

CHAPTER XIV. TRAFFIC

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ARTICLE 1. STANDARD TRAFFIC ORDINANCE

14-101. **INCORPORATING STANDARD TRAFFIC ORDINANCE.** There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Roeland Park, Kansas, that certain standard traffic ordinance known as the "Standard Traffic Ordinance for Kansas Cities," Edition of 2006, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas, save and except such sections as are hereafter modified or changed, such incorporation being authorized by K.S.A. 12-3009 through 12-3012, inclusive, as amended. No fewer than 3 copies of said Standard Traffic Ordinance shall be marked or stamped "Official Copy as Adopted by Ordinance No. 795," with all sections or portions thereof intended to be changed clearly marked to show any such 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 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 such Standard Traffic Ordinance similarly marked, as may be deemed expedient. (Ord. 795, Sec. 1; Code 2007)

14-102. **SAME; AMENDMENT TO SECTION 2.** Section 2 of the Standard Traffic Ordinance is hereby amended to read as follows:

Provisions of Ordinance Refer to Vehicles Upon the Streets and Highways and Other Designated Areas; Exceptions.

(a) The provisions of this ordinance relating to the parking and other operation of vehicles refer exclusively to the parking and operation of vehicles upon streets and highways and upon any publicly owned property within this city except: (1) where a different place is specifically referred to in a given section; and (2) the provisions of Sections 29 through 31, inclusive, of this ordinance, and the provisions of Article 10 of Chapter 8 of the Kansas Statutes Annotated, and any acts amendatory thereof, shall apply upon streets and highways and elsewhere throughout the city.

(b) As used in subsection (a) above, the phrase "publicly owned property" shall mean property owned by the City of Roeland Park or any agency thereof or by any other political or taxing subdivision of the State of Kansas, including, but not limited to, U.S.D. No. 512, Johnson County Library, and Johnson County Parks and Recreation.

(Ord. 795, Sec. 2; Code 2007)

14-103.

SAME; SUPPLEMENT TO SECTION 33. The Governing Body having determined upon the basis of an engineering and traffic investigation that the speed limits permitted under state law and Section 33 of the Standard Traffic Ordinance are less than reasonable and safe on some streets and are more than reasonable and safe on other streets, and does determine and declare that the speed limit (except when a special hazard exists that requires lower speed for compliance with Section 32) on the streets hereinafter set forth be the limits specified in this section, and no person shall drive a vehicle at a speed in excess of such maximum limits:

(a) Speed not in excess of 20 miles per hour shall be lawful on the following streets:

- (1) Elledge Drive between Catalina and Buena Vista.
- (2) Parish Drive between 48th Street and Elledge Drive;
- (3) 48th Street between Wells Drive and Parish Drive;
- (4) Clark Drive from Elledge Drive to the north property line of 5021 Clark Drive;
- (5) 50th Street from Buena Vista to Clark Drive;
- (6) Delmar from 48th Street to Elledge Drive;
- (7) Reinhardt from 53rd Street to 48th Street;
- (8) 50th Street from Mission Road to Reinhardt; and
- (9) Pawnee between 50th Street and Reinhardt.

(b) Except as stated below, a speed not in excess of 30 miles per hour shall be lawful for traffic upon Mission Road; Roe Lane; Johnson Drive; 53rd Street from Mission Road to Reinhardt; and 47th Street from Fontana to Mission Road. Provided, a speed not in excess of 20 miles per hour shall be lawful upon Mission Road from a point 300 feet north of 51st Street to 53rd Street during the hours of 7:30 a.m. to 8:30 a.m., 10:30 a.m. to 11:30 a.m. and 3:00 p.m. to 4:00 p.m. on days when school is in session. Provided further, a speed not in excess of 20 miles per hour shall be lawful upon Mission Road from 48th Street to 49th Terrace during the hours of 7:30 a.m. and 8:30 a.m. and 3:00 p.m. to 4:00 p.m. on days when school is in session.

(c) A speed not in excess of 35 miles per hour shall be lawful on Highway 56 (Shawnee Mission Parkway) and on Roe Boulevard within the city.

(d) On any residential street not otherwise herein designated, a speed not exceeding 25 miles per hour shall be lawful.

(e) The maximum speed in other areas or on streets not specifically designated in this Section shall be as specified in § 33 of the "Standard Traffic Ordinance for Kansas Cities," Edition of 2006.

(Ord. 795, Sec. 3; Code 2007)

14-104.

TRAFFIC INFRACTIONS AND TRAFFIC OFFENSES. (a) An ordinance traffic infraction is a violation of any section of this ordinance that prescribes or requires the same behavior as that prescribed or required by a statutory provision that is classified as a traffic infraction in K.S.A. 8-2118, or amendments thereto.

