

(First Published in Times-Sentinel August 20, 2015)

ORDINANCE NO. 999

AN ORDINANCE REGULATING TRAFFIC WITHIN THE CORPORATE LIMITS OF THE CITY OF CLEARWATER, KANSAS; INCORPORATING BY REFERENCE THE "STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES," EDITION OF 2015, WITH CERTAIN OMISSIONS, CHARGES AND ADDITIONS; PROVIDING ADDITIONAL REGULATION; AND REPEALING ORDINANCE NO. 954; AND AMENDING 10.08.010, 10.08.015, 10.08.030, AND 10.08.040 OF THE CITY OF CLEARWATER MUNICIPAL CODE.

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

**Section 1.** Ordinance No. 987, Section 1 and Section 10.08.010 of the Municipal Code of the City of Clearwater is hereby amended to read as follows:

**10.08.010 Incorporating Standard Traffic Ordinance.** There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Clearwater, Kansas, a comprehensive traffic ordinance known as the "Standard Traffic Ordinance for Kansas Cities," Edition 2014, with appendices, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas, save and except such articles, sections, parts or portions as are hereby omitted, deleted, modified or changed. Not less than three (3) copies of the Standard Traffic Ordinance shall be marked or stamped "Official Copy as Adopted by Ordinance No. 999" with all sections or portions thereof intended to be omitted or changed and to which shall be attached a copy of this ordinance, and filed with the City Clerk to be open to inspection and available to the public at all reasonable hours. The police department, municipal judge and all administrative departments of the City charged with enforcement of the ordinance shall be supplied, at the cost of the city, such number of official copies of such Standard Traffic Ordinance similarly marked as may be deemed expedient.

**Section 2.** Ordinance 987, Section 2 and Section 10.08.015 of the Municipal Code of the City of Clearwater, Kansas is hereby added to read as follows:

**10.08.015 Traffic Infractions and Traffic Offenses.** (a) An ordinance traffic infraction is a violation of any section of this ordinance that prescribes or required the same behavior as that prescribed or required by a statutory provision that is classified as a traffic infraction in K.S.A. 8-2118. (b) All traffic violations which are included within this ordinance and which are not ordinance traffic infractions, as defined in subsection (a) of this section, shall be considered traffic offenses.

**Section 3.** Ordinance 987, Section 2 and Section 10.08.030 of the Municipal Code of the City of Clearwater, Kansas is hereby amended to read as follows:

**10.08.030 Addition to Article 7, Section 37: Exhibition of Acceleration.** No person shall drive any vehicle in an exhibition of speed or acceleration. Exhibition of speed or acceleration shall be defined as, but not limited to, those acts which cause or create unnecessary tire squeal, skid, smoke, or slide upon acceleration or stopping including the casting of tread, gravel, dirt, or other road surface materials from the tires; acts that simulate a temporary race; acts that cause the vehicle to unnecessarily turn abruptly, sway or lose traction with the road surface. (K.S.A. Supp 8-1565)

**Section 4.** Ordinance 987, Section 3 and 10.08.040 of the Municipal Code of the City of Clearwater, Kansas is hereby amended to read as follows:

**10.08.040 Replacement; Additions; Article 7, Section 33.** Article 7, relating to speed regulations of the Standard Traffic Ordinance of Kansas Cities, Edition 2014, is amended to delete the printed Section 33 and insert in lieu thereof the following:

**Section 33: Maximum Speed Limits:**

- (a) Except when a special hazard exists that requires lower speed for compliance of Section 32, the limits specified in this section or established as hereinafter authorized shall be the maximum lawful speeds, and no person shall drive a vehicle at a speed in excess of such maximum limits:
  - I. Twenty (20) miles per hour in any business district unless otherwise limited and posted by appropriate signs;
  - II. Thirty (30) miles per hour in any residential district, unless otherwise limited and posted by appropriate signs;
  - III. Ten (10) miles per hour in any park under the jurisdiction of the City;
  - IV. Twenty (20) miles per hour on any street or highway designated as a school zone by resolution of the Governing Body during the hours where signs are posted designating a school zone.
- (b) The maximum speed limit established by or pursuant to this paragraph shall be of force and effect regardless of whether signs are posted giving notice thereof.

**Section 5.** Ordinance No. 987 is hereby repealed.

**Section 6.** This Ordinance shall take effect and be in force from and after its publication of the summary in the official City newspaper of the City of Clearwater, Kansas.

ADOPTED AND APPROVED BY THE GOVERNING BODY THIS 11 DAY OF August, 2015.



*[Handwritten Signature]*  
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Mayor, Burt Ussery

ATTEST

*[Handwritten Signature]*  
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City Clerk, Courtney Meyer