit amber light, except that on any vehicle manufactured prior to July 1, 1973, the lamps showing to the front may emit white or amber light, or any shade of light between white and amber. The lamps showing to the rear shall be mounted on the same level and as widely spaced laterally as practicable, and, when signaling, shall emit a red or amber light. Turn signal lamps shall be visible from a distance of not less than five hundred (500) feet to the front and rear in normal sunlight. Turn signal lamps may but need not be incorporated in other lamps on the vehicle.

(c) On and after December 1, 1959, every new motor vehicle, other than a motorcycle or motor-driven cycle, sold within this state shall be equipped with turn signals meeting the requirements of subsection (b).

(d) Except as otherwise provided in subsection (g) of this section, after December 31, 1971, every motor vehicle, trailer, semitrailer, and pole trailer shall be equipped with two (2) or more stop lamps meeting the requirements of subsection (a).

(e) Except as otherwise provided in subsection (h) of this section, after December 31, 1971, every motor vehicle, trailer, semitrailer, and pole trailer shall be equipped with electric turn signal lamps meeting the requirements of subsection (b).

(f) Passenger cars and trucks less than eighty (80) inches in width, manufactured or assembled prior to January 1, 1953, need not have more than one (1) stop lamp meeting the requirements of subsection (a) and

such vehicles need not be equipped with electric turn signals.

(g) Every motorcycle and motor-driven cycle shall be equipped with at least one (1) stop lamp meeting the requirements of subsection (a).

(h) Every motorcycle manufactured after January 1, 1973, shall be equipped with electric turn signals meeting the requirements of subsection (b). Motor-driven cycles may, but need not be equipped with electric turn signals. (K.S.A. 8-590 and 8-590(a) as amended)

Sec. 136. Additional Lighting Equipment. (a) Any motor vehicle may be equipped with not more than two (2) side cowl or fender lamps which shall emit an amber or white light without glare.

(b) Any motor vehicle may be equipped with not more than one running board courtesy lamp on each side thereof, which shall emit a white or amber light without glare.

(c) Any motor vehicle may be equipped with one (1) or more back-up lamps, either separately or in combination with other lamps, but any such back-up lamp or lamps shall not be lighted when the motor vehicle is in forward motion.

(d) Any commercial vehicle eighty (80) inches or more in overall width may be equipped with not more than three (3) identification lamps showing to the front which shall emit an amber light without glare, and not more than three (3) identification lamps showing to the rear which shall emit a red light without glare. Such lamps shall be placed in a row, and may be mounted either horizontally or vertically. (K.S.A. 1972 Supp. 8-591)

Sec. 137. Multiple-Beam Road Lighting Equipment. Except as hereinafter provided, the head lamps, or the auxiliary driving lamps or the auxiliary passing lamp or combination thereof, on motor vehicles other than motorcycles or motor-driven cycles shall be so arranged that the driver may select at will between distribution of light projected to different elevations, and such lamps may, in addition, be so arranged that such selection can be made automatically, subject to the following limitations:

(a) There shall be an uppermost distribution of light, or composite beam, so aimed and of such intensity as to reveal persons and vehicles at a distance of at least

STANDARD TRAFFIC ORDINANCE

three hundred fifty (350) feet ahead for all conditions of loading.

(b) There shall be a lowermost distribution of light, or composite beam, so aimed and of sufficient intensity to reveal persons and vehicles at a distance of at least one hundred (100) feet ahead; and on a straight level road under any condition of loading none of the high-intensity portion of the beam shall be directed to strike the eyes of an approaching driver.

(c) Every new motor vehicle, other than a motorcycle or motor-driven cycle, registered in this state after January 1, 1956, which has multiple-beam road lighting equipment shall be equipped with a beam indicator, which shall be lighted whenever the uppermost distribution of light from the head lamps is in use, and shall not otherwise be lighted. Said indicator shall be so designed and located that when lighted it will be readily visible without glare to the driver of the vehicle so equipped. (K.S.A. 8-592)

Sec. 138. Use of Multiple-Beam Road-Lighting Equipment. (a) Whenever a motor vehicle is being operated on a roadway or shoulder adjacent thereto during the times specified in Section 123 of this ordinance (K.S.A. 8-581), the driver shall use a distribution of light, or composite beam, directed high enough and of sufficient intensity to reveal persons and vehicles at a safe distance in advance of the vehicle, subject to the following requirements and limitations.

(b) Whenever a driver of a vehicle approaches an oncoming vehicle within five hundred (500) feet, such driver shall use a distribution of light, or composite beam, so aimed that the glaring rays are not projected into the eyes of the oncoming driver. The lowermost distribution of light, or composite beam, specified in paragraph (b) of Section 137 of this ordinance (K.S.A. 8-592), shall be deemed to avoid glare at all times, regardless of road contour and loading.

(c) Whenever the driver of a vehicle follows another vehicle within two hundred (200) feet to the rear, except when engaged in the act of overtaking and passing, such driver shall use a distribution of light permissible under this ordinance other than the uppermost distribution of light specified in paragraph (a) of Section 137 of this ordinance. (K.S.A. 8-592, K.S.A. 8-593)

Sec. 139. Number of Driving Lamps Required or Permitted. (a) At all times specified in Section 123 of this ordinance (K.S.A. 8-581), at least two (2) lighted

lamps shall be displayed, one on each side at the front of every motor vehicle except when such vehicle is parked subject to the regulations governing lights on parked vehicles.

(b) Whenever a motor vehicle equipped with head lamps as herein required is also equipped with any auxiliary lamps or a spot lamp or any other lamp on the front thereof projecting a beam of an intensity greater than three hundred (300) candlepower, not more than a total of four (4) of any such lamps on the front of a vehicle shall be lighted at any one time when upon a highway. (K.S.A. 8-596)

Sec. 140. Special Restrictions on Lamps. (a) Any lighted lamps or illuminating device upon a motor vehicle other than head lamps, spot lamps, auxiliary lamps, flashing turn signals, emergency vehicle warning lamps, and school bus warning lamps which project a beam of light of an intensity greater than three hundred (300) candlepower shall be so directed that no part of the high intensity portion of the beam will strike the level of the roadway on which the vehicle stands at a distance of more than seventy-five (75) feet from the vehicle.

(b) No person shall drive or move any vehicle or equipment upon any highway with any lamp or device thereon displaying a red light visible from directly in front thereof. This section shall not apply to any vehicles upon which a red light visible from the front is expressly authorized or required by state law and this ordinance, and any such emergency vehicle may be operated either with two (2) alternating flashing lights or a flashing dome light.

(c) Flashing lights are prohibited on motor vehicles, except on an authorized emergency vehicle, school bus, snow-removal equipment, and maintenance equipment, or on any vehicle as a means of indicating a right or left turn or the presence of a vehicular traffic hazard requiring unusual care in approaching, overtaking, or passing. Such authorized emergency vehicles shall use a red flashing light, and all other flashing lights, except those indicating a right or left turn, shall be amber lights. (K.S.A. 8-597)

Sec. 141. Standards for Lights on Snow-Removal Equipment. It shall be unlawful to operate any snow-removal and other highway maintenance and service equipment on any highway unless the lamps thereon comply with and are lighted when and as required by the standards and specifications adopted by the Commission. (K.S.A. 1972 Supp. 8-597a)

STANDARD TRAFFIC ORDINANCE

Sec. 142. Brakes. (a) Brake Equipment Required. (1) Every motor vehicle or combination of vehicles other than a motorcycle, when operated upon a highway, shall be equipped with brakes adequate to control the movement of and to stop and hold such vehicle or combination of vehicles, including two separate means of applying the brakes, each of which means shall be effective to apply the brakes to at least two wheels. If these two separate means of applying the brakes are connected in any way, they shall be so constructed that failure to any one part of the operating mechanism shall not leave the motor vehicle without brakes on at least two wheels.

(2) Every motorcycle, and bicycle with motor attached, when operated upon a highway shall be equipped with at least one brake, which may be operated by hand or foot.

(b) Performance Ability of Brakes. (1) The service brakes upon any motor vehicle or combination of vehicles shall be adequate to stop such vehicle or vehicles when traveling twenty (20) miles per hour within a distance of thirty (30) feet when upon dry asphalt or concrete pavement surface free from loose material where the grade does not exceed one per cent (1%).

(2) Under the above conditions the hand brake shall be adequate to stop such vehicle or vehicles within a distance of fifty-five (55) feet and said hand brake shall be adequate to hold such vehicle or vehicles stationary on any grade upon which operated.

(3) Under the above conditions the service brakes upon a motor vehicle equipped with two-wheel brakes only, and when permitted hereunder, shall be adequate to stop the vehicle within a distance of forty (40) feet and the hand brake adequate to stop the vehicle within a distance of fifty-five (55) feet.

(4) All braking distances specified in this section shall apply to all vehicles mentioned, whether such vehicles are not loaded or are loaded to the maximum capacity permitted under the state law.

(5) All brakes shall be maintained in good working order and shall be so adjusted as to operate as equally as practicable with respect to the wheels or opposite sides of the vehicles. (K.S.A. 1972 Supp. 8-5,101)

Sec. 143. Horns and Warning Devices. (a) Every motor vehicle when operated upon a highway shall be equipped with a horn in good working order and capable of emitting sound audible under normal conditions from a distance of not less than two hundred (200) feet, but no horn or other warning device shall emit an unreason-

ably loud or harsh sound or a whistle. The driver of a motor vehicle shall when reasonably necessary to insure safe operation give audible warning with his horn, but shall not otherwise use such horn when upon a highway.

(b) No vehicle shall be equipped with nor shall any person use upon a vehicle any siren or bell, except as otherwise permitted in this section.

(c) Any authorized emergency vehicle shall, in addition to any other equipment and distinctive marking required by state law, be equipped with a siren, whistle, or bell, capable of emitting sound audible under normal conditions from a distance of not less than five hundred (500) feet and of a type approved by the department, but such siren shall not be used except when such vehicle is operated in response to but not returning from an emergency call or in the immediate pursuit of an actual or suspected violator of the law, in which said latter events the driver of such vehicle shall sound said siren when necessary to warn pedestrians and other drivers of the approach thereof. (K.S.A. 8-5,102)

Sec. 144. Muffler Requirements. (a) Every motor vehicle shall at all times be equipped with a muffler in good working order and in constant operation to prevent excessive or unusual noise and annoying smoke, and no person shall use a muffler cutout, bypass or similar device upon a motor vehicle on a highway.