(b) All traffic violations which are included within this Chapter, and which are not ordinance traffic infractions as defined above, shall be considered traffic offenses.

(Ord. 777, Sec. 4; Code 2007, 14-103)

14-105. PENALTY FOR SCHEDULED FINES. The fine for violation of an ordinance traffic infraction or any other traffic offense for which the municipal judge establishes a fine in a fine schedule shall not be less than Fifteen Dollars (\$15.00) nor more than One Hundred Dollars (\$100.00), except for speeding which shall not be less than Twenty-Two Dollars (\$22.00) nor more than Five Hundred Dollars (\$500.00). A person otherwise convicted for violation of an ordinance traffic infraction or other traffic offense for which a fine has not been established in a schedule of fines shall pay a fine fixed by the court not to exceed Five Hundred Dollars (\$500.00). (Ord. 777, Sec. 5; Code 2007, 14-104)

ARTICLE 2. LOCAL TRAFFIC REGULATIONS

14-201. TRESPASS BY MOTOR VEHICLE. No person shall operate a motor vehicle over private property of another except a private road or driveway and then only with expressed or implied permission from the owner and as also set forth in section 6.7 of the Uniform Public Offense Code as incorporated by reference in section 11-101. (Code 1977, 14-204; Code 1986)

14-202. PERSON WHO MAY NOT OPERATE MOTOR VEHICLES. No person who is a habitual user of narcotic drugs or any person who is under the influence of intoxicating liquor or narcotic drugs shall drive a vehicle in the city. It is further stated that no person under the age of 16 shall operate a motor vehicle except as outlined in section 14-203. (Code 1977, 14-204)

14-203. RESTRICTED OPERATOR'S LICENSE. It is respectfully requested that the State Motor Vehicle Department shall not issue any license to any person as an operator who is under the age of 16 years, except that the State Motor Vehicle Department may issue a restricted license as provided by state statutes to a person who is at least 14 years of age, upon the written application of a parent or guardian: provided, that the parent or guardian shall show the necessity for the issuance of such license. Provided further, however, that the application of a parent or guardian, of such a minor shall be forwarded to the chief of police who shall make a recommendation thereon, and such recommendation shall be forwarded, with the application, to the department, and if the department shall be satisfied of the necessity for the issuance of such a restricted license, it shall issue a license to such minor, which shall entitle the holder thereof, while having such license in his or her possession, to operate a passenger motor vehicle during the hours of 7:00 a.m. to 7:00 p.m. on days while school is in session and over the most direct and accessible route between the licensee's residence and his or her school of enrollment for the purposes of school attendance, or any time when accompanied by a parent or guardian who is the holder of a valid operator's or chauffeur's license, and who is actually occupying a seat beside the driver. (Code 1977, 14-205)

Note: The City of Roeland Park has, by Ordinance No.232, and pursuant to K.S.A. 8-237 *et seq.*, requested of the Kansas Motor Vehicle Department not to issue driver's licenses to minors under the age of 16 years.

14-204. USE OF FLOOD LIGHTS. No person shall erect, maintain, or use any flood light, the use of which blinds, or partially blinds, or otherwise hampers or interferes with safe operation of vehicles by the operator of any vehicle moving upon any street. (Code 1977, 14-206)

14-205. TRUCKS PROHIBITED ON CERTAIN STREETS. No truck type motor vehicle of any road load shall travel on the city streets except those portions of Johnson Drive and Roe Avenue lying within the city unless the vehicles shall then and there be engaged in actual pickup and delivery to and from addresses and places within the city. (Code 1977, 14-207)

