

*Ordinance Summary published in the Miami County Republic on August 21, 2024 and the full text of the Ordinance made available at [www.cityofpaola.com](http://www.cityofpaola.com) for a minimum of 1 week from the date of publication.*

### **Ordinance No. 3223 Summary**

On August 13, 2024, the City of Paola, Kansas, adopted Ordinance No. 3223, amending Section 11-101 of the Code of the City of Paola, Kansas, 2021, Regulating Public Offenses within the corporate limits of the City of Paola, Kansas; Incorporating by reference the “Uniform Public Offense Code for Kansas Cities, 40th Edition”, omitting Section 3.1.1 – Domestic Battery; Section 6.16 - Giving a Worthless Check; and Section 6.19 - Equity Skimming; and amending Section 6.8 - Criminal Littering. A complete copy of this ordinance may be obtained or viewed free of charge at the Office of the City Clerk at City Hall, 19 E Peoria Street or at [www.cityofpaola.com](http://www.cityofpaola.com). This summary is certified by Lee H. Tetwiler, Paola City Attorney pursuant to K.S.A. 12-3001, et seq.

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### **ORDINANCE NO. 3223**

**AN ORDINANCE AMENDING SECTION 11-101 OF THE CODE OF THE CITY OF PAOLA, KANSAS, 2021, REGULATING PUBLIC OFFENSES WITHIN THE CORPORATE LIMITS OF THE CITY OF PAOLA, KANSAS; INCORPORATING BY REFERENCE THE “UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES, 40TH EDITION”, WITH CERTAIN OMISSIONS AND AMENDMENTS.**

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF PAOLA, KANSAS:

**SECTION 1.** That Section 11-101 of the Code of the City of Paola, Kansas, 2021, is hereby amended as follows:

**“SECTION 11-101. UNIFORM PUBLIC OFFENSE CODE.**

A. **INCORPORATING UNIFORM PUBLIC OFFENSE CODE.** There is hereby incorporated by reference for the purpose of regulating public offenses within the corporate limits of the City of Paola, Kansas, that certain code known as the “Uniform Public Offense Code, 40th Edition”, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas, save and except such articles, sections, parts or portions as are hereafter omitted, deleted, modified or changed. No less than one copy of said Uniform Public Offense Code shall be marked or stamped “OFFICIAL COPY AS ADOPTED BY ORDINANCE NO. 3223,” 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 this ordinance, and filed with the city clerk to be open to inspection and available to the public at all reasonable hours.

B. OMISSION. The following sections of the Uniform Public Offense Code, 40th Edition, relating to the following matters, are hereby omitted and deleted:

Section 3.1.1	Domestic Battery
Section 6.16	Giving a Worthless Check
Section 6.19	Equity Skimming

C. AMENDMENT. That Section 6.8 of the Uniform Public Offense Code for Kansas Cities, 40th Edition shall be amended to read as follows:

**Sec. 6.8. Criminal Littering.** (a) Criminal littering is recklessly depositing or causing to be deposited any object or substance into, upon or about:

- (1) Any public street, highway, alley, road, right-of-way, park or other public place, or any lake, stream, watercourse, or other body of water, except by direction of some public officer or employee authorized by law to direct or permit such acts; or
  - (2) Any private property without the consent of the owner or occupant of such property.
- (b) Criminal littering is an unclassified offense punishable upon conviction by a fine of not less than \$100 nor more than \$2,500;
- (c) The provisions of Standard Traffic Ordinance Section 112.1, Littering from a motor vehicle, are excepted from the application of this section.
- (d) In addition to the fines in subsection (b), a person convicted of littering shall be required to pick up litter for a time prescribed by and at a place within the jurisdiction of the court. (K.S.A. 21-5815)

**SECTION 2.** That this ordinance shall become effective after its passage, approval and publication in the official city newspaper pursuant to KSA 12-3001, et seq.

**PASSED AND APPROVED** by the Governing Body this 13th day of August, 2024.

**APPROVED** by the Mayor this 13th day of August, 2024.

  
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Leigh House, Mayor

ATTEST: [seal]

  
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Stephanie Marler, City Clerk