(b) The engine and power mechanism of every motor vehicle shall be so equipped and adjusted as to prevent the escape of excessive fumes or smoke. (K.S.A. 8-5,103)

Sec. 145. Mirrors. Every motor vehicle, operated singly or when towing any other vehicle, shall be equipped with a mirror so located as to reflect to the driver a view of the highway for a distance of at least two hundred (200) feet to the rear of such motor vehicle. (K.S.A. 1972 Supp. 8-5,104)

Sec. 146. Windshields Must Be Unobstructed and Equipped With Wipers. (a) No person shall drive any motor vehicle with any sign, poster or other nontransparent material upon the front windshield, sidewings, side or rear windows of such vehicle other than a certificate or other paper required to be so displayed by law.

(b) The windshield on every motor vehicle shall be equipped with a device for cleaning rain, snow or other moisture from the windshield, which device shall be so constructed as to be controlled or operated by the driver of the vehicle. (K.S.A. 8-5,105)

STANDARD TRAFFIC ORDINANCE

(c) Every windshield wiper upon a motor vehicle shall be maintained in good working order.

Sec. 147. Restrictions as to Tire Equipment. (a) Every solid rubber tire on a vehicle shall have rubber on its entire traction surface at least one inch thick above the edge of the flange of the entire periphery.

(b) No person shall operate or move on any highway any motor vehicle, trailer, or semitrailer having any metal tire in contact with the roadway.

(c) No tire on a vehicle moved on a highway shall have on its periphery any block, stud, flange, cleat, or spike or any other protuberances of any material other than rubber which projects beyond the tread of the traction surface of the tire, except that it shall be permissible to use farm machinery with tires having protuberances which will not injure the highway, and except that it shall be permissible to use tire chains of reasonable proportions upon any vehicle when required for safety because of snow, ice, or other conditions tending to cause a vehicle to skid, and except that the state highway commission is authorized to approve tires with metallic or nonmetallic studs which will not injure the highway and to issue and enforce regulations establishing standards and specifications for the approval of such studs.

(d) The governing body may, in its discretion, issue special permits authorizing the operation upon a highway of traction engines or tractors having movable tracks with transverse corrugations upon the periphery of such movable tracks or farm tractors or other farm machinery, the operation of which upon a highway would otherwise be prohibited under this ordinance. (K.S.A. 1972 Supp. 8-5,106)

Sec. 148. Spilling Loads on Highways Prohibited. (a) No vehicle shall be driven or moved on any highway unless such vehicle is so constructed or loaded as to prevent any of its load from dropping, sifting, leaking or otherwise escaping therefrom, except that sand may be dropped for the purpose of securing traction, or water or other substance may be sprinkled on a roadway in cleaning or maintaining such roadway.

(b) No person shall operate on any highway any vehicle with any load unless said load and any covering thereon is securely fastened so as to prevent said covering or load from becoming loose, detached or in any manner a hazard to other users of the highway. (K.S.A. 1972 Supp. 8-5,117)

Sec. 149. Trailers and Towed Vehicles; Drawbar Con-

nections and Safety Hitch. (a) When one vehicle is towing another the drawbar or other connection shall be of sufficient strength to pull, stop and hold all weight towed thereby.

(b) In addition to the drawbar connections between any two such vehicles there shall be provided an adequate safety hitch.

(c) When one vehicle is towing another and the connection consists of a chain, rope or cable, there shall be displayed upon such connection a white flag or cloth not less than twelve (12) inches square. (K.S.A. 1972 Supp. 8-5,118)

Article 16. Driver's License and Vehicle Tags

Sec. 150. Driver's License. No person, except one expressly exempt by law, shall drive or operate any motor vehicle upon any highway in this city unless such person has a valid license as an operator or chauffeur as required by the laws of Kansas. (K.S.A. 1972 Supp. 8-235)

Sec. 151. Driving While License Canceled, Suspended or Revoked; Penalty. Any person who drives a motor vehicle on any public highway of this city at a time when his privilege so to do is canceled, suspended or revoked shall upon conviction be punished by imprisonment for not more than six (6) months and there may be imposed in addition thereto a fine of not more than five hundred dollars (\$500): *Provided*, That every person convicted under this section shall be sentenced to at least five (5) days imprisonment and upon a second such conviction shall not be eligible for parole until completion of five (5) days imprisonment. (K.S.A. 1972 Supp. 8-262)

Sec. 152. Unauthorized Operator. No person shall authorize or knowingly permit a motor vehicle owned by him or under his control to be driven upon any highway by any person who has no legal right to do so, or who does not have a valid operator's, special chauffeur's or chauffeur's license issued under the provisions of the laws of the State of Kansas. (K.S.A. 8-260)

Sec. 153. Unauthorized Minors. No person shall cause or knowingly permit his child or ward under the age of eighteen (18) years to drive a motor vehicle upon any highway when such minor person is not authorized under the laws of Kansas to drive a vehicle. (K.S.A. 8-263)

Sec. 154. Vehicle License; Illegal Tags. (a) No person

STANDARD TRAFFIC ORDINANCE

shall operate or drive any motor vehicle upon a street or highway within this city unless such vehicle carries the currently effective license or registered number plate or plates provided by the laws of Kansas and issued to the owner of any such vehicle to be displayed on the vehicle registered.

(b) No person or persons shall remove, conceal, alter, mark or deface the license number plate or plates or any other mark of identification upon any vehicle. License plates shall be kept clean and they shall be placed on all vehicles within the city as required by law so as to be plainly legible.

(c) No person shall carry or display a registered number plate or plates upon any vehicle not lawfully issued for such vehicle. (K.S.A. 1972 Supp. 8-142)

Article 17. Penalties Generally

Sec. 155. Penalties. (a) It is unlawful for any person to violate any of the provisions of this ordinance.

(b) Every person convicted of a violation of any of the provisions of this ordinance for which another penalty is not provided shall for first conviction thereof be punished by a fine of not more than one hundred dollars (\$100) or by imprisonment for not more than ten (10) days; for a second such conviction within one year thereafter such person shall be punished by a fine of not more than two hundred dollars (\$200) or by imprisonment for not more than twenty (20) days or by both such fine and imprisonment; upon a third or subsequent conviction within one year after the first conviction such person shall be punished by a fine of not more than five hundred dollars (\$500) or by imprisonment for not more than six (6) months or by both such fine and imprisonment. (K.S.A. 8-5,125)

Sec. 156. Parties to a Violation. Every person who commits, attempts to commit, conspires to commit, or aids or abets in the commission of, any act declared herein to be unlawful, whether individually or in connection with one or more other persons or as principal, agent or accessory, shall be guilty of such offense, and every person who falsely, fraudulently, forcibly, or wilfully induces, causes, coerces, requires, permits or directs another to violate any provision of this ordinance is likewise guilty of such offense. (K.S.A. 8-5,126)

Sec. 157. Offenses by Persons Owning or Controlling Vehicles. It is unlawful for the owner, or any other person, employing or otherwise directing the driver of any vehicle, to require or knowingly to permit the operation

of such vehicle upon a highway in any manner contrary to this ordinance. (K.S.A. 8-5,127)

Article 18. Separability

Sec. 158. Separability. If any part or parts of this ordinance shall be held to be invalid, such invalidity shall not affect the validity of the remaining parts of this ordinance. The governing body hereby declares that it would have passed the remaining parts of this ordinance if it had known that such part or parts thereof would be declared invalid.

APPENDIX

Statutes Affecting or Limiting Powers of Cities

K. S. A. 1972 8-161 as amended.

Disabled Veteran's Exemption. Exemption from parking fees and time limitations on parking for certain disabled veterans.

K. S. A. 1972 Supp. 8-235.

Licenses Required; City License, When. Provides that cities may require licenses of persons driving taxicabs or municipally franchised transit systems.

K. S. A. 8-237.

Persons to Whom License Not Issued. City may by ordinance request vehicle department not to issue license to minor under age 16 except upon showing of necessity.

K. S. A. 8-253.

Duty of Municipal Court to Report Convictions; Endorsing and Forwarding License to State Department; Forms To Be Used.

K. S. A. 1972 Supp. 8-284 et seq. as amended.

Habitual Traffic Violator.

K. S. A. 8-507.

Provisions of Traffic Act Uniform. Provides that no city shall enact or enforce any rule or regulation in conflict with provisions of the State Act.

K. S. A. 8-508.

Powers of Cities Generally. Section lists a number of specific areas in which cities may regulate traffic and vehicles.

K. S. A. 8-512.

Traffic Control Devices—Placing and Maintenance. Provides for the placing and maintenance of traffic control devices on city streets. Approval of State Highway Commission required upon highway connecting links.

K. S. A. 8-533.

Speed Limits—City Authority to Change from Statutory Limits. City may on basis of engineering and traffic investigation fix limit on a street which may be greater or less than that fixed by state law. State Highway Commission must approve limit on connecting link.

K. S. A. 1972 Supp. 8-5,122 as amended.

Permits for Excess Size and Weight. City may in its

FOR KANSAS CITIES

discretion upon proper application issue permit to operate or move vehicle over city streets of a size or weight exceeding maximum specified in state act. State connecting link not included.

K. S. A. 8-5,123.

Use of Street or Bridge—City Authority to Restrict. City authorized by ordinance to prohibit operation of vehicles or impose restrictions as to weight of vehicles upon designated street for not to exceed 90 days. City may by ordinance prohibit operation of trucks or other commercial vehicles or limit weight on designated streets (except connecting link unless approved alternate route provided). City may fix limit on weight of vehicles which may use bridges.

K. S. A. 1972 Supp. 8-5,123a.

Restrictions on Use of Controlled Access Facilities. Cities may by ordinance prohibit the use of such facilities by class or kind of traffic found to be incompatible with normal and safe flow of traffic.

K. S. A. 1972 Supp. 8-5,131.

Duty to Report Conviction or Forfeiture of Bail or Appearance Bond; Forms To Be Used.

K. S. A. 1972 Supp. 8-1102.

Motor Vehicles Abandoned on Highway; Removal by Public Agency, When; Storage; Notice; Sale of Vehicle at Public Auction.

K. S. A. 1972 Supp. 38-802.

Juvenile—"Traffic Offender" Defined.

K. S. A. 1972 Supp. 38-806.

Jurisdiction Over Minors—Generally.

K. S. A. 1972 Supp. 38-815.

Minors—Duties of Police Officers; Duty of Municipal Judge to Refer Case; Fingerprints and Photographs; Records.