- 14-206. TRUCK WEIGHT RESTRICTED. No truck type motor vehicle having a road load in excess of five tons shall travel on the city streets for any purpose except upon those portions of Johnson Drive and Roe Avenue lying within the city. (Code 1977, 14-208)
- 14-207. MAIN TRAFFIC WAYS. Pursuant to K.S.A. 12-685, the following existing streets or parts thereof located in the city are hereby designated and established in their entirety as main traffic ways within the city for the purpose of the movement of through traffic between areas of concentrated activity within the city or between such areas within this city and traffic facilities outside the city performing the function of a major traffic way: Alder, Alhambra, Ash, Birch, Briar, Buena Vista, Canterbury, Catalina, Cedar, Clark, Delmar, Elledge, El Monte, Fontana, Granada, Howe, Johnson Drive, Juniper, Linden, Mission Road, Mohawk, Nall, Neosho, Parish, Pawnee, Reinhardt, Roe Boulevard (formerly known as Roe Avenue and 18th Street Expressway), Roe Lane, Roeland Drive, Rosewood, Rosewood Drive, Shawnee Mission Parkway, Sherwood, Southridge, Sycamore, Venture Lane, Windsor, 47th Street, 47th Place, 47th Terrace, 48th Street, 48th Street Terrace, 49th Street, 49th Terrace, 50th Street, 50th Terrace, 51st Street, 52nd Street, 52nd Terrace, 52nd Place, 53rd Street, 53rd Terrace, 54th Street, 54th Terrace, 55th Street, 56th Street, 57th Street, 57th Terrace and 58th Street. (Ord. 731, Sec. 1; Code 2007)
- 14-209. THROUGH STREETS. When signs or signals are erected giving notice thereof, drivers of vehicles shall stop or yield as the sign directs, at every intersection before entering any of the following streets or parts of streets which are hereby designated through streets:
- (a) Forty-Seventh Street, except at its intersection with Roe Avenue;
 - (b) Fifty-First Street between Nail Avenue and Roe Avenue except at its intersection with Nail Avenue, Roe Avenue and Rosewood Drive;
 - (c) Nall Avenue, except at its intersection Fifty-First Street southbound traffic on Nail Avenue shall stop before entering the intersection of Fifty-First Street and Nail Avenue;
 - (d) Buena Vista, except at its intersection with Elledge Drive and Johnson Drive;
 - (e) Clark Drive, except at its intersections with Elledge Drive and Fifty-Third Street;
 - (f) Roe Avenue, except at intersections where traffic control devices have been installed;
 - (g) Roeland Drive, except at its intersections with Nail Avenue and Johnson Drive;
 - (h) Fifty-Fifth Street, except at its intersection with Nail Avenue, Roe Avenue and Juniper, except where traffic control devices have been installed;
 - (i) Sycamore Avenue from Roe Avenue to Buena Vista Avenue, except at its intersections with Roe Avenue and Buena Vista Avenue;
 - (j) Fifty-First Street from Roe Avenue to Buena Vista Avenue, except at its intersections with Roe Avenue and Buena Vista Avenue;
 - (k) Rosewood Drive, except at its intersections with Sycamore Drive and Fifty-First Street;

(l) Fifty-Third Street from Buena Vista to the east city limits of the City of Roeland Park, except at its intersection with Buena Vista Avenue;

(m) Neosho Avenue from Fifty-Third Street to the north city limits of the city of Roeland Park, except at its intersection with Fifty-Third Street.

(n) Elledge Drive from Roe Avenue to the easterly city limits, except at its intersection with Roe Avenue;

(o) Forty-Eighth Street from Parish Drive to Neosho Avenue, except at its intersection with Neosho Avenue.

(Code 1977, 14-211)

14-210. STOP INTERSECTIONS AND REGULATING TRAFFIC. The following intersections are hereby designated as stop intersections and when signs or signals are erected at one or more entrances as stated, the drivers of vehicles shall stop.

(a) All vehicles approaching the intersection of Fifty-Fifth Street and Juniper Street shall come to a stop at the intersection before proceeding into and entering the intersection;

(b) All vehicles approaching the intersection of Fifty-First Street and Rosewood Drive shall come to a stop at the intersection before proceeding into and entering the intersection;

(c) All vehicles approaching the intersection of Sycamore Drive and Rosewood Drive from north or south shall come to a stop at the intersection before proceeding into and entering the intersection;

(d) All vehicles on Aider Drive and all vehicles on Linden approaching the intersection of the streets with Sherwood shall yield right-of-way at the intersection before proceeding and entering the intersection;

(e) All vehicles on Canterbury approaching the intersection of Fifty-First Street shall come to a stop at the intersection before proceeding and entering the intersection;

(f) All vehicles approaching the point of intersection of Forty-Seventh Street and Roe Boulevard from the north shall come to a stop at the intersection before proceeding into the intersection;

(g) All vehicles northbound on Roe Boulevard approaching the intersection of Forty-Seventh Street and Roe Boulevard shall yield the right-of-way at the intersection before entering the intersection;

(h) All southbound vehicles traveling upon Frontage Road approaching the intersection of Forty-Eighth Street and Frontage Road shall come to a stop at the intersection before entering the intersection. A warning sign of the stop sign shall be installed a reasonable distance from the intersection;

(i) No person shall stop, stand, or park a motor vehicle on either side of Forty-Eighth Street from the point of its intersection with Roe Boulevard west to the point of its intersection with Frontage Road;

(j) No person shall stop, stand or park a motor vehicle upon either side of Frontage Road throughout its entire length from its point of exit from 18th Street Trafficway to its point of entrance to the Roeland Park Shopping area;

(k) Subsections (i) and (j) of this section and section 14-102 regarding speed upon Frontage Road shall be in effect and enforced only for the duration of the operation of the Roeland Park Swimming Pool. At all other times the existing regulations shall be in effect and enforced;

