

ORDINANCE NO. 2536

AN ORDINANCE REGULATING PUBLIC OFFENSES WITHIN THE CORPORATE LIMITS OF THE CITY OF SILVER LAKE, KANSAS; INCORPORATING BY REFERENCE THE "UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES," 38TH EDITION, PROVIDING FOR THE ADDITION THERETO OF CERTAIN OTHER OFFENSES, AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SILVER LAKE, KANSAS:

Section 1. Existing Silver Lake City Code Section 11-101 is hereby amended to read as follows:

"UNIFORM OFFENSE CODE INCORPORATED: There is hereby incorporated by reference the Uniform Public Offense Code for Kansas Cities, 38th Edition, prepared and published by the League of Kansas Municipalities. No fewer than three copies of the Uniform Code shall be marked or stamped 'Official Copy' as adopted by the City of Silver Lake, Ordinance No. 2536, and shall be filed with the City Clerk to be open for inspection and available to the public at all reasonable hours."

Section 2. Amendment to Include Prohibition Against Sale, Consumption, Possession or Use of Intoxicating Liquor or Cereal Malt Beverage on Property Owned by School Districts Within the City:

Article 5 of said Uniform Code is hereby supplemented by adding the following section:

Section 5.9: Sale, Consumption Possession or Use of Intoxicating Liquor or Cereal Malt Beverage on School Property Prohibited.

- (a) The sale, consumption, possession or use of intoxicating liquor or cereal malt beverage on property owned by any School District within the City of Silver Lake, Kansas, is hereby prohibited.
- (b) Violation of this Ordinance may be prosecuted in the Municipal Court of the City of Silver Lake. Violation of Section 4 of this Ordinance shall be punishable by a fine of not more than \$500.00.

Section 3. Amendment to Prevent Improper Disposal of Dog and Cat Waste Within the City:

Article 6 of said Uniform Code is hereby supplemented by adding the following section:

Section 6.27. Defecation by dogs or cats

- (a) It is the duty of each person in control of a dog or cat to promptly remove and dispose of, in a sanitary manner, feces left by such dog or cat. Failure to remove feces deposited upon public property, or upon the property of another person, is a violation of this section.
- (b) It shall be the duty of each person in control of a dog or cat to be in possession of materials to remove feces left by a such dog or cat.
- (c) It is an affirmative defense to prosecution under this section that the person in control of the dog or cat is the owner of the premises, or the owner's agent of the premises, where the dog or cat deposits feces.
- (d) Violation of this section is unlawful and any violation shall be punishable upon conviction by a fine of not less than \$25.00 or more than \$100.00. Each act in contravention of this section is a separate offense.

Section 4. Repeal. Ordinance No. 2503 and all other ordinances in conflict herewith are hereby repealed.

Section 5. Effective Date. This Ordinance shall take effect and be in force from and after its publication in the official city newspaper.

Passed by the Council the 15th day of **August, 2022.**

Approved by the Mayor this 15th day of **August, 2022.**



MACK SMITH, Mayor

Attest:



LIZ STECKEL, City Clerk