House Bill No. 1328, 1973 Legislature.

Regulation of Traffic on School Grounds.

STANDARD TRAFFIC ORDINANCE

INDEX

to

Standard Traffic Ordinance for Kansas Cities

(Figures refer to section numbers)

A

Section

ACCIDENTS

Aid To Be Rendered by Driver	24
Driver Involved, Stop or Return	22, 23
False Reports, Penalty	30
Fixtures, Striking	26
Information Given by Driver	24
Occupant's Duty When Driver Cannot Report ..	27, 28
Report, Form of	29
Report to Police Department	27
Unattended Vehicle or Other Property	25

ADVERTISING, COMMERCIAL	17
-------------------------------	----

ALLEYS

Defined	1
Emerging from, Stop	74
Turning, into or from	44
Parking in	83

ALTERATION OF VEHICLE	105
-----------------------------	-----

ANIMALS, RIDERS OR DRIVERS OBEY

REGULATIONS	11
-------------------	----

AUTHORIZED EMERGENCY VEHICLE,

DEFINED	1
---------------	---

B

BACKING, LIMITATIONS ON	100
-------------------------------	-----

BICYCLES

Brake Required	114
Carrying Articles Prohibited	113
Clinging to Vehicles	111
Defined	1
Lamps On	114
Passing	112
Paths, Use of	112
Pedal Reflectors	114
Permanent Seat Required	110
Riders Limited	110
Riders Obey Regulations	109
Riding Abreast Prohibited	112
Right Side of Street, Ride Near	112

BLIND, CANES OR DOGS	66, 67
----------------------------	--------

BLIND, DUTIES OF DRIVERS TOWARD	67
---------------------------------------	----

FOR KANSAS CITIES

BRAKES, REQUIREMENTS	142
BRAKES SET ON GRADE	91
BRIDGE, PARKING ON	76
BUILDING, EMERGING FROM, STOP	74
BUSINESS DISTRICT, DEFINED	1
BUS, DEFINED	1
BUS ZONES	90

C

CANS, THROWING ON HIGHWAY	96
CAR TAG REQUIRED	154
CARAVANS	47
CARELESS DRIVING	33
CHAUFFEUR, DEFINED	1
CHIEF OF POLICE	
Defined	1
Crosswalk Designation	19
Hazardous or Congested Places, Signs	86
Intersections, Turn Determination	49
Narrow Streets, "No Parking" Signs	82
Parades and Processions, Notified of	102
Play Streets, Declaring	20
Regulations by	3
School Zone, "No Parking" Signs	85
Traffic Lanes, Designation	21
CLINGING TO MOVING VEHICLE	111
COASTING	93
COMMERCIAL ADVERTISING	17
COMMISSION, DEFINED	1
COMPLAINT, REQUIREMENT ON SPEED	35
CONTROLLED-ACCESS HIGHWAY, DEFINED	1
CROSSWALKS	
Defined	1
Designation	19
Standing Vehicle on, Prohibited	77
CURVES, TURNS ON	51

D

"DAYTIME" FOR DRIVING	35
DEFINITIONS	1
DEPARTMENT, DEFINED	1
DOORS, OPENING AND CLOSING	107
DOUBLE PARKING, DEFINED	1
DRAW RACING PROHIBITED	34
DRAWBAR CONNECTIONS	149
DRIVEAWAY-TOWAWAY OPERATION,	
DEFINED	1
DRIVERS	
Defined	1
Emergency Vehicle Duties	9

STANDARD TRAFFIC ORDINANCE

DRIVERS (Continued)

License Required	150, 151
View Unobstructed	92

DRIVEWAYS

Defined	1
Emerging from, Stop	74
Entering from	58
Parking in, Prohibited	77

DRIVING RULES

Buses, Distance Between	47
Caravans	47
Careless	33
Center Lines	43
Coasting	93
Curves, Turns on	51
Divided Highways	41
Driveway, Entering from	58
Emergency Vehicles, Approach of	59
Following Too Closely	47
Funeral Processions	47
Grades, Turns on	51
Intersections, Right of Way at	55
Laned Roadways	46
Left Turns	44, 48, 56
Left Turns at Intersection	56
Motorcades	47
Meeting	42
No Passing Zones	44
One-Way Streets	45
Overtaking on Left	39, 43
Overtaking on Right	40
Parked Vehicle, Starting	52
Private Road, Entering from	58
Right of Way at Intersections	55
Right Side of Roadway, Exceptions	38
Right Turns	14, 48, 49
Rotary Traffic Islands	45
Safety Zone, Not to Drive Through	60
Signals for Stopping	53
Signals for Turns	53, 54
Slow Driving, Laned Streets	46
Starting Parked Vehicle	52
Stop Intersection, Entering	57
Temporary Turn Sign	49
Trucks, Distance Between	47
Turn Intersections, Chief of Police	49
Turns at Intersections	48, 56
Turns, Signals Required	53, 54
U Turns, Where Prohibited	50
Vehicles Proceeding in Opposite Directions	42
Yield Intersection, Entering	57

FOR KANSAS CITIES

DRIVING WITHOUT LICENSE	150, 151
DRUNKEN DRIVING	31
DRUGS, DRIVING UNDER INFLUENCE OF	31
DWI; SUSPENSION OR REVOCATION OF LICENSE	31

E

EMERGENCY REGULATIONS	3
EMERGENCY VEHICLES	
Duty of Driver	9
Operation of Others on Approach of	59
Pursuit of Law Violator	9
Responding to Emergency Call	9
Responding to Fire Alarm	9
Signals Given by	59
Signals, Giving	9
Sirens, Whistles, Bells	143
Speed	37
Speed Limits, Exceeding	9
Stop Signs, Disregarding	9
Traffic-Control Device, Disregarding	13
Vehicles Working on Streets	10
EMPLOYEES OF GOVERNMENTS TO OBEY	8
EXCAVATION IN STREET, PARKING NEAR	77
EXPERIMENTAL REGULATIONS	3
EXPLOSIVES, DEFINED	1

F

FARM TRACTOR, DEFINED	1
FARM MACHINERY ON PARKING	84
FIRE ALARM, RESPONDING TO	9
FIRE APPARATUS, FOLLOWING	94
FIRE HOSE, CROSSING	95
FIRE HYDRANT, PARKING NEAR	77
FIXTURES ON HIGHWAY, STRIKING	26
FLAGS ON PROJECTING LOADS	131
FLAMMABLE LIQUID CARRIERS STOP AT RAILROAD CROSSINGS	71
FLAMMABLE LIQUID, DEFINED	1
FLEEING OR ATTEMPTING TO ELUDE POLICE OFFICER	7
FOG LIGHTS	134
FRONT SEAT, NUMBER IN	92
FUNERAL PROCESSIONS, SLOW DRIVING	47

G

GLASS, ETC.	
Cleaning Up after Wreck	96
Throwing on Highway	96

STANDARD TRAFFIC ORDINANCE

GOVERNING BODY, DEFINED	1
GRADES, TURNS ON	51
GREEN LIGHT	14
GROSS WEIGHT, DEFINED	1

H

HIGHWAY, STREET OR, DEFINED	1
HOOD, BUMPER, ETC., RIDING ON	98
HORNS AND WARNING DEVICES	143
HOUSE TRAILER, DEFINED	1
Riding in Prohibited	108

I

IGNITION TO BE LOCKED	91
IMPLEMENT OF HUSBANDRY, DEFINED	1
INTERSECTIONS	
Defined	1
Right of Way at	55
Stop, Entering	57
Stop or Yield	73
Turning Left	56
Yield, Entering	57
INTOXICATING LIQUOR, DRIVING UNDER	
INFLUENCE OF	31

J

JAYWALKING	63
------------------	----

K

"KEEP OUR HIGHWAYS CLEAN"	148
KEY NOT TO BE LEFT IN PARKED VEHICLE	91

L

LAMPS (See also Lights)	
Auxiliary	134
Backup	136
Bicycles	114
Color of Clearance Lamps, Side Marker Lamps,	
Backup Lamps and Reflectors	127
Cowl	136
Fender	136
Fog	134
Headlamps	124
Heights of	123, 124

FOR KANSAS CITIES

LAMPS (Continued)

Highway Maintenance and Service Equipment	141
Horse Drawn Vehicles	133
Identification on Commercial Vehicles	136
Mounting of Reflectors, Clearance Lamps and Side Marker Lamps	128
Multiple Beam	137, 138
Obstruction Lights Not Required, When	130
Parked Vehicles, Lamps on	132
Projecting Loads, Lamps or Flags	131
Reflectors	125
Signal	135
Signal Devices	135
Special, Certain Vehicles	126
Special Restrictions	140
Spot Lamps	134
Tail Lamps	125
Visibility of Reflectors, Clearance Lamps and Marker Lamps	129
LANE DIRECTION CONTROL SIGNAL	16
LANED ROADWAY, DEFINED	1
LANED ROADWAYS, DRIVING ON	46
LANES FOR TRAFFIC	21
LEFT TURNS	48, 49
LICENSE OR LICENSE TO OPERATE A MOTOR VEHICLE, DEFINED	1
LICENSE, SUSPENSION OR REVOCATION FOR DWI	31
LIGHTS (See also Lamps)	
Additional Lighting Equipment	136
Auxiliary	134
Bicycles	114
Fog	134
Headlamps; When Required	124
Multiple Beam	137, 138
Number Required	139
Parked Vehicles	132
Projecting Loads	131
Signal	135
Signal Devices	135
Snow Removal Equipment	141
Special, Certain Vehicles	126
Spot Lights	134
Visibility of Reflectors, Etc.	129
LIQUOR, INTOXICATING, DRIVING UNDER INFLUENCE OF	31
LITTERBUGS	148
LOAD COVER REQUIRED	148

M

METAL TIRES PROHIBITED	147
------------------------	-----

STANDARD TRAFFIC ORDINANCE

METAL TIRE, DEFINED	1
MILITARY FORCES, EXEMPTIONS	103
MINORS	153
MIRRORS	145
MOTORCADES	47
MOTORCYCLES	
Application of Traffic Laws	116
Clinging to Vehicles	119
Crash Helmets or Headgear Required	121
Defined	1
Electric Turn Signals	135
Eye-protective device	121
Footrests	120
Handlebars	120
Lane, Use of Full Width	118
Number in Single Lane	118
Passenger Seat	117
Passing Restrictions, Special	118
Permanent Seat Required	117
Side Saddle Riding Prohibited	117
Stop Lamps	135
MOTOR-DRIVEN CYCLE, DEFINED	1
MOTOR VEHICLES, DEFINED	1
MUFFLERS	144