(l) No person shall stop, stand or park a motor vehicle on the east side of Reinhardt Drive between the entrance and exit of the circle drive leading to Bishop Meige High School;

(m) All vehicles approaching the intersection of 50th Street and Howe Drive shall come to a stop at the intersection before proceeding into and entering the intersection;

(n) All vehicles approaching the intersection of Sycamore and Cedar shall come to a stop at the intersection before proceeding into and entering the intersection;

(o) All vehicles approaching the intersection of 50th Street and Reinhardt shall come to a stop at the intersection before proceeding into and entering the intersection;

(p) All vehicles approaching the intersection of 48th Street and Reinhardt shall come to a stop at the intersection before proceeding into and entering the intersection;

(q) All vehicles approaching the intersection of 51st Street and Buena Vista shall come to a stop at the intersection before proceeding into and entering the intersection.

(Ord. 669, Sec. 1)

14-211. PARKING; RESIDENTIAL. It shall be unlawful for any person, association thereof, corporation or any occupant of a residence or residential unit to park, cause, or allow the parking of any motor vehicle upon the property thereof except and unless such motor vehicle is parked directly in front of the garage, or directly between the garage and the street, or upon the paved portion of the driveway, in the garage, or in the event of multiple housing units, in that area specifically designated for parking. (Code 1977, 14-213)

14-212. PARKING ON UNPAVED SURFACES IN CERTAIN AREAS PROHIBITED.
(a) Except as may be expressly permitted by any ordinance of the city; it shall be unlawful for any person to park a motor vehicle upon the grass, sod, soil or grass area of any residential unit, residence, yard, lot or residential premises.
(b) Except as may be expressly permitted by any ordinance of the City, it shall be unlawful for any person to park a motor vehicle upon the grass, sod, soil or grass area of any property zoned under any of the following zoning district classifications: Office Building District; Retail Business District; CP-O, Plan Office Building District; CP-1, Plan Restricted Business District; CP-2, Plan General Business District; or P-I, Plan Industrial Park District.
(Ord. 616, Sec. 1)

14-213. PARKING; WHERE PROHIBITED, PRIVATE PROPERTY. No person shall stop, stand, park or leave standing, any motor vehicle, whether attended or not attended, in any private driveway, yard, parking area or upon any other private property without the consent of the owner or person in charge thereof.
(Code 1977, 14-215)

14-214. REMOVAL OF PARKED VEHICLE ON PRIVATE PROPERTY. (a) Whenever any police officer finds a motor vehicle standing in violation of the foregoing section 14-213 either through his or her personal knowledge or upon complaint of the owner

or manager of the private property, he or she is hereby authorized to remove such motor vehicle or request the owner thereof to remove it. If the vehicle is unattended the officer is authorized to remove the violating vehicle to a public garage or other place of safety as expeditiously as possible.

(b) Any motor vehicle so removed and taken into custody by the police of this city shall be held by the police until the owner or his or her authorized agent applies for the release of the same and pays the costs of removing and storing the vehicle, which costs shall be assessed by the police department.

(c) Bond Required: In addition to such costs of subsection (b), before releasing any vehicle on which a ticket for a parking violation has been issued in connection with the removal by the police department of the vehicle, the city shall require that a bond be posted for appearance in court on such violation. In lieu of the bond being posted, the city may accept payment of the fine in satisfaction of the ticket.

(Code 1977, 14-216)

14-215. **PARKING IN RESIDENTIAL AREAS.** (a) Except as otherwise provided in subsection (d) of this section, and subject to the additional restrictions contained in subsection (b) of this section, no person shall park, stand or store a trailer; semitrailer, boat, bus, camper, recreational vehicle, mobile home (self-propelled or otherwise), truck, tractor, or other type of wheeled vehicle, other than passenger cars, motorcycles, bicycles, children's toys, garden carts and lawn equipment on any lot zoned for residential use to the street on which the property fronts than the established building line or lines on the lot for more than 72 hours.

(b) Except as otherwise provided in subsection (d) of this section, no person shall park, stand or store any oversized motor vehicle in an area zoned for residential use except in an enclosed building or garage. For purposes of this section, oversized motor vehicle means any of the following: any motor vehicle exceeding 28 feet in length; any motor vehicle with a licensed gross weight exceeding 18,000 pounds; or any motor vehicle with a chassis rated by the manufacturer as heavier than one ton.

(c) Except as otherwise provided in subsection (d) of this section, in areas zoned for residential use where on-street parking is otherwise permitted, no person shall park, stand or store on the street any motor vehicle which exceeds 7 ½ feet in width at its widest point.

(d) Exceptions to the provisions of this section may be authorized by a permit issued by the police department where such exceptions will not endanger the public safety or welfare of the residents of the area or motorists on the street. No such permit shall be granted for a period exceeding seven days.

