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## GENERAL ORDINANCE \_ \_\_\_\_

### AN ORDINANCE AMENDING CHAPTER 26, ARTICLE II, CONCERNING THE MUNICIPAL COURT AND THE IOLA CITY CODE OF THE CITY OF IOLA, KANSAS.

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

**SECTION 1. AMENDMENT.** Chapter 26, Article II, is hereby amended as follows:

#### **SECTION 26-34. COURT FINES.**

#### **IOLA MUNICIPAL COURT Standard Fine Schedule**

12	8-1507	DISOBEY TRAFFIC CONTROL DEVICE	\$120.00
13	8-1508	VIOLATE TRAFFIC CONTROL SIGNAL	\$120.00
14	8-1509	VIOLATE PEDESTRIAN CONTROL SIGNAL	\$100.00
15	8-1510	VIOLATE FLASHING TRAFFIC SIGNAL	\$120.00
16	8-1511	VIOLATE LANE CONTROL SIGNAL	\$120.00
17	8-1512	UNAUTHORIZED SIGN, SIGNAL, MARKING OR DEVICE	\$100.00
26	8-1605	LEAVE SCENE OF ACCIDENT (NON-INJURY)	\$120.00
27	8-1606	FAIL TO REPORT AN ACCIDENT (NON-INJURY)	\$120.00
30.2	8-1012	REFUSE A PRELIMINARY BREATH TEST	\$120.00
34	8-1561	IMPEDING TRAFFIC BY SLOW SPEED	\$100.00
35	8-1562	SPEEDING ON MOTOR DRIVEN CYCLE	\$120.00
37	8-1565	DRAG RACING OR EXHIBITION OF ACCELERATION	\$240.00
38	8-1514	DRIVE ON LEFT SIDE OF ROADWAY	\$120.00
39	8-1515	FAIL TO KEEP RIGHT TO PASS ONCOMING VEHICLE	\$120.00
40	8-1516	IMPROPER PASSING; INCREASE SPEED WHEN PASSING	\$120.00
41	8-1517	IMPROPER PASSING ON RIGHT	\$120.00
42	8-1518	PASSING ON LEFT WITH INSUFFICIENT CLEARANCE	\$120.00
43	8-1519	LIMITATIONS TO DRIVING LEFT OF CENTER	\$120.00
44	8-1520	DRIVE ON LEFT IN NO PASSING ZONE	\$120.00
45	8-1521	DRIVE WRONG WAY ON ONE WAY ROAD	\$120.00
46	8-1522	IMPROPER DRIVING ON A LANED ROADWAY	\$120.00
47	8-1523	FOLLOWING TOO CLOSE	\$120.00
48	8-1524	IMPROPER CROSSOVER ON DIVIDED HIGHWAY	\$100.00
49	8-1545	IMPROPER TURN OR APPROACH	\$120.00
51	8-1546	IMPROPER "U" TURN	\$120.00
53	8-1547	UNSAFE STARTING OF STOPPED VEHICLE	\$100.00
54	8-1548	UNSAFE TURNING OR STOPPING, FAIL TO GIVE PROPER SIGNAL, ETC.	\$120.00
55	8-1549	IMPROPER METHOD OF GIVING NOTICE OF INTENTION TO TURN	\$100.00
56	8-1550	IMPROPER HAND SIGNAL	\$100.00
57	8-1526	FAIL TO YIELD RIGHT OF WAY AT UNCONTROLLED INTERSECTION	\$120.00
58	8-1527	FAIL TO YIELD TO APPROACHING VEHICLE WHEN TURNING LEFT	\$120.00
59	8-1528	FAIL TO YIELD AT STOP OR YIELD SIGN	\$120.00
60	8-1529	FAIL TO YIELD FROM PRIVATE ROAD OR DRIVEWAY	\$120.00
61	8-1530	FAIL TO YIELD TO EMERGENCY VEHICLE	\$240.00