N

NONRESIDENT, DEFINED	1
NONRESIDENT'S OPERATING PRIVILEGE, DEFINED	1
NO PASSING ZONES	44
Turning Left Into or From Alley, Private Road or Driveway	44

O

OBEDIENCE TO ORDINANCE REQUIRED	5
OBSTRUCTION OF DRIVER'S VIEW	92
ONE-WAY STREETS, DRIVING ON	45
OPERATOR, DEFINED	1
ORDINANCE, SCOPE OF	2
OWNER, DEFINED	1

P

PARADES	102
PARK OR PARKING, DEFINED	1
PARKING (See also Standing and Stopping)	
Alley	83
Angle, When Permitted	78
Blocking Traffic	81
Brakes Set on Grade	91
Commercial Vehicles	89

FOR KANSAS CITIES

PARKING (Continued)

Defined	1
Delivery Vehicles, Back to Curb in Parallel	
Zone, When	89
Disabled Vehicles	84
Displaying for Sale, Prohibited	79
Double, Prohibited	77
Hazardous Places	86
Ignition To Be Locked, When	91
Key Not To Be Left in Parked Vehicle	91
Lights on Parked Vehicles	132
Limited Time Parking	88
Narrow Streets	82
"No Parking" Signs	87
Open Door; Traffic Interference	107
Outside Business or Residence District	75
Parallel, Where Required	78
Passengers, Loading or Unloading	90
Removal of Illegally Parked Vehicles	76
School Zones	85
Special Zones	90
Specified Places, Prohibited	77
Stalls, Required in	80
Time Parking	88
Vehicles on Parking	84
Washing, Greasing or Repairing, for	79
PARKED VEHICLE, STARTING	52
PARTIES TO VIOLATION	156
PASSENGER CAR, DEFINED	1
PASSENGERS, STOPPING TO UNLOAD	90
PEDESTRIANS	
Blind, Use of Canes or Dogs	66, 67
Canes of Blind or Incapacitated Persons	66
Control Signals	62
Crossing at Other Than Crosswalks	63
Crosswalks, Right of Way	62
Defined	1
"Don't Walk"	62
Driver's Care for	63
Facing Yellow Light	14
Green or "Go"	14
Jaywalking	63
Red Light or Stop Sign	14
Red Light with Green Arrow	14
Right Half of Crosswalks, Use	64
Roadway, Face Traffic on	65
Roadways, Side to Walk on	65
Sidewalks, When Provided	65
Subject to Traffic-Control Signals	61
"Wait"	62
"Walk"	62

STANDARD TRAFFIC ORDINANCE

PENALTIES, GENERALLY	155
PERMITTING OTHERS TO DRIVE	
UNLAWFULLY	157
PERSONS, DEFINED	1
PLAY STREETS	20
PLAY VEHICLES	115
PNEUMATIC TIRE, DEFINED	1
POLE TRAILER, DEFINED	1
POLICE CHIEF (See Chief of Police)	
POLICE (See also Chief of Police)	
Authority of	4
Directing Traffic Where Control Device	4, 13
Directions	4
Fleeing or Attempting to Elude	7
Illegally Standing Vehicle, May Remove	76
Officer, Defined	1
Pursuit of Violator	9
To Be Obeyed	6
PRIVATE PROPERTY, DRIVING OVER TO	
AVOID STOP SIGN	101
PRIVATE ROAD, DEFINED	1
PRIVATE ROAD, ENTERING FROM	58
PROCESSIONS	102
PUBLIC OFFICERS TO OBEY	8

Q

R

RACING ON HIGHWAY	34
RAILROAD CROSSINGS	
Certain Vehicles Stop at All	71
Certain Vehicles Not to Change Gears	71
Flagman at, Obedience to	69
Heavy Equipment Crossing at	72
Signals, Obedience to	69
Stop at Certain	70
Where Police Officer or Control Signal	71
RAILROAD, DEFINED	1
RAILROAD SIGN OR SIGNAL, DEFINED	1
RAILROAD SIGNS, INTERFERENCE WITH	18
RAILROAD TRAIN, DEFINED	1
RAIN WIPER	146
REAR VIEW MIRROR	145
REAR WINDOW UNOBSTRUCTED	146
RECKLESS DRIVING	32
RED, FLASHING LIGHT	15
RED LIGHT	14
RED SIGNAL, EMERGENCY VEHICLE	
DISREGARD WHEN	9

FOR KANSAS CITIES

RED WITH GREEN ARROW	14
REFLECTORS	125, 127
REGULATIONS, EMERGENCY, TEMPORARY AND EXPERIMENTAL	3
REMOVAL OF VEHICLES	76
REPAIR OF VEHICLE, WHEN PARKING PROHIBITED	79
RESIDENCE DISTRICT, DEFINED	1
RIGHT OF WAY INTERSECTIONS	55
RIGHT OF WAY, DEFINED	1
RIGHT TURNS	14, 48
ROAD TRACTOR, DEFINED	1
ROADWAY, DEFINED	1
ROLLER SKATING, ETC., PROHIBITED IN ROADWAYS	115
ROTARY ISLANDS, DRIVE TO RIGHT	45

S

SAFETY ZONE	
Defined	1
Designation	19
Not to Drive Through	60
Parking Near	77
SAFETY HITCH, TOWED VEHICLE	149
SCHOOL BUS, DEFINED	1
SCHOOL BUS, OVERTAKING AND PASSING	97
SCHOOL BUS STOP AT RAILROAD CROSSING	71
SCHOOL ZONES, PARKING	85
SEMITRAILER, DEFINED	1
SERVICE STATION, DRIVING THROUGH TO AVOID STOP SIGN	101
SIDEWALK, DEFINED	1
SIDEWALK, PARKING ON	77
SIDEWALKS NOT TO BE DRIVEN ON	99
SIDEWINGS UNOBSTRUCTED	146
SIGNAL DEVICES	135
SIGNAL LIGHTS	135
SIGNALS	
Emergency Vehicles Must Give	9
For Turns	32, 54
Improper Use	53
Methods of Giving	54
SIGNS	
Informational, Outside Highways	17
Interference with	18
Traffic, Must Be Up	13
State Highway Commission Manual and Specifications	12
Unauthorized	17
SIGNS AND SIGNALS (See Traffic-Control Devices)	

STANDARD TRAFFIC ORDINANCE

SLOW DRIVING	36
SLOW DRIVING, LANED STREETS	46
SNOW REMOVAL EQUIPMENT	141
SOLICITING RIDES OR BUSINESS	106
SOLID TIRE, DEFINED	1
SPEEDS	
Business District, Speed in	35
Complaint, Summons, Warrants, Notice, Requirements	35
Decrease, Sudden	53
Emergency Vehicles	37
Emergency Vehicles, Exempt from, When	9
Maximum Speed	35
Minimum Speed	36
Nighttime for Driving	35
Parks, Speed in	35
Racing on Highway	34
Reasonable and Prudent	35
Reduced Speed at Intersections, Crossings, Railroads, Curves, Hills, Narrow or Winding Roadways	35
Residence District, Speed in	35
Slow Drivers	35
State Highway Connecting Links	35
Special Mobile Equipment, Defined	1
SPILLING MATERIAL ON ROADWAY	148
SPOT LIGHTS	134
STALL PARKING	80
STAND OR STANDING (See also Parking and Stopping)	
Angle, When Permitted	78
Blocking Traffic	81
Defined	1
Illegally Standing Vehicles, Removal by Officers	76
Narrow Streets	82
Outside Business or Residence District	75
Parallel, Where Required	78
Specified Places, Prohibited	77
STATE, DEFINED	1
STOP OR STOPPING, DEFINED	1
STOPPING (See also Parking and Standing)	
Alley, Emerging from	74
Blocking Traffic	81
Building, Emerging from, Stop	74
Defined	1
Driveway, Emerging from, Stop	74
Outside Business or Residence District	75
Passengers, Stopping to Load or Unload	90
Signal Required	53
Specified Places, Prohibited	77
Stop Signs	73
Stop Signs, Obedience to	73

FOR KANSAS CITIES

STOPPING (Continued)

Through Highways	73
Yield Signs, Obedience to	73
STOP INTERSECTIONS, ENTERING	57
STOP LIGHTS REQUIRED	135
STOP SIGN	73
STOP SIGNS, HEIGHT OF LETTERS	73
STOP SIGNS, OBEDIENCE TO	73
STREET BARRIERS	104
STREET OR HIGHWAY, DEFINED	1

T

TAXICAB ZONES	90
TEMPORARY TRAFFIC DIRECTION	4
THROUGH HIGHWAY, DEFINED	1
THROUGH HIGHWAYS, DESIGNATION OF	73
TIME PARKING	88
TIRE CHAINS, WHEN MAY BE USED	147
TIRE, DEFINED	1
TIRES	147
TRAFFIC, DEFINED	1
TRAFFIC-CONTROL DEVICES	
Defined	1
Flashing	15
Interference With	18
Obedience to, Required	13
Presumptions of Validity	13
Signal Legends	14
Signs Must Be Displayed	13
State Highway Commission Manual and Specifications	12
Unauthorized	17
TRAFFIC-CONTROL SIGNAL, DEFINED	1
TRAFFIC LANES	21
TRAILER, DEFINED	1
TRAILERS, DRAWBAR CONNECTIONS	149
TRAILERS, WHITE FLAG REQUIRED, WHEN	149
TRUCK, DEFINED	1
TRUCK TRACTOR, DEFINED	1
TURNS	14, 48, 49, 56
TURNS AT INTERSECTIONS	48, 49, 56
TURNS, SIGNALS REQUIRED	53, 54

U

UNATTENDED MOTOR VEHICLES	91
UNLAWFUL RIDING	98
U TURNS, WHERE PROHIBITED	50

STANDARD TRAFFIC ORDINANCE

V

VEHICLES

Accidents	Art. 5
Defined	1
For Sale, When Parking Prohibited	79
License Tag Required	154
Storing on Parking	84
VIOLATION UNLAWFUL	5, 6

W

WINDSHIELDS	146
WINDSHIELD WIPER	146
WRECKS, DEBRIS CLEANED FROM HIGHWAY	96

X

Y

YELLOW LIGHT	14
YELLOW FLASHING LIGHT	15
YIELD INTERSECTION, ENTERING	57
YIELD SIGNS, HEIGHT OF LETTERS	73
YIELD SIGNS, OBEDIENCE TO	73

Z

WESTWOOD HILLS

(First published in the Johnson County Herald _____,
_____, 1974.)