(Ord. 562, Sec. 1)

14-216. **REPAIR OF VEHICLES PROHIBITED IN CERTAIN AREAS.** No person shall do or cause to be done any repairing of, or mechanical work on, any motor vehicle, trailer or boat except in an enclosed building or garage in an area zoned for residential use in the city except emergency repairs of a minor nature.

(Code 1977, 14-219)

14-217. **SNOWSTORM; PARKING REGULATIONS; VEHICLES.** (a) All persons having vehicles parked on the streets of the city shall remove the same therefrom

within two hours after any snowfall which shall leave a covering of two inches or more covering to be measured by the Roeland Park Street Department.

(b) All cars remaining in the street two hours after such snowfall as described in this section and obstructing snow removal operations of the street department shall be towed off the street. All tow-in charges shall be paid by the owner of any vehicle so removed from the street.

(Code 1977, 14-220)

14-218. LIMITED PARKING AREAS. (a) No person shall stop, stand, park, or leave standing any vehicle, whether attended or unattended, for a period of time exceeding 15 minutes in any such place or places as may be designated by the governing body of the city. Such place or places so designated by the governing body shall contain signs stating the parking time limitations.

(b) Parking restrictions shall be as follows:

(1) No parking on the south side of 51st Street from Cedar to Briar between the hours of 7:00 a.m. to 10:00 a.m., Monday through Friday, inclusive, and 3:00 p.m. to 6:00 p.m., Monday through Friday, inclusive;

(2) No parking on the north side of 55th Terrace from Juniper to Briar between the hours of 2:30 p.m. to 3:30 p.m., Monday through Friday, inclusive;

(3) Parking on 51st Street between Granada and Buena Vista shall be limited to two hours.

(Ord. 795, Sec. 4; Code 2007)

14-219. HANDICAPPED PARKING. No person shall park any vehicle in a parking space whether on public or private property which is clearly marked as being reserved for the use of handicapped persons or persons responsible for the transportation of handicapped persons unless such vehicle bears a special license plate or identification card issued pursuant to K.S.A. 8-161 or K.S.A. 8-1 32a and is being operated by or used for the transportation of handicapped person or disabled veteran. If a parking space on private property is clearly marked as being reserved for the use of a specified handicapped person, it shall be unlawful for any other person to park in such space. (Ord. 465, Sec. 2)

14-220. PARKING PROHIBITED ON CERTAIN CITY STREETS. No person shall stop, stand or park a motor vehicle except when necessary to avoid conflict with other traffic or in compliance with direction of a police officer or traffic control device in any of the following places:

(a) On the east side of Nall Avenue from the south city limits to 51st Street;

(b) On the south side of 51st Street from Briar to Nall Avenue;

(c) On the south side of 56th Street, between the intersections of Granada and Roe Boulevard;

(d) On any portion of the north side of 51st Street from Cedar to Nall Avenue;

(e) On the west side of Buena Vista on any portion of the street;

(f) On any portion of Roe Lane;

(g) On the east side of Reinhardt Street between the intersections of 48th Street and 50th Terrace; and between the intersection of Lucas Lane and 53rd Street;

(h) On either side of 50th Street between the intersections of Reinhardt and Canterbury;

- (i) On any portion of 47th Street;
 - (j) On the west side of Ash from the intersection of 51st to a point 100 feet south of that intersection;
 - (k) On the west side of Neosho at the intersection of Neosho and 50th Street and Wells Drive, to a point 170 feet north of the crosswalk crossing Neosho at that intersection;
 - (l) On any portion of Roe Boulevard;
 - (m) On the west side of Parish Drive from the intersection of Elledge Drive and Parish Drive to the north entrance of the Roesland Elementary School parking lot;
 - (n) On the north side of 50th Street between Clark Drive and Buena Vista Drive;
 - (o) On the west side of Rosewood Drive north of the intersection with 51st Street;
 - (p) On the west side of Reinhardt between 50th Terrace and 52nd Place;
 - (q) On the east side of Parish between 48th Street and Elledge;
 - (r) On either side of 55th Street between Linden and Roe Boulevard;
 - (s) On either side of Ash from Johnson Drive to 58th Street;
 - (t) On either side of 50th Terrace between Briar and Roe Boulevard.
- (Ord. 795, Sec. 5; Code 2007)

14-221. TIME LIMITATION ON PARKING. No person shall park or place any vehicle upon the streets, alleys, boulevards or other public ways continuously for a period of more than 72 hours. The police department may cause such vehicles parked in excess of 72 hours to be removed and impounded. Vehicles may be released only after bond has been made for appearance in municipal court and payment of towing and storage fees. (Ord. 465, Sec. 1)