62	8-1531	FAIL TO YIELD TO PEDESTRIAN OR VEHICLE WORKING ON ROAD	\$100.00
63	8-1532	DISOBEY PEDESTRIAN TRAFFIC CONTROL DEVICE	\$100.00
64	8-1533	FAIL TO YIELD TO PEDESTRIAN IN CROSSWALK	\$120.00
65	8-1534	IMPROPER PEDESTRIAN CROSSING	\$100.00
66	8-1535	FAIL TO EXERCISE DUE CARE IN REGARD TO PEDESTRIAN	\$100.00
67	8-1536	IMPROPER PEDESTRIAN MOVEMENT IN CROSSWALK	\$100.00
68	8-1537	IMPROPER USE OF ROADWAY BY PEDESTRIAN	\$100.00
69	8-1538	SOLICITING RIDE OR BUSINESS ON ROADWAY	\$100.00
70	8-1539	DRIVE THROUGH SAFETY ZONE	\$100.00
71	8-1540	FAIL TO YIELD TO PEDESTRIAN ON SIDEWALK	\$100.00
72	8-1541	FAILURE OF PEDESTRIAN TO YIELD TO EMERGENCY VEHICLE	\$100.00
73	8-1542	FAIL TO YIELD TO BLIND PEDESTRIAN	\$100.00
74	8-1543	PEDESTRIAN UNDER THE INFLUENCE	\$240.00
75	8-1544	PEDESTRIAN DISOBEYING BRIDGE OR RAILROAD SIGNAL	\$100.00
76	8-1551	FAIL TO STOP OR OBEY RAILROAD CROSSING SIGNAL	\$240.00
77	8-1552	FAIL TO STOP AT RAILROAD CROSSING STOP SIGN	\$120.00
78	8-1553	CERTAIN HAZARDOUS VEHICLES FAILURE TO STOP AT RR CROSSING	\$240.00
79	8-1554	IMPROPER MOVING OF HEAVY EQUIPMENT AT RAILROAD CROSSING	\$100.00
80	8-1555	VEHICLE EMERGING FROM ALLEY, PRIVATE ROADWAY, BUILDING OR DRIVE	\$120.00
81	8-1556	IMPROPER PASSING OF SCHOOL BUS; IMPROPER USE OF BUS SIGNAL	\$350.00
82	8-1556a	IMPROPER PASSING OF CHURCH OR DAY-CARE BUS	\$240.00
83	8-1569	IMPROPER STOPPING, STANDING OR PARKING ON ROADWAY	\$100.00
85	8-1571	PARKING, STANDING, OR STOPPING IN PROHIBITED AREA	\$100.00
86	8-1572	IMPROPER PARKING	\$100.00
88		PARKING FOR CERTAIN PURPOSES PROHIBITED	\$30.00
89		STALL PARKING	\$30.00
90		BLOCKING TRAFFIC	\$80.00
91		PARK ON NARROW STREET; SIGNS	\$80.00
92		PARKING IN ALLEY	\$80.00
96		PARKING PROHIBITED AT ALL TIMES IN DESIGNATED PLACES	\$80.00
97		LIMITED TIME PARKING ZONES	\$30.00
103	8-1748	TV SCREEN VISIBLE TO DRIVER	\$100.00
104		INATTENTIVE DRIVING	\$120.00
107	8-1573	UNATTENDED VEHICLE	\$100.00
108	8-1576	DRIVE WITH VIEW OR DRIVING MECHANISM OBSTRUCTED	\$100.00
109	8-1580	COASTING	\$100.00
110	8-1581	FOLLOWING FIRE APPARATUS TOO CLOSE	\$120.00
111	8-1582	DRIVE OVER A FIRE HOSE	\$100.00
112	8-1583	PUTTING GLASS, ETC. ON HIGHWAY	\$150.00
113	8-1584	STOP WHEN TRAFFIC OBSTRUCTED	\$100.00
114	8-1585	IMPROPER OPERATION OF SNOWMOBILE ON HIGHWAY	\$100.00
116	8-1575	DRIVE ON SIDEWALK	\$100.00
117	8-1574	IMPROPER BACKING	\$100.00
118		AVOID TRAFFIC CONTROL DEVICE	\$120.00
123	8-1577	UNSAFE OPENING OF VEHICLE DOOR	\$100.00
124	8-1578	RIDING IN HOUSE TRAILER	\$100.00
127	8-1586	PARENTAL RESPONSIBILITY OF CHILD RIDING BICYCLE	\$100.00
129	8-1588	RIDING ON BICYCLE; SEATS; RIDERS LIMITED	\$100.00