ORDINANCE NO. 88

AN ORDINANCE ADOPTING THE STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES AS PREPARED BY THE LEAGUE OF KANSAS MUNICIPALITIES, 112 WEST 7TH STREET, TOPEKA, KANSAS 66603, 1973 EDITION, EXCEPT AS HEREINAFTER PROVIDED, REPEALING ORDINANCES NO. 10, 24, 40, 69, AND 70, AND AMENDING ORDINANCES NO. 36, 37, 39, 44, 53, 54, AND 56.

BE IT ORDAINED BY THE CONCERNING BODY OF THE CITY OF WESTWOOD HILLS, KANSAS:

SECTION 1: That the city of Westwood Hills, Kansas, hereby adopts by reference the Standard Traffic Ordinance for Kansas Cities, 1973 Edition, as provided by K.S.A. 12-3009 through 12-3012, including any amendments thereto and K.S.A. 1972 supp. 12-3301 and 12-3302.

SECTION 2: That Westwood Hills, Kansas, ordinances number 10, 24, 40, 69, and 70 are hereby repealed.

SECTION 3: That the Standard Traffic Ordinance for Kansas Cities, Article VII, Section 35 (B) (2) is hereby amended to read as follows: "All vehicles twenty-five (25) miles per hour in any residence district."

SECTION 4: That the Standard Traffic Ordinance for Kansas Cities, Article VII, Section 35, (B) (4): "All vehicles thirty-five (35) miles per hour on Rainbow Boulevard."

SECTION 5: That the following ordinances are hereby modified as follows: (1) Ordinance 36, Section 2: "any person violating Section I of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, Stadard Traffic Ordinance for Kansas Cities." (2) Ordinance 37, Section 2: "any person violating this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities; provided no persons shall be convicted of violating this ordinance unless at the time of said violation signs are posted as provided in Section 8-5, 123 (b) General Statutes of Kansas, 1949." (3) Ordinance 39 is amended to add the following as section 4: "Any person violating Section 2 of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities." (4) Ordinance 44, Section 2: "Penalties. Any person violating Section I of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided by Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities." (5) Ordinance 53, Section 2: "any person violating Section I of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities." (6) Ordinance 54, Section 2: "any person violating Section I

of this Ordinance shall be deemed guilty of a misdemeanor and shall be punished as provided in Article 17, Section 155, Standard Traffic Ordinance for Kansas Cities, provided no person shall be convicted of such violation unless signs have been posted in the area effected stating the limitations on parking."

(7) Ordinance 56, Section 1: "APPEARANCE BONDS FOR TRAFFIC OFFENSES

(1) Whenever a person is arrested for a violation of any of the provisions of the Standard Traffic Ordinance for Kansas Cities relating to traffic offenses, and such person is not given an immediate hearing as required by Section 15-507 General Statutes of Kansas, as amended, (Laws of Kansas 1961, page 256), the arresting officer shall: (remainder of Ordinance 56, Section 1 (1) shall remain unchanged.) (8) Ordinance 56, Section 1 (3): "the offenses for which appearance bonds may be required as provided in sub-section (2) of this section and the amounts thereof shall not exceed the following:


Speeding	\$25.00
Reckless driving	\$100.00
Driving on wrong side of roadway or in improper lane	\$ 25.00
Driving under influence of Intoxicating liquor or drugs	\$300.00
Illegal Passing	\$ 25.00
Failure to yield right-of-way	\$ 25.00
Failure to stop at stop sign	\$ 25.00
Illegal turning or failure to signal turn	\$ 25.00
Following too closely	\$ 25.00

Illegal Parking on Highway	\$ 25.00
Defective brakes	\$ 25.00
Illegal loads	\$ 25.00
Improper Registration	\$ 25.00
Spilling loads on highway	\$ 25.00
Defective lighting equipment	\$ 25.00
Failure to dim lights	\$ 25.00
No valid operator's or chauffeur's license	\$ 25.00
Improper equipment (horn, muffler, rear vision mirror, windshield wipers, safety devices and equipment	\$ 25.00

SECTION 6: This ordinance shall take effect and be in full force from and after its publication as provided by law.

PASSED by the Governing Body this 1st day of April, 1974.

APPROVED by the Mayor this 1st day of April, 1974


JERRY B. FOSTER, MAYOR

ATTEST:

ORA M. AMBERG, CITY CLERK

WESTWOOD HILLS

(First published in the Johnson County Herald _____,
_____, 1974.)

ORDINANCE NO. 88

AN ORDINANCE ADOPTING THE STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES AS PREPARED BY THE LEAGUE OF KANSAS MUNICIPALITIES, 112 WEST 7TH STREET, TOPEKA, KANSAS 66603, 1973 EDITION, EXCEPT AS HEREINAFTER PROVIDED, REPEALING ORDINANCES NO. 10, 24, 40, 69, AND 70, AND AMENDING ORDINANCES NO. 36, 37, 39, 44, 53, 54, AND 56.

BE IT ORDAINED BY THE CONCERNING BODY OF THE CITY OF WESTWOOD HILLS, KANSAS:

SECTION 1: That the city of Westwood Hills, Kansas, hereby adopts by reference the Standard Traffic Ordinance for Kansas Cities, 1973 Edition, as provided by K.S.A. 12-3009 through 12-3012, including any amendments thereto and K.S.A. 1972 supp. 12-3301 and 12-3302.

SECTION 2: That Westwood Hills, Kansas, ordinances number 10, 24, 40, 69, and 70 are hereby repealed.

SECTION 3: That the Standard Traffic Ordinance for Kansas Cities, Article VII, Section 35 (B) (2) is hereby amended to read as follows: "All vehicles twenty-five (25) miles per hour in any residence district."

SECTION 4: That the Standard Traffic Ordinance for Kansas Cities, Article VII, Section 35, (B) (4): "All vehicles thirty-five (35) miles per hour on Rainbow Boulevard."

SECTION 5: That the following ordinances are hereby modified as follows: (1) Ordinance 36, Section 2: "any person violating Section I of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities." (2) Ordinance 37, Section 2: "any person

violating this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities; provided no persons shall be convicted of violating this ordinance unless at the time of said violation signs are posted as provided in Section 8-5, 123 (6) General Statutes of Kansas, 1949." (3) Ordinance 39 is amended to add the following as section 4: "Any person violating Section 2 of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities." (4) Ordinance 44, Section 2: "Penalties. Any person violating Section I of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided by Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities." (5) Ordinance 53, Section 2: "any person violating Section I of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities." (6) Ordinance 54, Section 2: "any person violating Section I of this Ordinance shall be deemed guilty of a misdemeanor and shall be punished as provided in Article 17, Section 155, Standard Traffic Ordinance for Kansas Cities, provided no person shall be convicted of such violation unless signs have been posted in the area effected stating the limitations on parking." (7) Ordinance 56, Section 1: "APPEARANCE BONDS FOR TRAFFIC OFFENSES (1) Whenever a person is arrested for a violation of any of the provisions of the Standard Traffic Ordinance for Kansas Cities relating to traffic offenses, and such person is not given an immediate hearing as required by Section 15-507 General Statutes of Kansas, as amended, (Laws of Kansas 1961, page 256), the arresting officer shall: (remainder of Ordinance 56, Section 1 (1) shall remain unchanged.) (8) Ordinance 56, Section 1 (3): "the offenses for which appearance bonds may be required as provided in sub-section (2) of this section and the amounts thereof shall not exceed the following:

Speeding	\$25.00
Reckless driving	\$100.00
Driving on wrong side of roadway or in improper lane	\$ 25.00
Driving under influence of Intoxicating liquor or drugs	\$300.00
Illegal Passing	\$ 25.00
Failure to yield right-of-way	\$ 25.00
Failure to stop at stop sign	\$ 25.00
Illegal turning or failure to signal turn	\$ 25.00
Following too closely	\$ 25.00
Illegal Parking on Highway	\$ 25.00
Defective brakes	\$ 25.00
Illegal loads	\$ 25.00
Improper Registration	\$ 25.00
Spilling loads on highway	\$ 25.00
Defective lighting equipment	\$ 25.00
Failure to dim lights	\$ 25.00
No valid operator's or chauffeur's license	\$ 25.00
Improper equipment (horn, muffler, rear vision mirror, windshield wipers, safety devices and equipment	\$ 25.00

SECTION 6: This ordinance shall take effect and be in full force from and after its publication as provided by law.

PASSED by the Governing Body this 1st day of April, 1974.

APPROVED by the Mayor this 1st day of April, 1974


 JERRY B. FOSTER, MAYOR

ATTEST:

ORA M. AMBERG, CITY CLERK

WESTWOOD HILLS

(First published in the Johnson County Herald _____,
_____, 1974.)

ORDINANCE NO. 88

AN ORDINANCE ADOPTING THE STADARD TRAFFIC ORDINANCE FOR
KANSAS CITIES AS PREPARED BY THE LEAGUE OF KANSAS MUNICIPAL-
ITIES, 112 WEST 7TH STREET, TOPEKA, KANSAS 66603, 1973
EDITION, EXCEPT AS HEREINAFTER PROVIDED, REPEALING ORDINANCES
NO. 10, 24, 40, 69, AND 70, AND AMENDING ORDINANCES NO. 36,
37, 44, 53, 54, AND 56.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF
WESTWOOD HILLS, KANSAS:

SECTION 1: That the city of Westwood Hills, Kansas,
hereby adopts by reference the standard traffic ordinance
for Kansas Cities, 1973 Edition, as provided by K.S.A. 12-3009
through 12-3012, including any amendments thereto and K.S.A.
1972 supp. 12-3301 and 12-3302.

SECTION 2: That Westwood Hills, Kansas, ordinances number
10, 24, 40, 69, and 70 are hereby repealed.

SECTION 3: That the standard traffic ordinance for
Kansas Cities, Article VII, Section 35 (B) (2) is hereby amended
to read as follows: "all vehicles twenty-five (25) miles per
hour in any residence district."

SECTION 4: That the standard traffic ordinance for Kansas
Cities, Article VII, Section 35, is hereby amended to add the
following as Article VII, Section 35 (B) (4): "all vehicles
thirty-five (35) miles per hour on Rainbow Boulevard."

