

ORDINANCE NO. 2084

AN ORDINANCE DESIGNATING STOP INTERSECTIONS; PROVIDING FOR SPEED LIMITS FOR VEHICLES IN THE CITY OF BURLINGAME, KANSAS; AUTHORIZING THE CHIEF OF POLICE TO CAUSE ERECTION OF SIGNS AND REPEALING ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE GOVERNING BODY FOR THE CITY OF BURLINGAME, KANSAS:

Section 1: Stop Intersections

The following street intersections in the City of Burlingame, Kansas, are designated stop intersections and the Chief of Police is directed to cause the erection of stop signs so indicating:

<u>Intersection</u>	<u>Vehicle Traffic Required to Stop</u>
Bloomquist Drive and Topeka Avenue	Eastbound on Bloomquist Drive
Jackson Avenue and Topeka Avenue	Eastbound and Westbound on Jackson Avenue
Jackson Avenue and Dacotah Street	Eastbound and Westbound on Jackson Avenue
Lincoln Avenue and Topeka Avenue	Eastbound and Westbound on Lincoln Avenue
Lincoln Avenue and Dacotah Street	Eastbound and Westbound on Lincoln Avenue
Santa Fe Avenue and Kansas Street	Northbound and Southbound on Kansas Street
Santa Fe Avenue and Delaware Street	Northbound and Southbound Delaware Street
Santa Fe Avenue and Topeka Avenue	Southbound and Northbound on Topeka Avenue and Eastbound and Westbound on Santa Fe Avenue
Santa Fe Avenue and Dacotah Street	Northbound and Southbound on Dacotah Street

Santa Fe Avenue and Seneca Street	Northbound and Southbound on Seneca Street
Santa Fe Avenue and Prospect Place	Northbound on Prospect Place
Fremont Avenue and Topeka Avenue	Eastbound and Westbound on Fremont Avenue
Fremont Avenue and Dacotah Street	Eastbound and Westbound on Fremont Avenue
Dayton Avenue and Delaware Street	Northbound and Southbound on Delaware Street
Dayton Avenue and Topeka Avenue	Eastbound and Westbound on Dayton Avenue
Dayton Avenue and Dacotah Street	Eastbound and Westbound on Dayton Avenue and Northbound and Southbound on Dacotah Street
Seward Avenue and Delaware Street	Eastbound and Westbound on Seward Avenue
Seward Avenue and Topeka Avenue	Eastbound and Westbound on Seward Avenue
Seward Avenue and Dacotah Street	Eastbound and Westbound on Seward Avenue and Northbound and Southbound on Dacotah Street
Hall Avenue and Topeka Avenue	Eastbound and Westbound on Hall Avenue
Chase Avenue and Topeka Avenue	Eastbound and Westbound on Chase Avenue
Banks Avenue and Topeka Avenue	Eastbound and Westbound on Banks Avenue
Banks Avenue and Dacotah Street	Southbound on Dacotah Street

Park Avenue and Topeka Avenue	Eastbound on Park Avenue
Hall Avenue and Dacotah Street	Eastbound and Westbound on Hall Avenue
Fremont Avenue and Seneca Street	Eastbound and Westbound on Fremont Avenue
Seward Avenue and Seneca Street	Northbound and Southbound on Seneca Street
Fremont Avenue and Delaware Street	Eastbound and Westbound on Fremont Avenue
Hall Avenue and Delaware Street	Eastbound and Westbound on Hall Avenue
Banks Avenue and Oak Street	Eastbound on Banks Avenue and Northbound on Oak Street
Park Avenue and Oak Street	Northbound and Southbound on Oak Street
Ash Street and Banks Avenue	Northbound on Ash Street
Seneca Street and Chase Avenue	Northbound and Southbound on Seneca Street
Chase Avenue and Osage Street	Eastbound and Westbound on Chase Avenue
Hall Avenue and Osage Street	Northbound and Southbound on Osage Street
Santa Fe Avenue and Fast Drive	Southbound on Fast Drive
Chase Avenue and Dacotah Street	Eastbound and Westbound on Chase Avenue
Hall Avenue and Seneca Street	Eastbound and Westbound on Hall Avenue

Section 2: Speed Restrictions.