130	8-1589	CLINGING TO VEHICLES	\$100.00
131	8-1590	IMPROPER RIDING OF BICYCLE ON ROADWAY	\$100.00
132	8-1591	CARRYING ARTICLES ON BICYCLE; ONE HAND ON HANDLEBARS	\$100.00
133	8-1592	IMPROPER BICYCLE LAMPS, BRAKES, OR REFLECTORS	\$100.00
138	8-1594	IMPROPER OPERATION OF MOTORCYCLE;SEATS;PASSENGERS,BUNDLES	\$100.00
139	8-1595	IMPROPER OPERATION OF MOTORCYCLE ON LANED HIGHWAY	\$120.00
140	8-1596	MOTORCYCLE CLINGING TO ANOTHER VEHICLE	\$100.00
141	8-1597	IMPROPER MOTORCYCLE HANDLEBARS OR PASSENGER EQUIPMENT	\$120.00
142	8-1598	MOTORCYCLE HELMET AND EYE-PROTECTION REQUIREMENTS	\$100.00
143	8-1701	EQUIPMENT OFFENSES THAT ARE NOT MISDEMEANORS	\$120.00
144	8-1703	DRIVING WITHOUT HEADLIGHTS WHEN REQUIRED	\$120.00
146	8-1705	DEFECTIVE HEADLAMPS	\$100.00
147	8-1706	DEFECTIVE TAILLAMPS	\$100.00
148	8-1707	DEFECTIVE REFLECTOR	\$100.00
149	8-1708	IMPROPER TAIL LAMP OR TURN SIGNAL	\$100.00
151	8-1710	IMPROPER LIGHTING EQUIPMENT ON CERTAIN VEHICLES	\$100.00
152	8-1711	IMPROPER LAMP COLOR ON CERTAIN VEHICLES	\$100.00
153	8-1712	IMPROPER MOUNTING OF REFLECTORS AND LAMPS ON CERTAIN VEHICLES	\$100.00
154	8-1713	IMPROPER VISIBILITY OF REFLECTORS AND LAMPS ON CERTAIN VEHICLES	\$100.00
156	8-1715	NO LAMP OR FLAG ON PROJECTING LOAD	\$120.00
157	8-1716	IMPROPER LAMPS ON PARKED VEHICLE	\$100.00
158	8-1718	IMPROPER LAMPS AND EQUIPMENT ON IMPLEMENTS	\$100.00
159	8-1719	UNLAWFUL USE OF SPOT, FOG, OR AUXILIARY LAMP	\$100.00
160	8-1720	IMPROPER LIGHTS OR LAMPS ON EMERGENCY VEHICLE	\$100.00
161	8-1721	IMPROPER STOP OR TURN SIGNAL	\$100.00
162	8-1722	IMPROPER VEHICLE HAZARD WARNING LAMP	\$100.00
163	8-1723	UNAUTHORIZED ADDITIONAL LIGHTING EQUIPMENT	\$100.00
164	8-1724	IMPROPER MULTIPLE BEAM LIGHTS	\$100.00
165	8-1725	FAIL TO DIM HEADLIGHTS	\$100.00
166	8-1726	IMPROPER SINGLE BEAM HEADLIGHT	\$120.00
167	8-1727	IMPROPER SPEED WITH ALTERNATE LIGHTING	\$100.00
168	8-1728	IMPROPER NUMBER OF DRIVING LAMPS	\$100.00
169	8-1729	UNAUTHORIZED LIGHTS OR SIGNALS	\$100.00
170	8-1730	IMPROPER SCHOOL BUS LIGHTING EQUIP. AND WARNING DEVICES	\$100.00
171	8-1730a	UNAUTHORIZED LIGHTS & DEVICES ON CHURCH OR DAY-CARE BUS	\$100.00
172	8-1731	IMPROPER LIGHTS ON CONSTRUCTION OR MAINTENANCE VEH.	\$100.00
173	8-1734	DEFECTIVE BRAKES	\$120.00
174	8-1738	DEFECTIVE OR IMPROPER USE OF HORN OR WARNING DEVICE	\$100.00
175	8-1739	DEFECTIVE MUFFLER	\$100.00
176	8-1740	DEFECTIVE MIRROR	\$100.00
177	8-1741	DEFECTIVE WIPER; OBSTRUCTED WINDSHIELD OR WINDOWS	\$100.00
178	8-1742	IMPROPER TIRES	\$100.00
181	8-1749a	USE OF ONE WAY GLASS ON WINDSHIELD, WINDOWS, OR HEADLAMPS	\$100.00
182	8-1344	CHILD PASSENGER SAFETY RESTRAINT SYSTEM	\$100.00
182.1	8-2503	FAIL TO USE SEAT BELT	\$30.00
182.2	8-1578a	UNLAWFUL RIDING ON VEHICLES	\$100.00
183	8-1801	DEFECTIVE MOTORCYCLE HEADLAMP	\$100.00
184	8-1802	DEFECTIVE MOTORCYCLE TAIL LAMP	\$100.00

