

CHAPTER XIV. TRAFFIC

- Article 1. Standard Traffic Ordinance
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- Article 3. Reserved
- Article 4. Hazardous Materials

ARTICLE 1. STANDARD TRAFFIC ORDINANCE

- 14-101. **INCORPORATING STANDARD TRAFFIC ORDINANCE.** There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Ozawkie, Kansas, that certain standard traffic ordinance known as the "Standard Traffic Ordinance for Kansas Cities." Such code used shall always be the most current edition as prepared and published in book form by the League of Kansas Municipalities, save and except such articles, sections, parts or portions as are hereafter omitted, deleted, modified or changed, such incorporation being authorized by K.S.A. 12-3009 through 12-3012, inclusive, as amended. No fewer than three copies of said standard ordinance shall be marked or stamped "Official Copy as Incorporated by the Code of the City of Ozawkie, Kansas," with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of this section, and filed with the city clerk to be open to inspection and available to the public at all reasonable hours. (Code 2007)
- 14-102. **SAME; TRAFFIC INFRACTIONS AND TRAFFIC OFFENSES.** (a) An ordinance traffic infraction is a violation of any section of this article that prescribes or requires the same behavior as that prescribed or required by a statutory provision that is classified as a traffic infraction in K.S.A. Supp. 8-2118.
- (b) All traffic violations which are included within this article, and which are not ordinance traffic infractions as defined in subsection (a) of this section, shall be considered traffic offenses.
- (Code 2007)

ARTICLE 2. LOCAL TRAFFIC REGULATIONS

14-201. TRAFFIC CONTROL DEVICES AND MARKINGS. The Standard Traffic Ordinance as adopted is hereby modified by adding thereto the following:

The governing body may, by resolution, establish and fix the location of such traffic control devices as may be deemed necessary to guide and warn traffic under the provisions of this chapter, other traffic ordinances and the state laws. The city shall place and maintain such traffic control signs, signals and devices when and as may be required by the authority of the governing body to make effective the provisions of this chapter and other ordinances for the regulation of traffic. Any official traffic control device placed pursuant to this section shall be marked and labeled on a map of the City of Ozawkie for the purpose of displaying all such traffic control devices and shall be filed with the city clerk to be open to inspection and available to the public at all reasonable hours of business. (Code 2007)

14-202. TRAILER PARKING. No Trailer (open or enclosed), Boat and Trailer, Recreational Vehicle, Commercial Vehicles or Construction Equipment shall be parked on the public right-of way (city streets), but must be parked on private property or in areas specifically designated for storage for the types of property listed in this article. (Ord. 14-203; Code 2007)

14-203. DEFINITIONS.

(a) For purposes of this ordinance, the term "Recreational Vehicle" shall include but not be restricted to the following:

- (1) All vehicle pulled campers
- (2) All vehicle mounted campers whose primary use is As a camper.
- (3) Motor homes
- (4) Snow Mobiles and Water Jets (P.W.C.)
- (5) Off Road Vehicles (2, 3 or 4 wheeled) that do not meet The licensing requirements for on road use.

(b) For purposes of this ordinance, the term "Commercial Vehicle" shall include but not be restricted to the following:

- (1) All "Semi's" (tractor trailer combinations) with enclosed or open trailers.
- (2) All Vans and "Fixed Frame Trucks" whose sole use is as a commercial vehicle.

(c) For purposes of this ordinance, the term "Construction Equipment" shall include but not be restricted to the following:

- (1) Earth moving Equipment
- (2) Cranes (and other "lifting" devices)

(d) The licensing and display of licenses will be IAW the appropriate State of Kansas Statutes governing said licenses.

(e) No portion of this provision shall be construed so as to preclude the "temporary" parking of Commercial Vehicles or Construction equipment on the city streets, for business purposes, with the following restrictions:

- (1) Parking of said vehicles should not restrict the flow of normal traffic more than is necessary.
- (2) Parking of said vehicles shall not impede the movement of emergency vehicles (Police, Fire or Ambulance).

(3) Any of said vehicles parked overnight shall be designated by the use of reflective devices (barricades, cones, triangles etc.) for safety purposes.