- A. No person shall drive a vehicle on a highway at a speed greater than is reasonable and prudent under the conditions then existing. In every event

speed shall be so controlled as may be necessary to avoid colliding with any person, vehicle, or other conveyance on or entering the highway in compliance with legal requirements and the duty of all persons to use due care.

- B. Where no special hazard exists that requires lower speed for compliance with subsection A of this section, the speed of any vehicle not in excess of the limit specified in this section or established as hereinafter authorized shall be lawful, but any speed in excess of the limits specified in this section or established as hereinafter authorized shall be prima facie evidence that the speed is not reasonable or prudent and that it is unlawful:
 - 1. All vehicles twenty (20) miles per hour in any business district.
 - 2. All vehicles thirty (30) miles per hour in any residence district.
 - 3. The speed of any vehicle on Santa Fe Avenue, between the intersection of said street with Dacotah Street and Delaware Street shall not exceed twenty (20) miles per hour; and that the speed of any vehicle on Topeka Avenue, between Fremont Avenue and Lincoln Avenue shall not exceed twenty (20) miles per hour.
 - 4. Appropriate signs giving notice of such maximum speed limits which are in excess of twenty (20) miles per hour in any business district or in excess of thirty (30) miles per hour in any residence district shall be erected and maintained at intersections and points along the streets for the districts in which such excess speed limits are permitted. Any person violating any speed limits as set out above shall be guilty of a misdemeanor and, upon conviction thereof, shall be subject to the penalties prescribed in Section 14-102.
- C. The driver of every vehicle shall, consistent with the contents of subsection A of this section, drive at an appropriate reduced speed when approaching and crossing an intersection, or railroad grade crossing; when approaching and going around a curve; when approaching a hill crest; when traveling upon any narrow or winding roadway; and when a special hazard exists with respect to pedestrians or other traffic or by reason of weather or highway conditions.
- D. In every charge of violation of this section except charges of violations of subsections A and C of this section, the complaint, also the summons, warrant or notice to appear shall specify the speed at which the defendant is alleged to have driven, also the prima facie speed applicable within the district or at the location.

Section 3: School zones.

No person shall drive any vehicle on the portion of any of the following streets as designated immediately below:

Topeka Avenue, from Jackson Drive to the north city limits;
Jackson Drive, from Topeka Avenue to Osage Street;
Bloomquist Drive, from Dacotah Street to Topeka Avenue;
Dacotah Street, from Santa Fe Avenue to Bloomquist Drive;
Osage Street, from Santa Fe Avenue to the north city limits;

or through any designated school crosswalk between the hours as posted in said zones on the days when school is in session or when school grounds are being used for organized playground activities, at a rate of speed greater than twenty (20) miles per hour. The driver of any vehicle traveling on any street where there is a designated school crosswalk shall bring his vehicle to a complete stop before entering such crosswalk whenever he or she is signaled or requested to do so by a traffic officer, school flagman, school patrol or any other authorized person placed in such street for the purpose of directing traffic across such crosswalk; and after being signaled to stop, it shall be unlawful for the driver of any such vehicle to proceed along any such street until such street is cleared of school children or until the person giving such signal shall have signaled the driver of such vehicle to proceed.

Section 4: Repeal of Ordinances.

Ordinance 2040 is hereby repealed.

Section 5: Effective Date.

This Ordinance shall take effect and be in force from and after its passage, approval and publication in the Osage County Chronicle, the official City newspaper of said City.

PASSED AND APPROVED, this 20th day of February, 2006.



William Kraus, Mayor

Attest:



Christina Lewis, City Clerk

Proof Copy

This public notice will run in the Osage County Chronicle on the following dates:

March 2, 2006

After the last date of publication and upon receipt of the amount due, the Osage County Chronicle will file a signed and notarized affidavit with the Clerk of the District Court.

