

(First Published in the Phillips County Review, April 5, 2023)It

ORDINANCE NO. 1453

AN ORDINANCE AMENDING SECTION 14-209 ENTITLED "CERTAIN TRUCKS PROHIBITED", WITHIN ORDINANCE 1430 TO THE CITY OF PHILLIPSBURG, KANSAS, AS ADOPTED OCTOBER 14, 2020; AND REPEALING SAID SECTION 14-209 AS ADOPTED WITHIN ORDINANCE 1430.

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

Section 1. That Section 14-209 of Ordinance 1416 of the City of Phillipsburg, Kansas, is hereby amended to read as follows:

14-209. CERTAIN VEHICLES, LARGE TRUCKS, SEMI-TRUCKS, SEMI-TRAILERS, TRACTOR TRAILERS, TRAILERS, TRACTORS, AND BUSES PROHIBITED. (a) No vehicle, or any large truck, semi-truck, semi-trailer, tractor trailer, trailer, tractor, or bus with a gross vehicle weight in excess of 45,000 pounds shall be operated or parked on any of the hard-surfaced streets within the City, except on U.S. Highways 36 and 183.

Any gross vehicle weight exceeding 45,000 pounds must receive written permission from the governing body prior to operating or parking on any of the hard surface streets with in the City of Phillipsburg.

(b) In order to provide safe City Streets, as well as less maintenance to City Streets the following exceptions to part (a) are allowed: (i) during the process of loading or unloading such vehicle, large truck, semi-truck, semi-trailer, tractor trailer, trailer, tractor, or bus; (ii) during the time such vehicle, large truck, semi-truck, semi-trailer, tractor trailer, trailer, tractor, or bus is used to perform construction on public or private property, routine or emergency maintenance to utilities, transportation facilities, on private or public property; or (iii) during the time such vehicle, large truck, semi-truck, semi-trailer, tractor trailer, trailer, tractor, or bus is used to train or license motor vehicle operators.

For the purpose of this ordinance, the following definitions shall apply:

- A. Bus: A large motor-driven passenger vehicle capable of carrying greater than thirty-five (35) passengers at one time or having a Gross Vehicle Weight in excess of 45,000 pounds without written consent from the governing body, used for the transportation of people for school, church or other public use.
- B. Large Truck: A large motor-driven vehicle which is over nine (9') feet in height, having more than a single rear axle, or having a Gross Vehicle Weight in excess of 45,000 pounds without written consent from the governing body.

Section 2. REPEAL. That Section 14-209 of Ordinance 1430 of the City of Phillipsburg, Kansas, as originally written and adopted October 12, 2020, is hereby repealed.

Section 3. EFFECTIVE DATE. This ordinance shall take effect and be in force from and after its publication in the official city newspaper.

PASSED BY THE CITY COUNCIL THE 3rd day of April, 2023.

APPROVED BY THE MAYOR THE 3rd day of April, 2023.



ATTEST.

Tiffini Gross, City Clerk

Breton R. Miles, Mayor

City of Phillipsburg

(Ordinance Summary published in the Phillips County Review on April 5 2023, and the full text of the Ordinance made available at www.cityofphillipsburg.com for a minimum of 1 week from the date of the publication) 1t

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On April 3, 2023 the City of Phillipsburg, Kansas, adopted Ordinance No. 1453, which amended Section 14-209 of Ordinance 1416; and repealed said Section 14-209 of Ordinance 1430 as originally adopted October 12, 2020. A complete copy of this ordinance may be obtained or viewed free of charge at the Office of the City Clerk at City Hall, 945 Second Street, Phillipsburg, Kansas or at www.cityofphillipsburg.com. This summary is certified by S. Scott Sage, Phillipsburg City Attorney, pursuant to K.S.A. 12-3001 et seq.