

ORDINANCE NO. 328

ORDINANCE PERTAINING TO REGULATION OF MOTORIZED BICYCLES, GO-CARTS, UNREGISTERED MOTORCYCLES, ALL TERRAIN VEHICLES, MOTOR-DRIVEN CYCLES, OR MOTOR SCOOTERS ON THE STREETS WITHIN THE CORPORATE LIMITS OF THE CITY OF PAWNEE ROCK, KANSAS, AND REPEALING ALL CONFLICTING ORDINANCES.

Be it ordained by the Governing Body of the City of Pawnee Rock, Kansas:

SECTION 1:

It is unlawful for any person to operate or ride any unregistered motorcycle, trail bike, pocket bike, go-carts, motor-driven cycle, three-wheeler motorized vehicle, all-terrain vehicle, motorized bicycle, or motorized scooter on private property, except for purposes of loading or unloading said vehicle; on the city streets, alleyways or on any property owned by any municipality; provided that if said vehicle is duly and properly registered with the state of Kansas and is displaying a license plate, it may be ridden or operated on city streets only.

- a) "All-terrain vehicle" shall be defined as set forth at K.S.A.8-1402(a).
- b) "Pocket bike" shall be defined as every device having two tandem wheels, or three wheels, which may be propelled by a gasoline engine and which the headlights are lower than 24 inches, its tailpipe is lower than 15 inches, and no vehicle identification number is located on the vehicle nor can ownership of the vehicle be registered.
- c) "Motorized scooter" shall be defined as a vehicle consisting of a footboard between two small end wheels, controlling by an upright steering handle attached to the front wheel, propelled by an electric or gasoline motor.
- d) "Motorized bicycle" shall be defined as set forth at K.S.A. 8-1439(a).
- e) "Motor-driven cycle" shall be defined as set forth at K.S.A. 8-1439.

SECTION 2:

The operation of any of the above described vehicles upon the streets, roads, and alleys within the corporate limits of the City of Pawnee Rock are prohibited.

SECTION 3:

Any person who operates or drives a trail bike, pocket bike, motorized bicycle, go-cart, motorized scooter, all-terrain vehicle, unregistered motorcycle, three-wheeler motorized vehicle, or motor-driven cycle, is in violation of this Ordinance shall be guilty of an unclassified misdemeanor.


SECTION 4:

Any person convicted of a violation of any of the provisions in this ordinance, shall for the first conviction thereof be punished by a fine of \$100.00, and applicable court costs; for a second conviction within one year thereafter, such person shall be punished by a fine of not more than \$300.00, and applicable court costs; 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 \$500.00, and applicable court costs and/ or impounding of such vehicle.

SECTION 5:

This Ordinance shall be in full force upon publication in the official City newspaper.

PASSED AND ADOPTED by the City Council and APPROVED by the Mayor of the City of Pawnee Rock, Kansas, this 4th day, of April month, 2014 year.



Linda McCowan, Appointed Mayor

ATTEST:



Kathye Phelps, City Clerk