

(Published at www.belaireks.gov on October, ____, 2026.)

ORDINANCE NO. ____

AN ORDINANCE REGULATING PUBLIC OFFENSES WITHIN THE CORPORATE LIMITS OF THE CITY OF BEL AIRE, KANSAS; INCORPORATING BY REFERENCE THE UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES, 42nd EDITION, AS PUBLISHED BY THE LEAGUE OF KANSAS MUNICIPALITIES IN 2026, WITH CERTAIN OMISSIONS, CHANGES, AND ADDITIONS; REPEALING ORDINANCE 743; AND AMENDING CHAPTER 6, ARTICLE 1, SECTION 6.1.1. OF THE CODE OF THE CITY OF BEL AIRE, KANSAS.

WHEREAS, pursuant to K.S.A. 12-3009 *et seq.*, and K.S.A. 12-3301 *et seq.*, all as amended, the City of Bel Aire, Kansas (the “City”) is authorized to incorporate by reference the Uniform Public Offense Code for Kansas Cities, 42nd Edition, as published by the League of Kansas Municipalities in 2026 (the “UPOC”), with certain deletions, modifications and additions, as set forth in the Code of the City of Bel Aire, Kansas (the “Code”); and

WHEREAS, the City finds it advisable to incorporate the UPOC by reference and amend the Code, to reflect incorporation of the UPOC.

THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF BEL AIRE, KANSAS:

SECTION 1. Incorporation of Uniform Public Offense Code.

The City hereby incorporates by reference the Uniform Public Offense Code for Kansas Cities, 42nd Edition, as published by the League of Kansas Municipalities in 2026, with the certain deletions and modifications as set forth in the Code. Accordingly, Section 6.1.1. of the Code is hereby amended to read as follows:

“Section 6.1.1. UNIFORM PUBLIC OFFENSE CODE INCORPORATED.

There is hereby incorporated by reference for the purpose of regulating public offenses within the corporate limits of the City of Bel Aire, Kansas, that certain code known as the “Uniform Public Offense Code for Kansas Cities,” 42nd 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. One copy of said Uniform Public Offense Code shall be marked “Official Copy as Adopted by Ordinance No. ____,” 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, during regular City Hall business hours. The City Attorney, City Clerk, City Prosecutor, Municipal Court, Police Department, and any other departments of the City charged with enforcement of the ordinance shall be supplied, at the cost of the City, such number of official copies of such Uniform Public Offense Code similarly marked, as may be deemed expedient.”

SECTION 2. Preservation of Existing Provisions.

Except as expressly amended or repealed by this ordinance, all existing public offense ordinances and Code provisions shall remain in full force and effect.

SECTION 3. Repealer.

Ordinance No. 743, adopting the previous edition of the UPOC, is hereby repealed and superseded. Any other ordinance or portion thereof in conflict with this ordinance is repealed to the extent of such conflict.

SECTION 4. Savings Clause.

The repeal or supersession of any ordinance by this ordinance shall not affect any violation committed, prosecution pending, or penalty incurred before the effective date of this ordinance.

SECTION 5. Severability.

If any provision of this ordinance is held invalid or unconstitutional by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect.

SECTION 6. Publication.

The City Clerk shall cause this ordinance, as soon as practicable after it has been passed and signed, to be published on the City’s website, www.belaireks.gov, which has been designated as an official newspaper of the City pursuant to Charter Ordinance No. 25.

SECTION 7. Effective Date.

This ordinance shall take effect and be in full force from and after its adoption by the governing body of the City, approval by the Mayor and publication as provided in Section 6 of this ordinance.

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81 Passed by the Governing Body of the City of Bel Aire, Kansas on the 6th day of October, 2026.

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83 Approved by the Mayor on the _____ day of October, 2026.

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86 CITY OF BEL AIRE, KANSAS

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91 Jim Benage, Mayor

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93 ATTEST:

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98 Melissa Krehbiel, City Clerk

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101 Approved as to Form Only:

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106 Maria A. Schrock, City Attorney