14-222. DRIVING, STOPPING, STANDING AND PARKING OF MOTOR VEHICLES IN BIKE LANE PROHIBITED. It shall be unlawful to drive, stop, park or allow a motor vehicle to stand in any path or roadway area set aside and marked as a bike lane. A motorized bicycle shall not be considered as a motor vehicle for purposes of this section. (Ord. 460, Sec. 2)

14-223. VARIANCES ALLOWED IN PARKING REGULATIONS. Whenever by reason of unusual or peculiar conditions pertaining to a particular building, structure, lot or tract as related to the existing or appropriate development within the immediate vicinity, the strict application of a provision in this article will work an unnecessary hardship, the governing body shall have the power to grant a variance or exemption from such provision. Such variances shall be in harmony with both the spirit and intent of this article and such variance or exemption does not change the classification of the property nor make any changes in zoning ordinances. (Code 1977, 14-224)

14-224. CARELESS DRIVING. No person shall drive any vehicle upon a street carelessly and heedlessly in willful or wanton disregard of the rights or safety of others or without due caution and circumspection, at a speed o.in a manner so as to endanger or be likely to endanger any person or property. (Code 1977, 14-225)

14-225. **PARKING FOR CERTAIN PURPOSES PROHIBITED.** No person shall park a motor vehicle, including, but not limited to, a passenger car, truck, recreational vehicle, camper, bus, trailer, semitrailer, or motorcycle, upon any roadway or private or public parking area for the principal purpose of displaying such vehicle for sale. Provided, however, that nothing herein shall prevent such parking on private residential driveways or on parking lots for motor vehicle dealerships so long as such parking is not otherwise in conflict with any other provision of the code. (Ord. 564, Sec. 1)

14-226. **ONE WAY TRAFFIC AT COMMUNITY CENTER DRIVEWAY.** The driveway at the Roeland Park Community Center, 4850 Rosewood Drive, Roeland Park, Kansas, shall be restricted to one way traffic and shall be marked with “One Way” signs conforming to the State of Kansas manual and specifications as required by K.S.A. 8-2005 or amendments thereto. Following the erection of such signs on the driveway, it shall be unlawful and a traffic offense for any person to drive the wrong direction on the Community Center driveway. The schedule of fines for traffic offenses established pursuant to section 14-104 of the Code of the City of Roeland Park, Kansas, shall be revised to include a fine for the violation of this article. (Ord. 694, Sec. 1)

14-227. **TEMPORARY CLOSING OF STREETS TO THROUGH TRAFFIC.** Any street within the city other than Roe Boulevard, Nall Avenue, Mission Road, Buena Vista Drive, Rosewood Drive, 47th Street, 51st Street, 53rd Street and 55th Street, may be temporarily closed to through traffic for special neighborhood events such as block parties. Any person may request the temporary closing of a street on a form to be provided by the city. A request for a temporary street closing shall specify: the name of the person accepting responsibility for the placement of barricades to close the street; the address to which barricades are to be picked up and delivered by city personnel; a designation of the portions of the street to be closed to through traffic; the times, not to exceed a total of 24 hours, that the street will be closed; and such other information as may be appropriate to any given request. Requests for temporary street closings must be approved by the city administrator, or his or her designee, the chief of police, or his or her designee, and at least one councilmember from the ward in which the street is located. (Ord. 693, Sec. 1)

14-228. **ENFORCEMENT OF TRAFFIC REGULATIONS ON PRIVATE PROPERTY.**
Whenever the person in possession or control of any private property used by the public for the purposes of vehicular traffic by permission of the owner, shall cause to be posted at each entrance thereto a permanently lettered, clearly legible sign with the following legend:

**TRAFFIC REGULATIONS OF THE CITY OF ROELAND PARK, KANSAS
ENFORCED ON THIS PROPERTY. “SPEED LIMIT 25 M.P.H.” (OR AS
POSTED)**

Then such property shall thereafter be deemed to be under the traffic regulations of the City as provided by law. (Ord. 790, Sec. 1; Code 2007)

14-229.

ENFORCEMENT OF TRAFFIC REGULATIONS ON PRIVATE PROPERTY.

Whenever the person in possession or control of any private property used by the public for purposes of vehicular traffic by permission of the owner, shall cause to be posted at each entrance thereto a permanently lettered, clearly legible sign with the following legend:

"TRAFFIC REGULATIONS OF THE CITY OF ROELAND PARK, KANSAS ENFORCED ON THIS PROPERTY. SPEED LIMIT 25 M.P.H." (OR AS POSTED).

Then such private property shall thereafter be deemed to be under the traffic regulations of the City as provided by law.