SECTION 5: That the following ordinances are hereby
modified as follows: (1) Ordinance 36, Section 2, "any person
violating Section I of this ordinance shall be deemed guilty of
a misdemeanor and upon conviction thereof shall be punished as
provided in Ordinance 17, Section 155, Standard traffic ordinance
for Kansas Cities." (2) Ordinance 37, Section 2, "any person

violating this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, standard traffic ordinance for Kansas Cities; provided no persons shall be convicted of violating this ordinance unless at the time of said violation signs are posted as provided in Section VIII-5 123 (B) General Statutes of Kansas, 1949." (3) Ordinance 44, Section 2: "Penalties. Any person violating Section I of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided by Ordinance 17, Section 155, standard traffic ordinance for Kansas Cities." (4) Ordinance 53, Section 2: "any person violating Section I of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, standard traffic ordinance for Kansas Cities." (5) Ordinance 54, Section 2: "any person violating Section I of this Ordinance shall be deemed guilty of a misdemeanor and shall be punished as provided in Article 17, Section 155, standard traffic ordinance for Kansas Cities, provided no person shall be convicted of such violation unless signs have been posted in the area effected stating the limitations on parking." (6) Ordinance 56, Section 1: "APPEARANCE BONDS FOR TRAFFIC OFFENSES (1) Whenever a person is arrested for a violation of any of the provisions of the standard traffic ordinance for Kansas Cities relating to traffic offenses, and such person is not given an immediate hearing as required by Section 15 - 507 General Statutes of Kansas, as amended, (Laws of Kansas 1961, page 256), the arresting officer shall: (remainder of Ordinance 56, Section 1 (1) shall remain unchanged.) (7) Ordinance 56, Section 1 (3): "the offenses for which appearance bonds may be required as provided in sub-section (2) of this section and the amounts thereof shall not exceed the following:

Speeding

Wreckless driving

Driving on wrong side of
roadway or in improper
lane

Illegal Passing _____

Failure to Yield Right-
of-Way _____

Failure to Stop at Stop
Sign _____

Illegal turning or failure
to signal turn _____

Following too closely _____

Illegal Parking on Highway _____

Defective Brakes _____

Illegal Loads _____

Improper Registration _____

Spilling loads on Highway _____

Defective Lighting Equip. _____

Failure to Dim Lights _____

No Valid Operator's or
Chauffeur's license _____

Improper Equip. (Horn,
Muffler, rear vision mirror,
windshield wipers, safety
devices and equipment) _____

SECTION 6: This ordinance shall take effect and be in full
force from and after its publication as provided by law.

PASSED by the Governing Body this _____ day of _____,
1974.

APPROVED by the Mayor this _____ day of _____, 1973

JERRY FOSTER, MAYOR

ATTEST:

ORA AMBERG, CITY CLERK

WESTWOOD HILLS

(First published in the Johnson County Herald _____,
_____, 1974.)

ORDINANCE NO. 88

AN ORDINANCE ADOPTING THE STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES AS PREPARED BY THE LEAGUE OF KANSAS MUNICIPALITIES, 112 WEST 7TH STREET, TOPEKA, KANSAS 66603, 1973 EDITION, EXCEPT AS HEREINAFTER PROVIDED, REPEALING ORDINANCES NO. 10, 24, 40, 69, AND 70, AND AMENDING ORDINANCES NO. 36, 37, 39, 44, 53, 54, AND 56.

BE IT ORDAINED BY THE CONCERNING BODY OF THE CITY OF WESTWOOD HILLS, KANSAS:

SECTION 1: That the city of Westwood Hills, Kansas, hereby adopts by reference the Standard Traffic Ordinance for Kansas Cities, 1973 Edition, as provided by K.S.A. 12-3009 through 12-3012, including any amendments thereto and K.S.A. 1972 supp. 12-3301 and 12-3302.

SECTION 2: That Westwood Hills, Kansas, ordinances number 10, 24, 40, 69, and 70 are hereby repealed.

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violating this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities; provided no persons shall be convicted of violating this ordinance unless at the time of said violation signs are posted as provided in Section 8-5, 123 (6) General Statutes of Kansas, 1949." (3) Ordinance 39 is amended to add the following as section 4: "Any person violating Section 2 of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities." (4) Ordinance 44, Section 2: "Penalties. Any person violating Section I of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided by Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities." (5) Ordinance 53, Section 2: "any person violating Section I of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities." (6) Ordinance 54, Section 2: "any person violating Section I of this Ordinance shall be deemed guilty of a misdemeanor and shall be punished as provided in Article 17, Section 155, Standard Traffic Ordinance for Kansas Cities, provided no person shall be convicted of such violation unless signs have been posted in the area effected stating the limitations on parking." (7) Ordinance 56, Section 1: "APPEARANCE BONDS FOR TRAFFIC OFFENSES
(1) Whenever a person is arrested for a violation of any of the provisions of the Standard Traffic Ordinance for Kansas Cities relating to traffic offenses, and such person is not given an immediate hearing as required by Section 15-507 General Statutes of Kansas, as amended, (Laws of Kansas 1961, page 256), the arresting officer shall: (remainder of Ordinance 56, Section 1 (1) shall remain unchanged.) (8) Ordinance 56, Section 1 (3): "the offenses for which appearance bonds may be required as provided in sub-section (2) of this section and the amounts thereof shall not exceed the following:

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Reckless driving	\$100.00
Driving on wrong side of roadway or in improper lane	\$ 25.00
Driving under influence of Intoxicating liquor or drugs	\$300.00
Illegal Passing	\$ 25.00
Failure to yield right-of-way	\$ 25.00
Failure to stop at stop sign	\$ 25.00
Illegal turning or failure to signal turn	\$ 25.00
Following too closely	\$ 25.00
Illegal Parking on Highway	\$ 25.00
Defective brakes	\$ 25.00
Illegal loads	\$ 25.00
Improper Registration	\$ 25.00
Spilling loads on highway	\$ 25.00
Defective lighting equipment	\$ 25.00
Failure to dim lights	\$ 25.00
No valid operator's or chauffeur's license	\$ 25.00
Improper equipment (horn, muffler, rear vision mirror, windshield wipers, safety devices and equipment	\$ 25.00

SECTION 6: This ordinance shall take effect and be in full force from and after its publication as provided by law.

PASSED by the Governing Body this 1st day of April, 1974.

APPROVED by the Mayor this 1st day of April, 1974


 JERRY B. FOSTER, MAYOR

ATTEST:

ORA M. AMBERG, CITY CLERK

WESTWOOD HILLS

(First published in the Johnson County Herald _____,
_____, 1974.)

ORDINANCE NO. 88

AN ORDINANCE ADOPTING THE STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES AS PREPARED BY THE LEAGUE OF KANSAS MUNICIPALITIES, 112 WEST 7TH STREET, TOPEKA, KANSAS 66603, 1973 EDITION, EXCEPT AS HEREINAFTER PROVIDED, REPEALING ORDINANCES NO. 10, 24, 40, 69, AND 70, AND AMENDING ORDINANCES NO. 36, 37, 39, 44, 53, 54, AND 56.

BE IT ORDAINED BY THE CONCERNING BODY OF THE CITY OF WESTWOOD HILLS, KANSAS:

SECTION 1: That the city of Westwood Hills, Kansas, hereby adopts by reference the Standard Traffic Ordinance for Kansas Cities, 1973 Edition, as provided by K.S.A. 12-3009 through 12-3012, including any amendments thereto and K.S.A. 1972 supp. 12-3301 and 12-3302.

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SECTION 3: That the Standard Traffic Ordinance for Kansas Cities, Article VII, Section 35 (B) (2) is hereby amended to read as follows: "All vehicles twenty-five (25) miles per hour in any residence district."

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Illegal Passing	\$ 25.00
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Failure to stop at stop sign	\$ 25.00
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Following too closely	\$ 25.00
Illegal Parking on Highway	\$ 25.00
Defective brakes	\$ 25.00
Illegal loads	\$ 25.00
Improper Registration	\$ 25.00
Spilling loads on highway	\$ 25.00
Defective lighting equipment	\$ 25.00
Failure to dim lights	\$ 25.00
No valid operator's or chauffeur's license	\$ 25.00
Improper equipment (horn, muffler, rear vision mirror, windshield wipers, safety devices and equipment	\$ 25.00

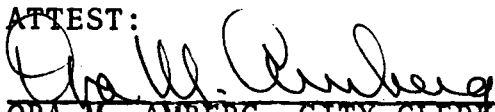
SECTION 6: This ordinance shall take effect and be in full force from and after its publication as provided by law.

PASSED by the Governing Body this 1st day of April, 1974.

APPROVED by the Mayor this 1st day of April, 1974


JERRY B. FOSTER, MAYOR

ATTEST:


ORA M. AMBERG, CITY CLERK

WESTWOOD HILLS

(First published in the Johnson County Herald _____,
_____, 1974.)

ORDINANCE NO. 88

AN ORDINANCE ADOPTING THE STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES AS PREPARED BY THE LEAGUE OF KANSAS MUNICIPALITIES, 112 WEST 7TH STREET, TOPEKA, KANSAS 66603, 1973 EDITION, EXCEPT AS HEREINAFTER PROVIDED, REPEALING ORDINANCES NO. 10, 24, 40, 69, AND 70, AND AMENDING ORDINANCES NO. 36, 37, 39, 44, 53, 54, AND 56.

BE IT ORDAINED BY THE CONCERNING BODY OF THE CITY OF WESTWOOD HILLS, KANSAS:

SECTION 1: That the city of Westwood Hills, Kansas, hereby adopts by reference the Standard Traffic Ordinance for Kansas Cities, 1973 Edition, as provided by K.S.A. 12-3009 through 12-3012, including any amendments thereto and K.S.A. 1972 supp. 12-3301 and 12-3302.

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Reckless driving	\$100.00
Driving on wrong side of roadway or in improper lane	\$ 25.00
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Failure to yield right-of-way	\$ 25.00
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Illegal turning or failure to signal turn	\$ 25.00
Following too closely	\$ 25.00
Illegal Parking on Highway	\$ 25.00
Defective brakes	\$ 25.00
Illegal loads	\$ 25.00
Improper Registration	\$ 25.00
Spilling loads on highway	\$ 25.00
Defective lighting equipment	\$ 25.00
Failure to dim lights	\$ 25.00
No valid operator's or chauffeur's license	\$ 25.00
Improper equipment (horn, muffler, rear vision mirror, windshield wipers, safety devices and equipment	\$ 25.00

SECTION 6: This ordinance shall take effect and be in full force from and after its publication as provided by law.

