(Summary published in the Rose Hill Reporter on Sept. 24th, 2026)

ORDINANCE NO. 750

AN ORDINANCE AMENDING CHAPTER XIV OF THE CODE OF THE CITY OF ROSE HILL, KANSAS, RELATING TO TRAFFIC; INCORPORATING BY REFERENCE THE STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES, 53RD EDITION (2026), WITH LOCAL ADDITIONS AND MODIFICATIONS; REPEALING SUPERSEDED PROVISIONS; AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

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

SECTION 1. Section 14-101 of the Code of the City of Rose Hill, Kansas, is amended to read as follows:

14-101 Standard Traffic Ordinance incorporated

The Standard Traffic Ordinance for Kansas Cities, 53rd Edition (2026), prepared and published in book form by the League of Kansas Municipalities (the "STO"), is incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Rose Hill, Kansas, except as expressly omitted, modified, or supplemented by this article. The incorporated provisions have the same force and effect as if set out in full in this section.

At least one copy of the STO shall be marked or stamped "Official Copy as Incorporated by Ordinance No. 750." Each omission or modification shall be clearly marked in the official copy, and a copy of this ordinance shall be attached to it. The official copy shall be filed with the City Clerk and kept open for public inspection during reasonable business hours. The City shall provide similarly marked official copies to the Police Department, Municipal Court, Municipal Prosecutor, City Attorney, and any other City department charged with enforcement, in the number the City deems expedient.

SECTION 2. Section 14-104 of the Code of the City of Rose Hill, Kansas, is amended to read as follows:

14-104 Local additions and modifications to the STO

The STO incorporated by Section 14-101 is supplemented or modified only as expressly stated in this section. A local provision controls over an inconsistent STO provision only to the extent the City is authorized by Kansas law to adopt the local provision. Kansas law controls over any irreconcilable conflict.

Section 88.1 Trespass to park

Trespass to park is:

(a) driving a vehicle upon the real property of another for the purpose of parking a vehicle without the express authority or permission of the owner or occupant to do so; or

(b) driving a vehicle upon the real property of a commercial establishment during business hours to park a vehicle,

(1) without conducting any business at the commercial establishment; or

(2) not removing the vehicle from the property of the establishment within a reasonable time after completing a business transaction at the establishment.

Sec. 104.1. Careless Driving.

No person shall operate, drive or halt any vehicle upon the streets, road or alleys of the City of Rose Hill or in any vehicle area open and accessible to the public, said area being within the corporate city limits of Rose Hill, in such a manner as to indicate a careless disregard for, or negligent inattention of, the rights or safety of others, or in such a manner as to endanger or be likely to endanger any person or property. This section shall not apply to a vehicle driven by a person on private property owned by him or her.

Sections 114.1, 114.2, 114.4, and 114.5 Special purpose vehicles

STO Sections 114.1, 114.2, 114.4, and 114.5 remain in effect and are supplemented by Article 5 of Chapter XIV of the City Code. Article 5 does not authorize operation prohibited by Kansas law or those STO sections, including operation on an interstate, federal, or state highway except for a crossing or other operation expressly authorized by the applicable STO section or Kansas law.

Section 135.2 Supplemental micromobility regulations

(a) Section 109.1 Motorized skateboards. Section 109.1 of the STO is omitted and replaced by Section 135.2 of this ordinance. A motorized skateboard constitutes a micromobility device and may be operated only as expressly permitted by Section 135.2.

(b) Definitions. As used in Sections 135.2 and 135.3:

(1) "Micromobility device" means a bicycle, electric-assisted bicycle, nonmotorized scooter, electric-assisted scooter, nonmotorized skateboard, electric assisted skateboard, nonmotorized two-wheeled caster board, hoverboard that is not a motorized skateboard under the STO, or minibike. The term does not include a wheelchair or other mobility aid operated by a person with a disability, a motor vehicle registered under Kansas law, a motorized skateboard prohibited by STO Section 109.1, or a special purpose vehicle regulated by Article 5 of this chapter.

(2) "Minibike" means a two-wheeled motorized vehicle smaller than a standard motorcycle that was not manufactured or intended for operation on public roadways, including a pocket bike or mini motorcycle, but excluding a nonmotorized child's bicycle or toy.

(3) "Nighttime" means the period beginning one-half hour after sunset and ending one-half hour before sunrise, and any other time when insufficient light or unfavorable

atmospheric conditions prevent persons and vehicles from being clearly discernible at a distance of 1,000 feet.