(4) Parking for more than 72 hours should be co-ordinated with the city offices (City of Ozawkie).

(Ord. 11-203; Code 2007)

14-204. STREET REINFORCEMENT. Every person who shall drive, haul, or transport any engine, tractor or heavy machinery of any kind or character or any house, barn, or heavy building along or across any paved street without properly planking said street, or removing the lugs or cleats from said engine, tractor or machine, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine as set by ordinance for each offense. Rubber tired vehicles excepted.
(Code 2007)

14-205. PARKING PROHIBITION. (a) Parking of vehicles on either side of the main street in the business section of Ozawkie is prohibited.

(b) Violators of this provision will be fined an amount as set by ordinance for each offense.

(Code 2007)

ARTICLE 3. RESERVED

ARTICLE 4. HAZARDOUS MATERIALS

- 14-401 **HAZARDOUS MATERIAL DEFINED.** As used in this article, the term hazardous material shall mean any material or combination of materials which, because of its quantity, concentration, or physical, chemical, biological, or infectious characteristics, poses a substantial present or potential hazard to human health or safety or the environment if released into the workplace or environment or when improperly treated, stored, transported, or disposed of or otherwise managed.
(Code 2007)
- 14-402. **SAME; EXCEPTIONS.** The provisions of this article shall not apply to any container which shall have a capacity of 150 gallons or less which shall be used for the purpose of supplying fuel for the vehicle on which it is mounted. These provisions shall also not apply to vehicles, trailers, containers or tanks containing anhydrous ammonia or other material primarily used by farmers for fertilizer purposes when such vehicles, trailers, containers or tanks are properly marked. No such vehicles, trailers, containers or tanks shall be parked or stored within the city limits. (Code 2007)
- 14-403. **TRANSPORTATION OF HAZARDOUS MATERIALS.** Except as provided in section 14-404 it shall be unlawful for any person, firm, corporation or other entity to transport any hazardous material upon any street, avenue, highway, road, alley or any other public right-of-way in the city. (Code 2007)
- 14-404. **HAZARDOUS MATERIALS ROUTES.** The provisions of section 14-403 shall apply to all streets, avenues, highways, roadways, alleys or other public right-of-ways within the city except those specified within this section where transportation of hazardous materials shall be allowed. Transportation of hazardous materials shall be allowed upon the following streets, avenues, highways or roadways:
 (a) Main Street, between Kansa and K-92
 (b) Kansas (from K-92 to Sunflower), Sunflower (from Kansa to Kiowa), and Kiowa (from Sunflower to Central).
 (c) School Easement (from Main to Delaware), and Delaware (from Sunflower to Central).
 See attached maps.
(Code 2007)
- 14-405. **PARKING OF VEHICLES OR TRAILERS CARRYING HAZARDOUS MATERIALS.** (a) Except as provided in subsections (b) and (c), it shall be unlawful for any person, firm, corporation or other entity to park any vehicle, trailer or semi-trailer carrying any hazardous material within any city zoning districts as defined in Chapter 16 of this code:
 (1) (Reserved)
 (b) Subsection (a) shall not apply to vehicles, trailers or semi-trailers parked for continuous periods of time not to exceed one hour where such vehicles, trailers or semi-trailers are parked along those routes specified in section 14-404(a) of this code.

(c) Subsection (a) shall not apply to any vehicle, trailer or semi-trailer carrying any hazardous material where such vehicle, trailer or semi-trailer is not parked within 500 feet of any structure used for human habitation.
(Code 2007)

14-406. **REMOVAL OF ILLEGALLY PARKED TRAILERS.** If any vehicle, trailer or a semi-trailer is found parked in violation of the provisions of this article, the Mayor, his or her designated representative or any law enforcement officer may require the owner, operator or lessee of the trailer to move it within two hours. If such removal is not accomplished on the order of any such officer, it may be accomplished by any such officer, by any reasonable means, if the continued presence of the trailer or semi-trailer at its parked location constitutes, adds to or prevents correction of a situation threatening imminent injury or damage to persons or property.
(Code 2007)