

## ORDINANCE NO. 1061

**AN ORDINANCE AMENDING SECTION 14-505 AND SECTION 14-509 OF  
THE CODE OF THE CITY OF GREENSBURG, KANSAS**

NOW, THEREFORE, be it ordained by the governing body of the City of Greensburg, Kansas:

**SECTION 1.** Section 14-505 of the Code of the City of the City of Greensburg, Kansas, is hereby amended to read as follows:

**"14-505. Prohibition of operation of all-terrain vehicles, pocket bikes, and motorized scooters.**

- (a) Except as hereinafter provided, the operation of all-terrain vehicles, pocket bikes and motorized scooters on the streets, roads and alleys within the corporate limits of the City of Greensburg, Kansas, is prohibited.
- (b) Exceptions.
  - (1) All-terrain vehicles owned and operated by employees of the Board of County Commissioners of Kiowa County, Kansas, the City of Greensburg, Kansas, and Unified School District 422 may be operated on the public highways, streets, roads and alleys within the corporate limits of the city while in use in connection with public service operations, provided the operator has a valid Kansas driver's license and the owner has registered the all-terrain vehicle and has the insurance required by Sections 14-507, 14-508 and 14-509.
  - (2) No all-terrain vehicles may be operated upon any public highway, street, road and alley with a posted speed limit in excess of 30 miles per hour.
  - (3) No all-terrain vehicle shall be operated on any interstate highway, federal highway or state highway; provided, however, that the provisions of this subsection shall not prohibit an all-terrain from crossing a federal or state highway or a street or highway with a posted speed limit greater than 30 miles per hour.
  - (4) No all-terrain vehicle shall be operated on any public highway, street, road or alley between sunset and sunrise unless equipped with lights as required by law for motorcycles.
  - (5) Every person operating an all-terrain vehicle on the public highways, streets, roads and alleys of the city shall be subject to all of the duties applicable to a driver of a vehicle imposed by law."

**SECTION 2.** Section 14-509 of the Code of the City of the City of Greensburg, Kansas, is hereby amended to read as follows:

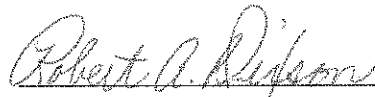
**"14-509. Same; registration and license; fee; application; inspection; penalty.**

- (a) Before operating any special purpose vehicle on any public highway, street, road or alley within the corporate limits of the city and each calendar year thereafter, the vehicle shall be registered with the city and a license shall be obtained and placed on the special purpose vehicle. The license fee shall be Twenty Dollars (\$20.00) per calendar year, payable in advance to the City Clerk, Greensburg, Kansas. The full amount of the license fee shall be required regardless of the time of year that the application is made.
- (b) Application for registration of a special purpose vehicle shall be made by the owner, or owner's agent, in the office of the City Clerk. The application shall be made upon forms provided by the City and each application shall contain the name of the owner, the owner's residence address, or bona fide place of business, a brief description of the vehicle to be registered (including make, model and serial number, if applicable). Proof of insurance, as required in Section 14-508 shall be furnished at the time of application for registration.
- (c) Prior to the issuance of the registration and license, the police department shall inspect the special purpose vehicle to assure that it is equipped with sufficient brakes, headlights, tail and brake lights, turn signal equipment, rearview mirror, and a "slow moving vehicle" sign affixed to the back of the SPV as required by Kansas law. If, upon inspection and completion of the registration application, such vehicle is found to be in safe mechanical condition, and upon establishing proof of insurance and payment of the fees herein provided, a license shall be issued to the owner who shall attach it to the vehicle. The license shall be displayed in such a manner as to be clearly visible from the rear of the vehicle. The license number on the application will be recorded and then filed with the Chief of Police.
- (d) It is unlawful for any person to willfully or maliciously remove, destroy, mutilate or alter such license during the time in which the same is operative.
- (e) The license issued hereunder is not transferrable. In the event of sale or other transfer of ownership of any vehicle license under the provisions of this section, the existing license and the right to use the numbered license shall expire, and the license shall be removed by the owner. It is unlawful for any person other than the person to whom the license was originally issued to have the same in his possession.
- (f) In the event a license is lost or destroyed, the Chief of Police, upon proper showing by the licensee and the payment of a fee of Twenty Dollars (\$20.00), shall issue a new license in accordance with the provisions of this section.
- (g) It shall be unlawful for any person to:
  - (1) Operate, or for the owner thereof knowingly to permit the operation, upon a public street, road, highway, or alley within the corporate limits of the city any special purpose vehicle, as defined herein, which is not registered and which does not have attached thereto and displayed thereon the license assigned thereto by the City for the current registration year.

- (2) Display, cause or permit to be displayed, or to have in possession, any registration receipt, registration license or registration decal knowing the same to be fictitious or to have been canceled, revoked, suspended or altered. A mandatory court appearance shall be required of any person violating this subsection.
- (3) Lend to or knowingly permit the use by one not entitled thereto any registration receipt, registration license plate or registration decal issued to the person so lending or permitting the use thereof.
- (4) Remove, conceal, alter, mark or deface the license number plate, plates or decals, or any other mark of identification upon, any special purpose vehicle. Licenses shall be kept clean and placed as required by law so as to be plainly visible and legible.
- (5) Carry or display a registered number plate or plates or registration decal upon any special purpose vehicle not lawfully issued for such vehicle.”

**SECTION 3.** This Ordinance shall take effect and be in force from and after the date of its publication in the official City newspaper.

**ADOPTED** by the Governing Body of the City of Greensburg, Kansas this 20<sup>th</sup> day of January, 2015.



ROBERT A. DIXSON, MAYOR

ATTEST:



CHRISTY PYATT, CITY CLERK