185	8-1803	DEFECTIVE MOTORCYCLE REFLECTOR	\$100.00
186	8-1804	DEFECTIVE MOTORCYCLE STOP LAMP OR TURN SIGNAL	\$100.00
187	8-1805	DEFECTIVE MULTIPLE BEAM LIGHTING	\$100.00
188	8-1806	IMPROPER ROAD LIGHTING EQUIPMENT ON MOTOR DRIVEN CYCLES	\$100.00
189	8-1807	DEFECTIVE MOTORCYCLE OR MOTOR DRIVEN CYCLE BRAKES	\$120.00
190	8-1808	IMPROPER PERFORMANCE ABILITY OF BRAKES	\$100.00
191	8-1810	DEFECTIVE HORN, MUFFLER, MIRRORS, OR TIRES	\$100.00
192	8-235	NO DRIVERS LICENSE	\$120.00
198	8-142	ILLEGAL OR EXPIRED REGISTRATION OR TAG	\$120.00
200	8-3104	NO LIABILITY INSURANCE	\$350.00
5.6	79-3321	TOBACCO INFRACTIONS	\$25.00
7-909		FAIL TO CLEAR PROPERTY ( IF CORRECTED BEFORE FIRST APPEARANCE IN COURT )	\$90.00
7-803		INOPERABLE VEHICLE ( IF CORRECTED BEFORE FIRST APPEARANCE IN COURT )	\$90.00
2-101		DOG AT LARGE (FIRST OFFENSE AND CORRECTIVE ACTIONS TAKEN PRIOR TO FIRST APPEARANCE IN COURT )	\$60.00

#### FINES FOR SPEEDING

10 OR BELOW	\$	80.00	60.00	140.00
11	\$	86.00	60.00	146.00
12	\$	92.00	60.00	152.00
13	\$	98.00	60.00	158.00
14	\$	104.00	60.00	164.00
15	\$	110.00	60.00	170.00
16	\$	116.00	60.00	176.00
17	\$	122.00	60.00	182.00
18	\$	128.00	60.00	188.00
19	\$	134.00	60.00	194.00
20	\$	140.00	60.00	200.00
21	\$	149.00	60.00	209.00
22	\$	158.00	60.00	218.00
23	\$	167.00	60.00	227.00
24	\$	176.00	60.00	236.00
25	\$	185.00	60.00	245.00
26	\$	194.00	60.00	254.00
27	\$	203.00	60.00	263.00
28	\$	212.00	60.00	272.00
29	\$	221.00	60.00	281.00
30	\$	230.00	60.00	290.00
over 30 mph = 230.00+ 15.00 for each mph over				
plus court costs				

Court costs of \$75.00 shall be added to all misdemeanor code violations, infractions and traffic violation fines.

**Exceptions** to the Standard Fine Schedule:

(1) For a second offense conviction within a twelve (12) month period, the fine shall be doubled.

(2) For a third offense conviction within a twelve (12) month period, the fine shall be tripled.

(3) For a fourth and subsequent offense conviction within a twelve (12) month period, the fine shall be \$500.00. In no event shall a traffic infraction conviction exceed \$500.00.

**SECTION 2. REPEAL.** All Ordinances and parts of Ordinances in conflict herewith are hereby repealed accordingly.

**SECTION 3. EFFECTIVE DATE.** This Ordinance shall take effect and be in force from and after the 1<sup>st</sup> day of September, 2010.

PASSED and APPROVED by the Commission and SIGNED by the Mayor this \_\_\_\_ day of August 2010.

**CITY OF IOLA, KANSAS**

By: \_\_\_\_\_  
Mayor

Attest

(SEAL)

\_\_\_\_\_  
Roxanne Hutton, City Clerk