Thank You

PUBLIC NOTICE

(Published in the Osage County Chronicle, Thurs., March 2, 2006)

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Section 1: Stop Intersections

The following street intersections in the City of Burlingame, Kansas, are designated stop intersections and the Chief of Police is directed to cause the erection of stop signs so indicating:

Intersection - Vehicle Traffic Required to Stop

Bloomquist Drive and Topeka Avenue - Eastbound on Bloomquist Drive

Jackson Avenue and Topeka Avenue - Eastbound and Westbound on Jackson Avenue

Jackson Avenue and Dacotah Street - Eastbound and Westbound on Jackson Avenue

Lincoln Avenue and Topeka Avenue - Eastbound and Westbound on Lincoln Avenue

Lincoln Avenue and Dacotah Street - Eastbound and Westbound on Lincoln Avenue

Santa Fe Avenue and Kansas Street - Northbound and Southbound on Kansas Street

Santa Fe Avenue and Delaware Street - Northbound and Southbound on Delaware Street

Santa Fe Avenue and Topeka Avenue - Southbound and Northbound on Topeka Avenue and Eastbound and Westbound on Santa Fe Avenue

Santa Fe Avenue and Dacotah Street - Northbound and Southbound on Dacotah Street

Santa Fe Avenue and Seneca Street - Northbound and Southbound on Seneca Street

Santa Fe Avenue and Prospect Place - Northbound and Prospect Place

Fremont Avenue and Topeka Avenue - Eastbound and Westbound on Fremont Avenue

Fremont Avenue and Dacotah Street - Eastbound and Westbound on Fremont Avenue

Dayton Avenue and Delaware Street - Northbound and Southbound on Delaware Street

Dayton Avenue and Topeka Avenue - Eastbound and Westbound on Dayton Avenue

Dayton Avenue and Dacotah Street - Eastbound and Westbound on Dayton Avenue and Northbound and Southbound on Dacotah Street

Seward Avenue and Delaware Street - Eastbound and Westbound on Seward Avenue

Seward Avenue and Topeka Avenue - Eastbound and Westbound on Seward Avenue

Seward Avenue and Dacotah Street - Eastbound and Westbound on Seward Avenue and Northbound

section or established as hereinafter authorized shall be lawful, but any speed in excess of the limits specified in this section or established as hereinafter authorized shall be prima facie evidence that the speed is not reasonable or prudent and that it is unlawful:

1. All vehicles twenty (20) miles per hour in any business district.

2. All vehicles thirty (30) miles per hour in any residence district.

3. The speed of any vehicle on Santa Fe Avenue, between the intersection of said street with Dacotah Street and Delaware Street shall not exceed twenty (20) miles per hour; and that the speed of any vehicle on Topeka Avenue, between Fremont Avenue and Lincoln Avenue shall not exceed twenty (20) miles per hour.

4. Appropriate signs giving notice of such maximum speed limits which are in excess of twenty (20) miles per hour in any business district or in excess of thirty (30) miles per hour in any residence district shall be erected and maintained at intersections and points along the streets for the districts in which such excess speed limits are permitted. Any person violating any speed limits as set out above shall be guilty of a misdemeanor and, upon conviction thereof, shall be subject to the penalties prescribed in Section 14-102.

C. The driver of every vehicle shall, consistent with the of subsection A of this section, drive at an appropriate reduced speed when approaching and crossing an intersection, or railroad grade crossing; when approaching and going around a curve; when approaching a hill crest; when traveling upon any narrow or winding roadway; and when a special hazard exists with respect to pedestrians or other traffic or by reason of weather or highway conditions.

D. In every charge of violation of this section except charges of violations of subsections A and C of this section, the complaint, also the summons, warrant or notice to appear shall specify the speed at which the defendant is alleged to have driven, also the *prima facie* speed applicable within the district or at the location.