(Ord. 790, Sec. 1; Code 2007)

ARTICLE 3. PARADE REGULATIONS

14-301. DEFINITIONS. The definitions of certain terms relating to parade regulations shall be as follows:

(a) Parade - is any parade, march, ceremony, show, exhibition, pageant, or procession of any kind, or any similar display, in or upon any street, park or other public place in the city.

(b) Parade Permit - is a permit as required by this article.
(Code 1977, 7-601)

14-302. PERMIT REQUIRED. (a) No person shall engage in, participate in, aid, form or start any parade, unless a parade permit shall have been obtained from the city chief of police.

(b) This article shall not apply to:

(1) Funeral processions;

(2) Students going to and from school classes or participating in education activities: Provided, That such conduct in under the immediate direction and supervision of the proper school authorities;

(3) A governmental agency acting within the scope of its functions.

(Code 1977, 7-602)

14-303. PROCEDURE. A person seeking issuance of a parade permit shall file an application with the chief of police on forms provided by such officer.

(a) An application for a parade permit shall be filed with the chief of police not less than 48 hours before the date on which it is proposed to conduct the parade.

(b) The application for a parade permit shall set forth the following information:

(1) The name, address and telephone number of the person seeking to conduct such parade;

(2) If the parade is proposed to be conducted for, on behalf of, or by an organization, the name, address and telephone number of the headquarters of the organization, and of the authorized and responsible head of such organization;

(3) The name, address and telephone number of the person who will be the parade chairperson and who will be responsible for its conduct;

(4) The date the parade is to be conducted;

(5) The route to be traveled, the starting point and the termination point;

(6) The approximate number of persons, animals and vehicles that will constitute such parade; the type of animals and description of the vehicles;

(7) The hours when such parade will start and terminate;

(8) A statement as to whether the parade will occupy all or only a portion of the width of the streets to be traversed;

(9) The location by streets of any assembly areas for such parade;

(10) The time at which units of the parade will begin to assemble at any such assembly area or areas;

(11) The interval of space to be maintained between units of such parade;

(12) If the parade is designed to be held by, and on behalf of or for any person other than the applicant, the applicant for such permit shall file with the chief of police a communication in writing from the person proposing to hold the parade, authorizing the applicant to apply for the permit on his or her behalf;

(13) Any additional information which the chief of police shall find reasonably necessary to a fair determination as to whether a permit should be issued.

(c) The chief of police, where good cause is shown therefor, shall have the authority to consider any application hereunder which is filed less than 240 hours before the date such parade is proposed to be conducted.

(Code 1977, 7-603)

14-304. STANDARDS FOR ISSUANCE. The governing body shall issue a permit as provided for hereunder when, from a consideration of the application and from such other information as may otherwise be obtained, finds that:

(a) The conduct of the parade will not substantially interrupt the safe and orderly movement of other traffic contiguous to its route;

(b) The conduct of the parade will not require the diversion of so great a number of police officers of the city to properly police the line of movement and the areas contiguous thereto as to prevent normal police protection to the city;

(c) The conduct of the parade will not require the diversion of so great a number of ambulances as to prevent normal ambulance service to portions of the city other than that to be occupied by the proposed line of march and areas contiguous thereto;

(d) The concentration of persons, animals and vehicles at assembly points of the parade will not unduly interfere with proper fire and police protection of, or ambulance service to, areas contiguous to such assembly areas;

(e) The conduct of such parade will not interfere with the movement of firefighting equipment enroute to a fire;

(f) The conduct of the parade is not reasonably likely to cause injury to persons or property, to provoke disorderly conduct or create disturbance;

(g) The parade is scheduled to move from its point of origin to its point of termination expeditiously and without unreasonable delays en route.

(h) The parade is not to be held for the sole purpose of advertising any product, goods or event, and is not designed to be held purely for private profit.

(Code 1977, 7-604)

14-305. ALTERNATIVE PERMIT. The governing body in denying an application for a parade permit, shall be empowered to authorize the conduct of the parade on a date, at a time or over a route different from that named by the applicant. An applicant desiring to accept an alternate permit shall within 10 days after notice of the action of the governing body file a written notice of acceptance with the chief of police. An alternate parade permit shall conform to the requirements, and shall have the effect of a parade permit under this article. (Code 1977, 7-607)

14-306. NOTICE TO CITY AND OTHER OFFICIALS. Immediately upon the issuance of a parade permit the chief of police shall send a copy thereof to the following:

(a) All members of the governing body;

(b) City clerk;

(c) City attorney;

(d) City engineer;

(e) Fire chief.