PASSED by the Governing Body this 1st day of April, 1974.

APPROVED by the Mayor this 1st day of April, 1974


 JERRY D. FOSTER, MAYOR

ATTEST:

ORA M. AMBERG, CITY CLERK

WESTWOOD HILLS

(First published in the Johnson County Herald _____,
_____, 1974.)

ORDINANCE NO. 88

AN ORDINANCE ADOPTING THE STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES AS PREPARED BY THE LEAGUE OF KANSAS MUNICIPALITIES, 112 WEST 7TH STREET, TOPEKA, KANSAS 66603, 1973 EDITION, EXCEPT AS HEREINAFTER PROVIDED, REPEALING ORDINANCES NO. 10, 24, 40, 69, AND 70, AND AMENDING ORDINANCES NO. 36, 37, 39, 44, 53, 54, AND 56.

BE IT ORDAINED BY THE CONCERNING BODY OF THE CITY OF WESTWOOD HILLS, KANSAS:

SECTION 1: That the city of Westwood Hills, Kansas, hereby adopts by reference the Standard Traffic Ordinance for Kansas Cities, 1973 Edition, as provided by K.S.A. 12-3009 through 12-3012, including any amendments thereto and K.S.A. 1972 supp. 12-3301 and 12-3302.

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Improper equipment (horn, muffler, rear vision mirror, windshield wipers, safety devices and equipment	\$ 25.00

SECTION 6: This ordinance shall take effect and be in full force from and after its publication as provided by law.

PASSED by the Governing Body this 1st day of April, 1974.

APPROVED by the Mayor this 1st day of April, 1974


 JERRY D. FOSTER, MAYOR

ATTEST:

ORA M. AMBERG, CITY CLERK

WESTWOOD HILLS

(First published in the Johnson County Herald _____,
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ORDINANCE NO. 88

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(1) Whenever a person is arrested for a violation of any of the provisions of the Standard Traffic Ordinance for Kansas Cities relating to traffic offenses, and such person is not given an immediate hearing as required by Section 15-507 General Statutes of Kansas, as amended, (Laws of Kansas 1961, page 256), the arresting officer shall: (remainder of Ordinance 56, Section 1 (1) shall remain unchanged.) (8) Ordinance 56, Section 1 (3): "the offenses for which appearance bonds may be required as provided in sub-section (2) of this section and the amounts thereof shall not exceed the following:

Speeding	\$25.00
Reckless driving	\$100.00
Driving on wrong side of roadway or in improper lane	\$ 25.00
Driving under influence of Intoxicating liquor or drugs	\$300.00
Illegal Passing	\$ 25.00
Failure to yield right-of-way	\$ 25.00
Failure to stop at stop sign	\$ 25.00
Illegal turning or failure to signal turn	\$ 25.00
Following too closely	\$ 25.00

Illegal Parking on Highway	\$ 25.00
Defective brakes	\$ 25.00
Illegal loads	\$ 25.00
Improper Registration	\$ 25.00
Spilling loads on highway	\$ 25.00
Defective lighting equipment	\$ 25.00
Failure to dim lights	\$ 25.00
No valid operator's or chauffeur's license	\$ 25.00
Improper equipment (horn, muffler, rear vision mirror, windshield wipers, safety devices and equipment	\$ 25.00

SECTION 6: This ordinance shall take effect and be in full force from and after its publication as provided by law.

PASSED by the Governing Body this 1st day of April, 1974.

APPROVED by the Mayor this 1st day of April, 1974


JERRY B. FOSTER, MAYOR

ATTEST:

ORA M. AMBERG, CITY CLERK

WESTWOOD HILLS

(First Published in Johnson County Herald
Wednesday, April 17, 1974)

ORDINANCE NO. 88

AN ORDINANCE ADOPTING THE STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES AS PREPARED BY THE LEAGUE OF KANSAS MUNICIPALITIES, 112 WEST 7TH STREET, TOPEKA, KANSAS 66603, 1973 EDITION, EXCEPT AS HEREINAFTER PROVIDED, REPEALING ORDINANCES NO. 10, 24, 40, 69, AND 70, AND AMENDING ORDINANCES NO. 36, 37, 39, 44, 53, 54, AND 56.

BE IT ORDAINED BY THE CONCERNING BODY OF THE CITY OF WESTWOOD HILLS, KANSAS:

SECTION 1: That the city of Westwood Hills, Kansas, hereby adopts by reference the Standard Traffic Ordinance for Kansas Cities, 1973 Edition, as provided by K.S.A. 12-3009 through 12-3012, including any amendments thereto and K.S.A. 1972 Supp. 12-3301 and 12-3302.

SECTION 2: That Westwood Hills, Kansas, ordinances number 10, 24, 40, 69, and 70 are hereby repealed.

SECTION 3: That the Standard Traffic Ordinance for Kansas Cities, Article VII, Section 35 (B) (2) is hereby amended to read as follows: "All vehicles twenty-five (25) miles per hour in any residence district."

SECTION 4: That the Standard Traffic Ordinance for Kansas Cities, Article VII, Section 35, (B) (4): "All vehicles thirty-five (35) miles per hour on Rainbow Boulevard."

SECTION 5: That the following ordinances are hereby modified as follows: (1) Ordinance 36, Section 2: "any person violating Section 1 of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities." (2) Ordinance 37, Section 2: "Any person violating this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities; provided no persons shall be convicted of violating this ordinance unless at the time of said violation signs are posted as provided in Section 8-5, 123 (6) General Statutes of Kansas, 1949." (3) Ordinance 39 is amended to add the following as section 4: "Any person violating Section 2 of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities." (4) Ordinance 44, Section 2: "Penalties. Any person violating Section 1 of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided by Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities." (5) Ordinance 53, Section 2: "Any person violating Section 1 of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities." (6) Ordinance 54, Section 2: "any person violating Section 1 of this Ordinance shall be deemed guilty of a misdemeanor and shall be punished as provided in Article 17, Section 155, Standard Traffic Ordinance for Kansas Cities, provided no person shall be convicted of such violation unless signs have been posted in the area effected stating the limitations on parking." (7) Ordinance 56, Section 1: "APPEARANCE BONDS FOR TRAFFIC OFFENSES (1) Whenever a person is arrested for a violation of any of the provisions of the Standard Traffic Ordinance for Kansas Cities relating to traffic offenses, and such person is not given an immediate hearing as required by Section 15-507 General Statutes of Kansas, as amended, (Laws of Kansas 1961, page 256), the arresting officer shall: (remainder of Ordinance 56, Section 1 (1) shall remain unchanged.) (8) Ordinance 56, Section 1 (3): "the offenses for which appearance bonds may be required as provided in sub-section (2) of this section and the amounts thereof shall not exceed the following:

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Improper equipment (horn, muffler, rear vision mirror, windshield wipers, safety devices and equipment	25.00

SECTION 6: This ordinance shall take effect and be in full force from and after its publication as provided by law.

PASSED by the Governing Body this 1st day of April, 1974.

APPROVED by the Mayor this 1st day of April, 1974.

-s. Jerry D foster
JERRY D. FOSTER, MAYOR

ATTEST
-s. Ora M. Amberg
ORA M. AMBERG, CITY CLERK
(SEAL)

40

AFFIDAVIT OF PUBLICATION

State of Kansas, Johnson County, ss:

BOB FISER being first duly sworn,

Deposes and says: That he is the editor of the Johnson County Herald, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Johnson County, Kansas, with a general paid circulation on a weekly basis in Johnson County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly, published at least weekly 50 times a year; has been published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Shawnee Mission, in said County as second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said

newspaper for 1 consecutive weeks, the first publication thereof being made as aforesaid on the

17th day of April, 19 74, with subsequent publications being made on the following dates:

-----, 19-----

-----, 19-----

-----, 19-----

-----, 19-----

-----, 19-----

-----, 19-----

Subscribed and sworn to before me this 17th
day of April, 19 74

Helen M. Caldwell
Notary Public in and for
Johnson County, Kansas

My Commission Expires Aug. 28, 1975

Notary Fee - - - - - \$ 1.00

Printer's fee - - - - - \$ 21.01

Additional copies - - - - - \$ -----

Total Charge - - - - - \$ 22.01

IN THE ----- COURT OF
JOHNSON COUNTY, KANSAS
State of Kansas, Johnson County, ss:

-----, 19-----
The within Proof of Publication approved by

Johnson County Herald—Fully Qualified to
Publish Legal Notices
Since 1924

Case No. _____

Plaintiff.

vs.

Defendant.

PROOF OF PUBLICATION

AFFIDAVIT OF PUBLICATION

WESTWOOD HILLS

(First Published in Johnson County Herald
Wednesday, April 17, 1974)

ORDINANCE NO. 88

AN ORDINANCE ADOPTING THE STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES AS PREPARED BY THE LEAGUE OF KANSAS MUNICIPALITIES, 112 WEST 7TH STREET, TOPEKA, KANSAS 66603, 1973 EDITION, EXCEPT AS HEREINAFTER PROVIDED, REPEALING ORDINANCES NO. 10, 24, 40, 69, AND 70, AND AMENDING ORDINANCES NO. 36, 37, 39, 44, 53, 54, AND 56.

BE IT ORDAINED BY THE CONCERNING BODY OF THE CITY OF WESTWOOD HILLS, KANSAS:

SECTION 1: That the city of Westwood Hills, Kansas, hereby adopts by reference the Standard Traffic Ordinance for Kansas Cities, 1973 Edition, as provided by K.S.A. 12-3009 through 12-3012, including any amendments thereto and K.S.A. 1972 Supp. 12-3301 and 12-3302.

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No valid operator's or chauffeur's license \$25.00
Improper equipment (horn, muttler, rear vision mirror, windshield wipers, safety devices and equipment 25.00

SECTION 6: This ordinance shall take effect and be in full force from and after its publication as provided by law.

PASSED by the Governing Body this 1st day of April, 1974.

