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ORDINANCE NO. 18733

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., amending City of Topeka Code § 142-152 to amend and delete certain provisions of the current edition of the Standard Traffic Ordinance for Kansas Cities, and specifically repealing said original section.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That City of Topeka Code § 142-152, Amendments, is hereby amended to read as follows:

Amendments.

The current edition of the Standard Traffic Ordinance for Kansas Cities as adopted by reference, shall be amended as follows:

(a) Section 1 of the standard traffic ordinance, relating to definitions, is hereby amended as follows:

Other competent evidence includes: (1) Alcohol concentration tests obtained from samples taken two hours or more after the operation or attempted operation of a vehicle; and (2) readings obtained from a partial alcohol concentration test on a breath testing machine instrument.

All other definitions not modified, deleted or changed shall remain in effect.

(b) Section 13 of the standard traffic ordinance, relating to traffic control signal legend, is hereby declared to be and is omitted and deleted.

(c) Section 33 of the standard traffic ordinance, relating to maximum speed limits, is hereby declared to be and is omitted and deleted.
Section 37 of the standard traffic ordinance, relating to racing on highways; 

(1) No person shall drive any vehicle on any road, street, alley, public or 
private parking lot or highway in the city in any race, speed 
competition or contest, drag race or acceleration contest, test of 
physical endurance, exhibition of speed or acceleration, or for the 
purpose of making a speed record, and no person shall in any manner 
participate in any such race, competition, contest, or test or exhibition. 

For purposes of this section, "speed competition or contest" means 
the operation of one or more motor vehicles to conduct a race or a 
time trial, including but not limited to, rapid acceleration, exceeding 
reasonable and prudent speeds for highways and existing traffic 
conditions, vying for position, or performing one or more lane changes 
in an attempt to gain advantage over one or more of the other racing 
participants. 

(2) No person shall knowingly engage in a speed exhibition on a highway. 

For purposes of this section, "speed exhibition" means the operation 
of a motor vehicle to present a display of speed or power. "Speed 
exhibition" includes, but is not limited to, squealing the tires of a motor 
vehicle while it is stationary or in motion, rapid acceleration, rapid 
swerving or weaving in and out of traffic, producing smoke from tire
slippage, or leaving visible tire acceleration marks on the surface of
the highway or ground.

(e) 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.

(f) 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.

(g) Section 104 of the standard traffic ordinance, relating to inattentive driving, is
hereby declared to be and is omitted and deleted.

(h) Section 119 of the standard traffic ordinance, relating to parades and
processions, is hereby declared to be and is omitted and deleted.

(i) Section 194 of the standard traffic ordinance, relating to driving while license
canceled, suspended or revoked, is hereby declared to be and is omitted and deleted.

(j) Section 195.1 of the standard traffic ordinance, relating to operation of a
motor vehicle when a habitual violator is hereby declared to be and is omitted and deleted.

(k) Section 198 of the standard traffic ordinance, relating to vehicle license; illegal
tag, is hereby declared to be and is omitted and deleted.

Section 2. That original City of Topeka Code § 142-152 is hereby specifically
repealed.

Section 3. This ordinance shall take effect and be in force from and after its
passage, approval and publication in the official city newspaper.
PASSED and APPROVED by the City Council October 17, 2006.

ATTEST:

Iris E. Walker, City Clerk

William W. Bunten, Mayor