(c) A person shall not operate a micromobility device on a street, road, highway, or alley with a posted speed limit greater than 30 miles per hour except that micromobility Devices may use Rose Hill Rd only for the shortest distance to get to a legal side street. Operation of micromobility devices are only permitted upon a street, highway or roadway, designated bicycle and multiuse paths, and in designated areas upon full compliance with the provisions set forth herein. Nothing in this subsection authorizes operation on an interstate, federal, or state highway. A lawful crossing shall be made only as permitted by the STO or Kansas law.

(d) Subject to this section, STO Sections 127 through 133 apply to an operator of a micromobility device when the nature of the device and provision permit application. The operator has the rights and duties of a bicycle rider under those sections.

(e) An operator traveling below the normal speed of traffic shall ride as near to the right side of the roadway as practicable, except when preparing for a left turn or when reasonably necessary to avoid an unsafe condition.

(f) Operators shall not ride more than two abreast except on a path or portion of a roadway set aside for the exclusive use of bicycles or micromobility devices.

(g) A person shall not operate a minibike on a sidewalk, park, trail, or other City property unless a posted sign or written City authorization expressly permits operation.

(h) A person shall not carry more persons than the device was designed and equipped to carry or attach the device or operator to a moving vehicle.

(i) An operator crossing or traveling on a sidewalk or crosswalk shall yield to pedestrians and give an audible warning before overtaking and passing a pedestrian. When lawfully using a crosswalk, the operator has the rights and duties applicable to a pedestrian and shall enter at a speed reasonable for existing conditions.

(j) During nighttime, a micromobility device shall have a front lamp emitting white light visible from at least 500 feet and either a rear red reflector visible from 100 to 600 feet when illuminated by lawful lower-beam headlamps, a rear red lamp visible from at least 500 feet, or a red or amber light worn by the operator and visible from at least 500 feet to the rear.

(k) A person shall not operate a micromobility device faster than 20 miles per hour.

(l) A minibike operated on a street or roadway shall display a fluorescent or brightly colored flag at least 6 inches by 8 inches affixed to a vertical pole extending at least 5 feet above the ground when upright.

(m) City registration and a driver's license are not required solely to operate a micromobility device under this section. This subsection does not exempt a device or operator from a requirement imposed by Kansas law.

(n) A parent, guardian, or adult responsible for a minor shall not knowingly or recklessly permit the minor to operate a micromobility device on public property between 11:00 p.m. and 6:00 a.m.

(o) A parent, guardian, or adult responsible for a child 13 years of age or younger shall not knowingly or recklessly permit the child to operate a micromobility device on a street, road, or highway unless the child is under the immediate supervision of an adult and wears a properly fitted helmet designed for that type of device.

(p) An operator's violation of this section is a traffic infraction punishable by a fine not exceeding $250. A violation of subsection (n) or (o) by a parent, guardian, or responsible adult is an unclassified violation punishable by a fine not exceeding $250. No sentence of confinement may be imposed under this section.

Section 135.3 Operation of a micromobility device while impaired

(a) This section applies only when the device or conduct is not governed by STO Section 30 or K.S.A. 8-1567, and amendments thereto. Nothing in this section limits or provides a lesser alternative to prosecution under either provision.

(b) A person shall not operate or attempt to operate a micromobility device on public property while under the influence of alcohol, a drug, or a combination thereof to a degree that renders the person incapable of safely operating the device or creates an actual hazard to another person or property.

(c) A violation is an unclassified violation punishable by a fine not exceeding $500 or confinement for a term not exceeding six months, or both. This section does not independently authorize a chemical test, implied-consent procedure, or driver's-license action.

SECTION 3. Section 14-501 of the Code of the City of Rose Hill, Kansas, is amended to read as follows:

14-501 Definitions

As used in this article, "special purpose vehicle" means a golf cart, work-site utility vehicle, micro utility truck, or all-terrain vehicle as defined by the STO, and a utility task vehicle. "Utility task vehicle" or "UTV" means a utility vehicle having at least two seats positioned side by side within a roll-cage structure. A local designation under this article does not alter a vehicle's classification under Kansas law or the STO. Each vehicle remains subject to every requirement applicable to its statutory vehicle class.

SECTION 4. Section 14-502 of the Code of the City of Rose Hill, Kansas, is amended to read as follows:

14-502. Operation of special purpose vehicles on city streets; special conditions and restrictions on operation.