Section 2: School zones.

No person shall drive any vehicle on the portion of any of the following streets as designated immediately below:

Topeka Avenue, from Jackson Drive to the north city limits;

Jackson Drive, from Topeka Avenue to Osage Street;

Bloomquist Drive, from Dacotah Street to Topeka Avenue;

Dacotah Street, from Santa Fe Avenue to Bloomquist Drive;

Osage Street, from Santa Fe Avenue to the north city limits;

or through any designated school crosswalk between the hours as posted in said zones on the days when school is in session or when school grounds are being used for organized playground activities, at a rate of speed greater than twenty (20) miles per hour. The driver of any vehicle traveling on any street where there is a designated school crosswalk shall bring his vehicle to a

Hall Avenue and Topeka Avenue
- Eastbound and Westbound on Hall Avenue

Chase Avenue and Topeka Avenue - Eastbound and Westbound on Chase Avenue

Banks Avenue and Topeka Avenue - Eastbound and Westbound on Banks Avenue

Banks Avenue and Dacotah Street
- Southbound on Dacotah Street
Park Avenue and Topeka Avenue
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Hall Avenue and Dacotah Street
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Fremont Avenue and Seneca Street - Eastbound and Westbound on Fremont Avenue

Seward Avenue and Seneca Street
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Fremont Avenue and Delaware Street - Eastbound and Westbound on Fremont Avenue

Hall Avenue and Delaware Street
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Banks Avenue and Oak Street
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Ash Street and Banks Avenue
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Santa Fe Avenue and Fast Drive
- Southbound Fast Drive

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crosswalk whenever he or she is signaled or requested to do so by a traffic officer, school flagman, school patrol or any other authorized person placed in such street for the purpose of directing traffic across such crosswalk; and after being signaled to stop, it shall be unlawful for the driver of any such vehicle to proceed along any such street until such street is cleared of school children or until the person giving such signal shall have signaled the driver of such vehicle to proceed.

Section 3: Repeal of Ordinances.
Ordinance 2040 is hereby repealed.

Section 4: Effective Date.

This Ordinance shall take effect and be in force from and after its passage, approval and publication in the Osage County Chronicle, the official City newspaper of said City.

PASSED AND APPROVED, this 21st day of February, 2006.

William Kraus
Mayor

Attest:
Christina Lewis,
City Clerk

Section 2: Speed Restrictions.

A. No person shall drive a vehicle on a highway at a speed greater than is reasonable and prudent under the conditions then existing. In every event speed shall be so controlled as may be necessary to avoid colliding with any person, vehicle, or other conveyance on or entering the highway in compliance with legal requirements and the duty of all persons to use due care.

B. Where no special hazard exists that requires lower speed for compliance with subsection A of this section, the speed of any vehicle not in excess of the limit specified in this

The Osage County Chronicle

Burlingame, KS 66413

AFFIDAVIT OF PUBLICATION:

STATE OF KANSAS, OSAGE COUNTY,

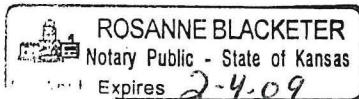
Kathleen M. Kessinger, Publisher, being first duly sworn deposes and says: That the Osage County Chronicle, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Osage County, Kansas with a general paid circulation on a yearly basis in Osage County, Kansas, and that said newspaper is not a trade, religious, or fraternal publication.

Said newspaper is a weekly, published at least 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice'; and has been admitted at the post office of Burlingame, Kansas, in said county as second class (periodical) matter. That the attached copy is a true copy thereof and was published in the regular and entire issue of said newspaper for 1 weeks, the first publication thereof being made as aforesaid on March 2, 2006 subsequent publications being made on the following dates:

Kathleen M. Kessinger
Publisher

Subscribed and sworn to before me 3-2-06

Rosanne Blacketer
Notary Public



PUBLIC NOTICE

(Published in the Osage County Chronicle, Thurs., March 2, 2006)

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