

ORDINANCE NO. 1035

AN ORDINANCE OF THE CITY OF WESTWOOD, KANSAS AMENDING IN PART AND REPEALING IN PART CHAPTER 11, ARTICLE 1, SECTION 11-101 OF THE WESTWOOD CITY CODE, RELATING TO INCORPORATION OF THE UNIFORM PUBLIC OFFENSE CODE.

WHEREAS, Chapter 11, Article 1, Section 11-101 within the current Code of the City of Westwood adopts by reference the 2023 Edition of the Uniform Public Offense Code prepared and published by the Kansas League of Municipalities;

WHEREAS, the Kansas League of Municipalities has subsequently published the 2023 Edition of the Uniform Public Offense Code which the City wishes to adopt by reference;

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

SECTION 1. That Chapter 11, Article 1, Section 11-101 of the Westwood City Code is hereby amended to read as follows:

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 Westwood, Kansas, that certain code known as the "Uniform Public Offense Code," Edition of 2023, 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 fewer than three copies of said Uniform Public Offense Code shall be marked or stamped "Official Copy as Incorporated by the Code of the City of Westwood, Kansas," 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 section, and filed with the city clerk to be open to inspection and available to the public at all reasonable hours. (Ord. 879, Sec. 1, Code 2008, Ord. 888, Sec.1; Ord. 900 Sec. 1; Ord. 912, Sec1; Ord. 917, Sec. 1; Ord. 929, Sec.1, Ord. 938, Sec. 1; Ord. 954, Sec1; Ord. 962, Sec 1; Ord. 973, Sec 1; Ord. 893, Sec 1; Ord. 993, Sec. 1; Ord. 1003, Sec. 1)

SECTION 2. That the city adopts the substitute provisions stated within Ordinance No. 971 providing for substitute and replacement provisions for Sections 5.6 and 5.7 of the UPOC which are hereby made applicable to and shall substitute for Section 5.6 and 5.7 of the 2023 UPOC.

SECTION 3. That Chapter 11, Article 1, Section 11-101 of the Westwood City Code, is repealed to the extent that it is inconsistent with Section 1 of this Ordinance.

SECTION 4. This Ordinance shall take effect and be in force from and after its passage, approval, and publication in the official city newspaper.

PASSED by the Governing Body this 10th day of August, 2023.

APPROVED by the Mayor this 10th day of August, 2023.

David E. Waters, Mayor

ATTEST:

Abby Schneweis, City Clerk

Approved as to form:

Ryan B. Denk, City Attorney