

ORDINANCE NO. 1999

AN ORDINANCE PROHIBITING USE OF TOY MOTOR VEHICLES ON SPECIFIED PLACES WITHIN THE CITY LIMITS OF THE CITY OF COUNCIL GROVE, KANSAS AND THE COUNCIL GROVE LAKE PARK

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

Section 1. PURPOSE. The purpose of the ordinance is to prohibit operation of toy motorized vehicles which pose a serious danger to life and limb of children or any other person operating such vehicles. Such toy motor vehicles sit very low to the ground and are not easily detected by larger motor vehicles.

Section 2. TOY MOTOR VEHICLE DEFINED. A toy motor vehicle shall be any motorized vehicle, operated by gasoline, electricity, battery or other means, which cannot be registered with the State of Kansas.

Section 3. EXCEPTIONS TO APPLICATION OF ORDINANCE. Specifically excepted from this ordinance are the following:

- A. Any motorized vehicle used by a handicapped person.
- B. Any all-terrain vehicle being operated by a utility company for business purposes.
- C. A lawn mower being operated to, from or in the course of mowing lawns.
- D. Any motorized vehicle otherwise prohibited by this ordinance, which has been approved in writing by the governing body of the City of Council Grove prior to its operation.

Section 4. TOY VEHICLES PROHIBITED. Notwithstanding the provisions of Section 114.1 and 128 through 136 of the current or any future versions of the Standard Traffic Ordinance, no toy vehicle may be operated in the following locations within the City of Council Grove, Kansas:

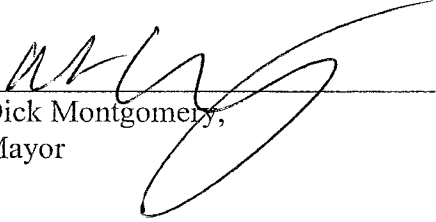
- A. On any public street or highway.
- B. Upon any city sidewalk.
- C. On any city park property, including the Council Grove Lake Park.

Section 5. PENALTY; UNDER AGE 18. Any person operating a toy motor vehicle who is under the age of 18, shall have such toy motor vehicle confiscated by the Council Grove Police Department. On a first occasion, the toy may be redeemed upon payment of a \$50.00 redemption fee plus any towing fee incurred by the city. On a second offense the redemption fee shall be \$100.00 plus towing charges; upon a third offense the redemption fee shall be \$150.00 plus towing charges; upon a fourth and subsequent occurrence the redemption fee shall be \$200.00 plus towing charges.

Section 6. PENALTY; AGE 18 AND OVER. In the event of violation of this ordinance by a person 18 years of age or older, on a first offense there shall be imposed a fine of \$50.00; upon a second offense \$100.00; upon a third offense \$150.00; upon a fourth or subsequent offense the sum of \$200.00.

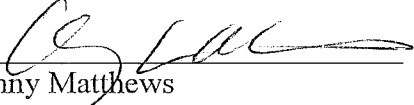
Section 7. EFFECTIVE DATE. This ordinance shall be effective upon it's publication in the Council Grove Republican.

PASSED AND APPROVED BY GOVERNING BODY OF THE CITY COUNCIL GROVE ON THIS 14 day of ~~July~~, 2006.
August 2006



Dick Montgomery,
Mayor

ATTEST:



Danny Matthews
City Clerk
(SEAL)