

# City of Holton

## ORDINANCE NO. 19-008

**AN ORDINANCE REPEALING ORDINANCE NO. 08-002 AND AUTHORIZING THE OPERATION OF WORK-SITE UTILITY VEHICLES ON THE STREETS WITHIN THE CORPORATE LIMITS OF THE CITY OF HOLTON; PROVIDING FOR RELATED MATTERS INCLUDING PENALTIES FOR VIOLATION THEROF.**

Section 114.5 of the Standard Traffic Ordinance is hereby changed to read as follows

Section 1. Operation of work-site utility vehicles,

- (a) Work-site utility vehicles may be operated upon the public streets and alleys within the corporate limits of the City of Holton.
- (b) “Work Site Utility Vehicle” means any motor vehicle which is not less than 48 inches in width, has an unladen weight, including fuel and fluids, of more than 800 pounds and is equipped with four or more nonhighway tires, a steering wheel and bench or bucket type seating allowing at least two people to sit side-by-side, and may be equipped with a bed or cargo box for hauling materials. Work-site utility vehicle does not include a micro utility truck.
- (c) No work-site utility vehicle shall be operated on any public street or alley unless such vehicle shall comply with the equipment requirements under the provisions of K.S.A. Supp. 8-15,109.
- (d) Every person operating a work-site utility vehicle on the public streets or alleys of the City of Holton shall be subject to all of the duties applicable to a driver of a vehicle imposed by law.
- (e) Work-site utility vehicles may be operated on any city street or alley with the exception of 4<sup>th</sup> Street (K-16 Highway) and Arizona Avenue (U.S. 75 Highway). Work-site utility vehicles may be operated incidentally upon a federal or state highway. Incidentally means crossing such roads.

(f) No person shall operate a work-site utility vehicle on any public highway, street, road, or alley within the corporate limits of the City of Holton unless such person has a valid driver's license.

(g) Every owner of a work-site utility vehicle, before operating said vehicle on the public highways, streets, roads, or alleys within the corporate limits of the City of Holton, shall register said vehicle with the City of Holton and obtain a registration sticker. The registration sticker issued by the city clerk shall be valid through December 31 for the year for which it is issued.

1. Before the city clerk will issue any annual registration license for a work-site utility vehicle, the owner of said vehicle must provide:

(a) Proof of liability insurance in accordance with the Kansas Automobile Injury Reparations Act.

(b) Proof of assessment from the Jackson County Appraiser.

(c) Payment of the annual registration license fee of \$45.00.

(h) A violation of this section shall be deemed an ordinance traffic infraction. Upon an entry of a plea of guilty or no contest or upon convicted of such violation, the penalty imposed shall be in accordance with Section 201, of the Standard Traffic Ordinance, and amendments therto, or such other similar provision as the city may then have in effect.

Section 2. EFFECTIVE DATE. This ordinance shall take effect and be in full force from and after its publication, or a summary thereof, in the official newspaper.

**PASSED AND APPROVED** by the governing body of the City of Holton, Kansas this 19th day of August 2019.



*Robert W. Dieckmann*

Robert W. Dieckmann, Mayor

ATTEST:

*Teresa Riley*

Teresa Riley, City Clerk