(a) Except as provided in subsection (b) or Kansas law, a special purpose vehicle may be operated on a City street, road, or alley that is not an interstate, federal, or state highway and has a posted speed limit of 30 miles per hour or less. Special Purpose Vehicles may use Rose Hill Rd only for the shortest distance to get to a legal side street.

(b) A special-purpose vehicle may be operated on a City street, road, or alley having a posted speed limit greater than 30 miles per hour if the City has inspected the vehicle and determined that it is equipped with all lighting, braking, signaling, mirror, safety-belt, and other safety equipment required by this article, the STO,

and Kansas law for the vehicle's operation on a public roadway; the City has issued a current permit or identifying decal for operation under this subsection; the permit or decal is displayed as required by the City; the vehicle is operated only on streets or portions of streets approved by the City for such operation; and the vehicle and operator comply with all other requirements of this article, the STO, Kansas law, and the conditions of the permit.

(c) A special purpose vehicle shall not be operated on an interstate, federal, or state highway except to cross the highway or engage in other operation expressly authorized for that vehicle class by the applicable STO section or Kansas law. A crossing shall be made at an intersection or other lawful crossing point and by the shortest practicable route. Nothing in this article authorizes longitudinal travel on Rose Hill Road if the applicable portion is a federal or state highway.

(d) A special purpose vehicle shall not be operated during nighttime unless equipped with the lights required by the applicable STO provision and STO Sections 183 through 188. A golf cart operated during nighttime shall also display the slow-moving-vehicle emblem required by STO Section 114.4.

SECTION 5. Section 14-503 of the Code of the City of Rose Hill, Kansas, is amended to read as follows:

14-503 Driver license equipment and operating requirements

(a) A person shall not operate a special purpose vehicle on a public street, road, or alley within the City unless the person holds a valid, unrestricted driver's license.

(b) A parent, guardian, owner, or person responsible for a minor or vehicle shall not knowingly or recklessly authorize or permit a minor to operate the vehicle on a public street, road, or alley without a valid, unrestricted driver's license.

(c) Every occupant shall use a seat belt in a vehicle originally equipped by the manufacturer with seat belts. A person under 18 operating or riding on an all-terrain vehicle shall wear a properly fitted motorcycle helmet complying with 49 C.F.R. § 571.218, as amended. A person under 18 operating or riding in a micro utility truck, work-site utility vehicle, or UTV shall wear such a helmet or use a factory-installed seat belt. A parent, guardian, owner, or responsible person shall not knowingly authorize or permit a violation.

(d) A special purpose vehicle shall not carry more persons than the number for which it was designed and equipped.

(e) A person shall not operate a special purpose vehicle between lanes of traffic or adjacent lines or rows of vehicles, except a law-enforcement officer acting within official duties.

(f) In addition to equipment otherwise required by law, a special purpose vehicle shall have at least one rearview mirror.

(g) A special purpose vehicle shall comply with K.S.A. 8-1739, and amendments thereto, concerning mufflers and noise-suppression systems.

(h) An operator is subject to all duties applicable under the STO and Kansas law except a provision that by its nature cannot apply.

(i) A violation of subsection (a), (b), or (c) is an unclassified misdemeanor punishable by a fine not exceeding $1,000, confinement for a term not exceeding six months, or both. A violation of subsection (d), (e), (f), (g), or (h) is a traffic infraction punishable by a fine not exceeding $250 unless another STO or Kansas-law provision governing the same conduct prescribes a different classification or penalty, in which event that provision controls.

SECTION 6. Section 14-505 of the Code of the City of Rose Hill, Kansas, is amended to read as follows:

14-505 City registration license inspection and offenses

(a) Before operation on a public street, road, or alley, the owner shall register the special purpose vehicle with the City for the current calendar year and obtain and display a City-issued license or decal. The full annual fee established by the City fee schedule is due regardless of the application date.

(b) The owner or authorized agent shall apply to the City Clerk on a City form stating the owner's name and residence or bona fide business address and describing the vehicle, including make, model, and identification or serial number, if available. The applicant shall provide proof of insurance meeting applicable Kansas requirements.

(c) Before issuing a City registration and license or decal, the City shall inspect the vehicle and determine that the application is complete, the required fee is paid, insurance is documented, and the vehicle is in safe mechanical condition.

(d) The owner shall securely attach the City license or decal so it is plainly visible and legible from the rear. The City Clerk shall make the registration record available to the Police Department.

(e) A City registration, license, or decal is not transferable. Upon transfer of ownership, it expires and the former owner shall remove it.

