

## ORDINANCE NO. 2018-3140

**AN ORDINANCE REGULATING PUBLIC OFFENSES WITHIN THE CORPORATE LIMITS OF THE CITY OF CONCORDIA, KANSAS; INCORPORATING BY REFERENCE THE UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES, EDITION OF 2018, WITH CERTAIN OMISSIONS, AMENDMENTS AND ADDITIONAL PROVISIONS; PROVIDING CERTAIN PENALTIES; REPEALING EXISTING SECTION 14-101 OF THE CONCORDIA CODE; AND AMENDING THE CONCORDIA CODE, BY ADDING A SECTION NUMBERED 14-101.**

BE IT ORDAINED by the Governing Body of the City of Concordia, Kansas:

SECTION 1. Existing Section 14-101 of the Concordia Code is hereby repealed as of the effective date of this ordinance.

SECTION 2. That the Concordia Code is hereby amended by adding a section to be numbered 14-101, which shall read as follows:

### **Sec. 14-101. Adoption of Uniform Public Offense Code**

(a) There is hereby incorporated by reference for the purpose of regulating public offenses within the corporate limits of the City of Concordia, Kansas, that certain Uniform Public Offense Code known as the Uniform Public Offense Code for Kansas Cities, Edition of 2017, (hereinafter UPOC) prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas, save and except such articles, sections, parts or portions as hereinafter omitted, deleted, modified or amended. Not less than three (3) copies of the UPOC shall be marked or stamped "Official Copy as adopted by Ordinance No. 2018-3140," with all sections or portions thereof intended to be omitted, deleted, modified or amended clearly marked to show any such omission, deletion, modification or amendment and to which shall be attached a copy of this incorporating ordinance, and filed with the City Clerk to be opened to inspection and available to the public at all reasonable hours. The police department, municipal judge and all administrative 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 the UPOC, similarly marked, as may be deemed expedient.

(b) Omissions and Amendments to UPOC.

(1) No Implied repeal of Concordia Code Provisions: All Concordia Code provisions concerning wrongful acts, public offenses or misdemeanors not specifically repealed hereby shall remain in full force and effect, and all offenses, misdemeanors or wrongful acts regulated and penalized by any such provision or section of the Concordia Code shall remain in full force and effect and shall be construed and adjudicated in accordance with the provisions of the Concordia Code.

(2) Specific amendments or additions. None.

(c) Fines. Every person convicted of a misdemeanor under this Ordinance may, in addition to, or instead of, the confinement authorized by law, be sentenced to pay a fine which shall be fixed by the Court or Municipal Judge, not to exceed the maximum of Article 12 of the UPOC.

SECTION 3. This ordinance shall be summarized for publication as follows:

### **Ordinance No. 2018-3140 Summary**

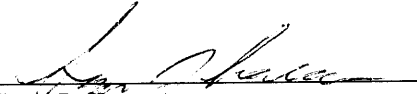
On July 18, 2018, the City of Concordia adopted Ordinance No. 2018-3140, amending the Concordia Code Section to adopt the 2018 edition of the Uniform Public Offense Code for Kansas cities. This ordinance is updated annually to conform city criminal ordinances to state law, with certain exceptions as stated in the ordinance. The complete text of this ordinance may be obtained and viewed free of charge at the office of the city clerk. A

reproduction of this ordinance will be available for not less than one week following the publication of this ordinance at the website address of the City of Concordia, <http://www.concordiaaks.org>. This summary is certified by the city attorney to be legally accurate and sufficient.


SECTION 4. That this ordinance shall take effect and be in force from and after its passage and publication in the official city newspaper.

PASSED by the Governing Body and signed by the Mayor this 18<sup>th</sup> day of July, 2018.

(Seal)

  
Sarah J. Sacco  
Mayor

ATTEST:

  
\_\_\_\_\_  
Stacey Smith  
City Clerk

#### ORDINANCE CERTIFICATE

I hereby certify that the foregoing is an original ordinance; that said ordinance was passed on the 18th day of July, 2018; that the record of the final vote on its passage is found on page \_\_\_\_ of the minutes journal; that the ordinance summary was published in the Concordia Blade-Empire on the 20th day of July, 2018.

  
\_\_\_\_\_, City Clerk