APPROVED by the Mayor this 1st day of April, 1974.

s. Jerry D Foster
JERRY D. FOSTER, MAYOR

ATTEST
s. Ora M. Amberg
ORA M. AMBERG, CITY CLERK

(SEAL)

40

State of Kansas, Johnson County, ss:

BOB FISER being first duly sworn,

Deposes and says: That he is the editor of the Johnson County Herald, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Johnson County, Kansas, with a general paid circulation on a weekly basis in Johnson County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly, published at least weekly 50 times a year; has been published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Shawnee Mission, in said County as second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said

newspaper for 1 consecutive weeks, the first publication thereof being made as aforesaid on the

17th day of April, 19 74, with subsequent publications being made on the following dates:

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Subscribed and sworn to before me this 17th

day of April

Helen M. Caldwell

Notary Public, in and for
Johnson County, Kansas

My Commission Expires Aug. 28, 1975

My commission expires: -----

Notary Fee - - - - - \$ 1.00

Printer's fee - - - - - \$ 21.01

Additional copies - - - - - \$ -----

Total Charge - - - - - \$ 22.01

IN THE ----- COURT OF

JOHNSON COUNTY, KANSAS

State of Kansas, Johnson County, ss:

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The within Proof of Publication approved by

Johnson County Herald—Fully Qualified to

Publish Legal Notices

Since 1924

Case No. _____

Plaintiff.

vs.

Defendant.

PROOF OF PUBLICATION

WESTWOOD HILLS

(First published in the Johnson County Herald _____,
_____, 1974.)

ORDINANCE NO. 88

AN ORDINANCE ADOPTING THE STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES AS PREPARED BY THE LEAGUE OF KANSAS MUNICIPALITIES, 112 WEST 7TH STREET, TOPEKA, KANSAS 66603, 1973 EDITION, EXCEPT AS HEREINAFTER PROVIDED, REPEALING ORDINANCES NO. 10, 24, 40, 69, AND 70, AND AMENDING ORDINANCES NO. 36, 37, 39, 44, 53, 54, AND 56.

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(1) Whenever a person is arrested for a violation of any of the provisions of the Standard Traffic Ordinance for Kansas Cities relating to traffic offenses, and such person is not given an immediate hearing as required by Section 15-507 General Statutes of Kansas, as amended, (Laws of Kansas 1961, page 256), the arresting officer shall: (remainder of Ordinance 56, Section 1 (1) shall remain unchanged.) (8) Ordinance 56, Section 1 (3): "the offenses for which appearance bonds may be required as provided in sub-section (2) of this section and the amounts thereof shall not exceed the following:

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SECTION 6: This ordinance shall take effect and be in full force from and after its publication as provided by law.

PASSED by the Governing Body this 1st day of April, 1974.

APPROVED by the Mayor this 1st day of April, 1974


 JERRY D. FOSTER, MAYOR

ATTEST:

ORA M. AMBERG, CITY CLERK

Johnson County Herald

STATEMENT
FOR ADVERTISING ACCOUNT WITH
JOHNSON COUNTY PUBLISHERS, INC.
Box 8 5830 Nall
Shawnee Mission, Kansas 66201 • TErrace 1-2500

Date 4-17, 19 74

City of Westwood Hills
5008 State Line
Westwood Hills, Kansas

I do hereby certify that the foregoing
account is true and correct and remains
due and unpaid and that State or local
taxes are not included in the amounts
billed.

By Helen M. Caldwell
JOHNSON COUNTY HERALD

	1ST. WEEK	2ND. WEEK	3RD. WEEK	4TH. WEEK	5TH. WEEK	TOTAL	RATE	AMOUNT
DATE								\$
DISPLAY								
CLASSIFIED								
LEGAL						Ord. 88		22.01

Accounts Due 1st of Month following date of advertising.

8% Interest on accounts over 30 days old.

For Current Month

Previous Balance Forward

TOTAL 22.01

THANK YOU!

WESTWOOD HILLS

(First published in the Johnson County Herald _____,
_____, 1974.)

ORDINANCE NO. 88

AN ORDINANCE ADOPTING THE STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES AS PREPARED BY THE LEAGUE OF KANSAS MUNICIPALITIES, 112 WEST 7TH STREET, TOPEKA, KANSAS 66603, 1973 EDITION, EXCEPT AS HEREINAFTER PROVIDED, REPEALING ORDINANCES NO. 10, 24, 40, 69, AND 70, AND AMENDING ORDINANCES NO. 36, 37, 44, 53, 54, AND 56.

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25.

~~Reckless~~ driving

100

Driving on wrong side of roadway or in improper lane

25

*Driving under influence of Intoxicants
Liquor or Drugs*

\$300.00

Illegal Passing
Failure to Yield Right-
of-Way
Failure to Stop at Stop
Sign
Illegal turning or failure
to signal turn
Following too closely
Illegal Parking on Highway
Defective Brakes
Illegal Loads
Improper Registration
Spilling loads on Highway
Defective Lighting Equip.
Failure to Dim Lights
No Valid Operator's or
Chauffeur's license
Improper Equip. (Horn,
Muffler, rear vision mirror,
windshield wipers, safety
devices and equipment)

25

SECTION 6: This ordinance shall take effect and be in full
force from and after its publication as provided by law.

PASSED by the Governing Body this _____ day of _____,
1974.

APPROVED by the Mayor this _____ day of _____, 1973

JERRY FOSTER, MAYOR

ATTEST:

ORA AMBERG, CITY CLERK

Traffic Ordinance

The City Council has adopted the Standard Traffic Ordinance for Kansas Cities, as prepared by the League of Kansas Municipalities in order to provide a complete uniform set of laws for traffic regulation. Ordinance #88 (attached) was passed to adapt the Standard Ordinance to our specific needs. Three (3) copies of the Standard Ordinance is on file with the City Clerk.

FOR THE GOVERNING BODY

Jerry Foster

WESTWOOD HILLS

(First Published in Johnson County Herald
Wednesday, April 17, 1974)

ORDINANCE NO. 88

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PASSED by the Governing Body this 1st day of April, 1974.

APPROVED by the Mayor this 1st day of April, 1974.

s. Jerry D foster
JERRY D. FOSTER, MAYOR

ATTEST
s. Ora M. Amberg
ORA M. AMBERG, CITY CLERK
(SEAL)

Bob Hale

WESTWOOD HILLS

(First published in the Johnson County Herald _____,
_____, 1974.)

ORDINANCE NO. 88

AN ORDINANCE ADOPTING THE STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES AS PREPARED BY THE LEAGUE OF KANSAS MUNICIPALITIES, 112 WEST 7TH STREET, TOPEKA, KANSAS 66603, 1973 EDITION, EXCEPT AS HEREINAFTER PROVIDED, REPEALING ORDINANCES NO. 10, 24, 40, 69, AND 70, AND AMENDING ORDINANCES NO. 36, 37, 39, 44, 53, 54, AND 56.

BE IT ORDAINED BY THE CONCERNING BODY OF THE CITY OF WESTWOOD HILLS, KANSAS:

SECTION 1: That the city of Westwood Hills, Kansas, hereby adopts by reference the Standard Traffic Ordinance for Kansas Cities, 1973 Edition, as provided by K.S.A. 12-3009 through 12-3012, including any amendments thereto and K.S.A. 1972 supp. 12-3301 and 12-3302.

SECTION 2: That Westwood Hills, Kansas, ordinances number 10, 24, 40, 69, and 70 are hereby repealed.

SECTION 3: That the Standard Traffic Ordinance for Kansas Cities, Article VII, Section 35 (B) (2) is hereby amended to read as follows: "All vehicles twenty-five (25) miles per hour in any residence district."

SECTION 4: That the Standard Traffic Ordinance for Kansas Cities, Article VII, Section 35, (B) (4): "All vehicles thirty-five (35) miles per hour on Rainbow Boulevard."

SECTION 5: That the following ordinances are hereby modified as follows: (1) Ordinance 36, Section 2: "any person violating Section I of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities." (2) Ordinance 37, Section 2: "any person

violating this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities; provided no persons shall be convicted of violating this ordinance unless at the time of said violation signs are posted as provided in Section 8-5, 123 (b) General Statutes of Kansas, 1949." (3) Ordinance 39 is amended to add the following as section 4: "Any person violating Section 2 of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities." (4) Ordinance 44, Section 2: "Penalties. Any person violating Section I of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided by Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities." (5) Ordinance 53, Section 2: "any person violating Section I of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as provided in Ordinance 17, Section 155, Standard Traffic Ordinance for Kansas Cities." (6) Ordinance 54, Section 2: "any person violating Section I of this Ordinance shall be deemed guilty of a misdemeanor and shall be punished as provided in Article 17, Section 155, Standard Traffic Ordinance for Kansas Cities, provided no person shall be convicted of such violation unless signs have been posted in the area effected stating the limitations on parking." (7) Ordinance 56, Section 1: "APPEARANCE BONDS FOR TRAFFIC OFFENSES
(1) Whenever a person is arrested for a violation of any of the provisions of the Standard Traffic Ordinance for Kansas Cities relating to traffic offenses, and such person is not given an immediate hearing as required by Section 15-507 General Statutes of Kansas, as amended, (Laws of Kansas 1961, page 256), the arresting officer shall: (remainder of Ordinance 56, Section 1 (1) shall remain unchanged.) (8) Ordinance 56, Section 1 (3): "the offenses for which appearance bonds may be required as provided in sub-section (2) of this section and the amounts thereof shall not exceed the following:

Speeding	\$25.00
Reckless driving	\$100.00
Driving on wrong side of roadway or in improper lane	\$ 25.00
Driving under influence of Intoxicating liquor or drugs	\$300.00
Illegal Passing	\$ 25.00
Failure to yield right-of-way	\$ 25.00
Failure to stop at stop sign	\$ 25.00
Illegal turning or failure to signal turn	\$ 25.00
Following too closely	\$ 25.00
Illegal Parking on Highway	\$ 25.00
Defective brakes	\$ 25.00
Illegal loads	\$ 25.00
Improper Registration	\$ 25.00
Spilling loads on highway	\$ 25.00
Defective lighting equipment	\$ 25.00
Failure to dim lights	\$ 25.00
No valid operator's or chauffeur's license	\$ 25.00
Improper equipment (horn, muffler, rear vision mirror, windshield wipers, safety devices and equipment	\$ 25.00

SECTION 6: This ordinance shall take effect and be in full force from and after its publication as provided by law.

PASSED by the Governing Body this 1st day of April, 1974.

APPROVED by the Mayor this 1st day of April, 1974


 JERRY D. FOSTER, MAYOR

ATTEST:

ORA M. AMBERG, CITY CLERK

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Illegal Parking on Highway	\$ 25.00
Defective brakes	\$ 25.00
Illegal loads	\$ 25.00
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