(f) If a City license or decal is lost or destroyed, the City Clerk may issue a replacement upon satisfactory proof and payment of the replacement fee.

(g) A person shall not knowingly:

(1) operate, or permit another to operate, an unregistered special purpose vehicle on a public street, road, or alley within the City;

(2) display or possess a City-issued registration receipt, license, or decal that is fictitious, canceled, revoked, suspended, or altered;

(3) lend or permit use of a City-issued registration receipt, license, or decal by a person or vehicle not entitled to use it;

(4) remove, conceal, destroy, mutilate, alter, mark, or deface a City-issued license or decal; or

(5) display on a special purpose vehicle a City-issued license or decal not lawfully issued for that vehicle.

(h) A violation of subsection (g)(2), (3), (4), or (5) is an unclassified misdemeanor punishable by a fine of not less than $50 and not more than $500. Upon conviction, the

municipal court may order surrender of the improper City-issued receipt, license, or decal. This section does not authorize forfeiture, suspension, cancellation, or alteration of a state-issued credential, registration, license plate, or driver's license.

(i) Except as provided in subsection (h), a violation is punishable by a fine not exceeding $100 for a first conviction; $300 for a second conviction within one year after the first; and $500 for a third or subsequent conviction within one year after the first.

SECTION 7. Severability.

If any provision of this ordinance, or its application to any person or circumstance, is held invalid or unenforceable, the remaining provisions and applications are severable and remain in effect.

SECTION 8. Repeal.

Existing Sections 14-101, 14-104, 14-501, 14-502, 14-503, and 14-505 of the Code of the City of Rose Hill, Kansas, and all ordinances or parts of ordinances in conflict with this ordinance are repealed.

SECTION 9. Publication and effective date.

This ordinance shall take effect and be in force upon publication once in the official City newspaper. The City may publish a summary of this ordinance if the summary is certified by the City Attorney as legally accurate and sufficient in accordance with K.S.A. 12-3007, and amendments thereto.

PASSED by the Governing Body of the City of Rose Hill, Kansas, and APPROVED by the Mayor on this 21st day of September, 2026.

Jeanine Schantz

Jeanine Schantz, Mayor

ATTEST:

Kelly Mendoza

Kelly Mendoza, City Clerk

APPROVED AS TO FORM:

Richard A. Samaniego, City Attorney

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE ORIGINAL ORDINANCE; THAT SAID ORDINANCE WAS PASSED ON THE 21st DAY OF September, 2026, THAT THE RECORD OF THE FINAL VOTE ON ITS PASSAGE IS FOUND ON PAGE 2 OF THE MINUTES; A CERTIFIED SUMMARY OF THE ORDINANCE WAS PUBLISHED IN THE Rose Hill Reporter ON THE 24th DAY OF September, 2026.

Kelly Mendoza

CITY CLERK

(Published in the Rose Hill Reporter on September 24, 2026)

SUMMARY OF ORDINANCE NO. 750

AN ORDINANCE ADOPTING THE 2026 STANDARD TRAFFIC ORDINANCE AND AMENDING LOCAL TRAFFIC REGULATIONS

On September 21, 2026, the Governing Body of the City of Rose Hill, Kansas, passed Ordinance No. 750.

The ordinance incorporates by reference the Standard Traffic Ordinance for Kansas Cities, 53rd Edition (2026), subject to the local additions and modifications stated in the ordinance; retains and revises local traffic offenses concerning trespass to park and careless driving; replaces the STO provision concerning motorized skateboards with local micromobility regulations, including where and how such devices may be operated, speed, lighting, equipment, supervision, helmet, nighttime, impairment, and penalty requirements; continues the STO local provisions governing special-purpose vehicles, i.e. golf carts, work-site utility vehicles, micro utility trucks, all-terrain vehicles, and utility task vehicles, including regulations on permitted streets, highway crossings, nighttime operation, driver licensing, safety equipment, occupancy, insurance, City registration, inspection, decals, offenses, and penalties; repeals superseded and conflicting provisions, provides for severability, and takes effect upon publication of this summary in the official City newspaper.

The complete text of Ordinance No. 750 may be obtained or viewed free of charge at the office of the City Clerk, Rose Hill City Hall, 125 W. Rosewood Street, Rose Hill, Kansas 67133. A copy of the original ordinance will be available for at least one week following publication of this summary on the City's official website: https://cityofrosehill.com/.

CERTIFICATION

I certify that this summary is legally accurate and sufficient in accordance with K.S.A. 12-3007.

/s/ Richard A. Samaniego
City Attorney