

ORDINANCE NO. 3033

AN ORDINANCE AMENDING SECTION 205.005 OF THE CODE OF THE CITY OF PAOLA, KANSAS, 2009, REGULATING PUBLIC OFFENSES WITHIN THE CORPORATE LIMITS OF THE CITY OF PAOLA, KANSAS; INCORPORATING BY REFERENCE THE “UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES, EDITION OF 2011”, WITH CERTAIN OMISSIONS; AND AFFIRMING THAT SECTION 205.240 CRIMINAL USE OF WEAPONS OF THE CODE OF THE CITY OF PAOLA, KANSAS, 2009 IS NOT AMENDED, MODIFIED OR REPEALED.

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF PAOLA, KANSAS:

SECTION 1. That Section 205.005 of the Code of the City of Paola, Kansas, 2009, is hereby amended as follows:

“SECTION 205.005. UNIFORM PUBLIC OFFENSE CODE.

A. **INCORPORATING UNIFORM PUBLIC OFFENSE CODE.** There is hereby incorporated by reference for the purpose of regulating public offenses within the corporate limits of the City of Paola, Kansas, that certain code known as the “Uniform Public Offense Code, Edition of 2011”, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas, save and except such articles, sections, parts or portions as are hereafter omitted, deleted, modified or changed. No fewer than one copy of said Uniform Public Offense Code shall be marked or stamped “OFFICIAL COPY AS ADOPTED BY ORDINANCE NO. 3033,” with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or 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.

B. **OMISSION.** The following sections of the Uniform Public Offense Code, Edition of 2011, relating to the following matters, are hereby omitted and deleted:

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| Section 3.8 | Violation of Protection From Abuse Order |
| Section 6.16 | Giving a Worthless Check |
| Section 6.19 | Equity Skimming |
| Section 8.1 | Denial of Civil Rights |
| Section 9.5 | Maintaining a Public Nuisance |
| Section 9.6 | Permitting a Public Nuisance |
| Section 10.1 | Criminal Use of Weapons |
| Section 10.19 | Sale of Medicines and Drugs through Vending Machines” |

SECTION 2. That Section 205.240: Criminal Use of Weapons of the Code of the City of Paola, Kansas, 2009, is hereby affirmed and said Section 205.240 not intended to be amended, modified, or repealed by this ordinance.

SECTION 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

PASSED AND APPROVED by the Governing Body this 26th day of July, 2011.

APPROVED by the Mayor this 26th day of July, 2011.

Artie Stuteville, Mayor

ATTEST: [seal]

Daniel G. Droste, City Clerk