(Code 1977, 7-608)

- 14-307. CONTENTS OF PERMIT. Each parade permit shall state the following information:
- (a) Starting time;
 - (b) Minimum speed;
 - (c) Maximum speed;
 - (d) Maximum interval of space to be maintained between the units of the parade;
 - (e) The portions of the streets to be traversed that may be occupied by the parade;
 - (f) The maximum length of the parade in miles or fractions thereof;
 - (g) Such other information as the chief of police shall find necessary to the enforcement of this article.
- (Code 1977, 7-609)
- 14-308. DUTIES OF PERMITTEE. (a) A permittee hereunder shall comply with all permit directions and conditions and with all applicable laws and ordinances.
- (b) The parade chairperson or other person heading or leading such activity shall carry the parade permit upon his or her person during the conduct of the parade.
- (Code 1977, 7-610)
- 14-309. PUBLIC CONDUCT DURING PARADES. The following rules of public conduct shall be observed during parades:
- (a) No person shall unreasonably hamper, obstruct or impede, or interfere with any parade or parade assembly or with any person, vehicle or animal participating or used in a parade.
 - (b) No driver of any vehicle shall drive between the vehicles or persons comprising a parade when such vehicles or persons are in motion and are conspicuously designated as a parade.
 - (c) The chief of police shall have the authority, when reasonably necessary, to prohibit or restrict the parking of vehicles along a highway or part thereof constituting a part of the route of a parade. The chief of police shall post signs to such effect, and it shall be unlawful for any person to park or leave unattended any vehicle in violation thereof. No person shall be liable for parking on a street un-posted in violation of this article.
- (Code 1977, 7-611)
- 14-310. REVOCATION OF PERMIT. The chief of police shall have the authority to revoke a parade permit issued hereunder upon application of the standards for issuance as herein set forth. (Code 1977, 7-612)

ARTICLE 4. HAZARDOUS MATERIALS

- 14-401 HAZARDOUS MATERIAL DEFINED. As used in this article, the term hazardous material shall mean any material or combination of materials which, because of its quantity, concentration, or physical, chemical, biological, or infectious characteristics, poses a substantial present or potential hazard to human health or safety or the environment if released into the workplace or environment or when improperly treated, stored, transported, or disposed of or otherwise managed. (Code 2007)
- 14-402. SAME; EXCEPTIONS. The provisions of this article shall not apply to any container which shall have a capacity of 150 gallons or less which shall be used for the purpose of supplying fuel for the vehicle on which it is mounted. These provisions shall also not apply to vehicles, trailers, containers or tanks containing anhydrous ammonia or other material primarily used by farmers for fertilizer purposes when such vehicles, trailers, containers or tanks are parked or housed upon property designated for the placement of such vehicle, trailer, container or tank by any farmers cooperative, elevator company or farm supply store located within the city limits. (Code 2007)
- 14-403. TRANSPORTATION OF HAZARDOUS MATERIALS. Except as provided in section 14-404 it shall be unlawful for any person, firm, corporation or other entity to transport any hazardous material upon any street, avenue, highway, road, alley or any other public right-of-way in the city. (Code 2007)
- 14-404. HAZARDOUS MATERIALS ROUTES. The provisions of section 14-403 shall apply to all streets, avenues, highways, roadways, alleys or other public right-of-ways within the city except those specified within this section where transportation of hazardous materials shall be allowed. Transportation of hazardous materials shall be allowed upon the following streets, avenues, highways or roadways:
- (a) (Reserved)
 - (b) (Reserved)
 - (c) (Reserved)
- (Code 2007)
- 14-405. PARKING OF VEHICLES OR TRAILERS CARRYING HAZARDOUS MATERIALS. (a) Except as provided in subsections (b) and (c), it shall be unlawful for any person, firm, corporation or other entity to park any vehicle, trailer or semi-trailer carrying any hazardous material within any of the following city zoning districts as defined in Chapter 16 of this code:
- (1) (Reserved)
 - (b) Subsection (a) shall not apply to vehicles, trailers or semi-trailers parked for continuous periods of time not to exceed one hour where such vehicles, trailers or semi-trailers are parked along those routes specified in section 14-404 of this code.
 - (c) Subsection (a) shall not apply to any vehicle, trailer or semi-trailer carrying any hazardous material where such vehicle, trailer or semi-trailer is not parked within 500 feet of any structure used for human habitation.
- (Code 2007)

14-406. REMOVAL OF ILLEGALLY PARKED TRAILERS. If any vehicle, trailer or a semi-trailer is found parked in violation of the provisions of this article, the fire chief or assistant chief or any law enforcement officer may require the owner, operator or lessee of the trailer to move it within two hours. If such removal is not accomplished on the order of any such officer, it may be accomplished by any such officer, by any reasonable means, if the continued presence of the trailer or semi-trailer at its parked location constitutes, adds to or prevents correction of a situation threatening imminent injury or damage to persons or property. (Code 2007)