

(Published in the Topeka Metro News September 25, 2023)

**ORDINANCE NO. 20456**

AN ORDINANCE introduced by Interim City Manager Richard U. Nienstedt, concerning adoption of the 2023 edition of the Standard Traffic Ordinances, amending § 10.15.010 and § 10.15.020 of the Topeka Municipal Code and repealing original sections.

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

Section 1. That section 10.15.010, Incorporation of Standard Traffic Ordinance, of The Code of the City of Topeka, Kansas, is hereby amended to read as follows:

**Incorporation of Standard Traffic Ordinance.**

(a) Generally – Copies. There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Topeka, Kansas, the Standard Traffic Ordinance for Kansas Cities, 49<sup>50</sup>th Edition (~~2022~~2023), prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas, save and except such articles, sections or parts or portions as are hereafter omitted, deleted, modified or changed. One copy of the Standard Traffic Ordinance shall be marked or stamped “Official Copy as Adopted by Ordinance No. ~~20375~~ 20456,” 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 the ordinance codified in this chapter and filed with the City Clerk to be open to inspection and available to the public at all reasonable hours. The Standard Traffic Ordinance, as amended, shall also be posted on the City’s website.

(b) Traffic Infractions and Traffic Offenses.

(1) A traffic infraction is a violation of any section of this title or of the Standard

Traffic Ordinance that prohibits or requires the same behavior as that prohibited or required by a statutory provision that is classified as a traffic infraction in K.S.A. 8-2118, and amendments thereto.

(2) All traffic violations which are included within this title and which are not traffic infractions as defined in subsection (b)(1) of this section shall be considered traffic offenses.

Section 2. That section 10.15.020, Amendments, of The Code of the City of Topeka, Kansas, is hereby amended to read as follows:

**Amendments.**

The 49<sup>50</sup>th Edition of the Standard Traffic Ordinance for Kansas Cities, as adopted by reference, shall be amended as follows:

(a) Section 33 of the Standard Traffic Ordinance, relating to maximum speed limits, is hereby declared to be and is omitted and deleted and the provisions set forth at TMC 10.20.060 shall be substituted therefor.

(b) Section 50 of the Standard Traffic Ordinance, relating to right, left and U-turns at intersection – obedience to, is hereby declared to be and is omitted and deleted and the provisions set forth at TMC 10.20.180, 10.20.190, 10.20.210, and 10.20.220 shall be substituted therefor.

(c) Section 67 of the Standard Traffic Ordinance, relating to pedestrians to use right half of crosswalks, is hereby declared to be and is omitted and deleted.

(d) Section 69 of the Standard Traffic Ordinance, relating to pedestrians soliciting rides or business, is hereby declared to be and is omitted and deleted and the provisions set forth in Chapter 10.80 TMC shall be substituted therefor.

52 (e) Section 104 of the Standard Traffic Ordinance, relating to inattentive driving,  
53 is hereby declared to be and is omitted and deleted and the provisions set forth at TMC  
54 10.20.100 shall be substituted therefor.

55 (f) Section 107 of the Standard Traffic Ordinance, relating to unattended motor  
56 vehicles, is hereby declared to be and is omitted and deleted and the provisions set  
57 forth at TMC 10.20.125 shall be substituted therefor.

58 (g) Section 116 of the Standard Traffic Ordinance, relating to driving upon  
59 sidewalks, is hereby declared to be and is omitted and deleted and the provisions set  
60 forth at TMC 10.20.127 shall be substituted therefor.

61 (h) Section 119 of the Standard Traffic Ordinance, relating to parades and  
62 processions, is hereby declared to be and is omitted and deleted and the provisions set  
63 forth in Chapter 10.50 TMC shall be substituted therefor.

64 (i) Section 131(d) of the Standard Traffic Ordinance, relating to usable bicycle  
65 paths, is hereby declared to be and is omitted and deleted.

66 (j) Section 133(c), relating to bicycle pedals, is hereby amended by adding the  
67 following exception:

68 Exception: Subsection (c) shall not apply where the design of the pedal  
69 does not allow attachment of reflectors.

70 (k) Section 194(b) and (c) of the Standard Traffic Ordinance, relating to driving  
71 while license canceled, suspended or revoked, is hereby declared to be and is omitted  
72 and deleted.

73 (l) Section 195.1 of the Standard Traffic Ordinance, relating to operation of a  
74 motor vehicle when a habitual violator, is hereby declared to be and is omitted and

75 deleted and the provisions set forth at TMC 10.20.230 shall be substituted therefor.

76 (m) Section 198 of the Standard Traffic Ordinance, relating to vehicle license –  
77 illegal tag, is hereby declared to be and is omitted and deleted and the provisions set  
78 forth at TMC 10.05.060 shall be substituted therefor.

79 (n) Section 204(b) of the Standard Traffic Ordinance, relating to fines doubled in  
80 school zones, is hereby declared to be and is omitted and deleted and the provisions  
81 set forth at TMC 10.20.170 shall be substituted therefor.

82 Section 3. That original § 10.15.010 and § 10.15.020 of The Code of the City  
83 of Topeka, Kansas, are hereby specifically repealed.

84 Section 4. This ordinance shall take effect and be in force from and after its  
85 passage, approval and publication in the official City newspaper.

86 Section 5. This ordinance shall supersede all ordinances, resolutions or rules,  
87 or portions thereof, which are in conflict with the provisions of this ordinance.

88 Section 6. Should any section, clause or phrase of this ordinance be declared  
89 invalid by a court of competent jurisdiction, the same shall not affect the validity of this  
90 ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

91 PASSED AND APPROVED by the City Council on September 19, 2023.

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93 CITY OF TOPEKA, KANSAS

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99 Michael A. Padilla, Mayor

100 ATTEST:

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104 Brenda Younger, City Clerk