

(Summary Publish in the Leavenworth Times on September 30 2022)

**ORDINANCE NO. 8194**

**AN ORDINANCE AMENDING CHAPTER 30 OF THE CODE OF ORDINANCES REGULATING PUBLIC OFFENSES WITHIN THE CORPORATE LIMITS OF THE CITY OF LEAVENWORTH, KANSAS; INCORPORATING BY REFERENCE THE "UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES" 38<sup>th</sup> EDITION, WITH CERTAIN OMISSIONS AND CHANGES.**

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

**Section 1. INCORPORATION BY REFERENCE.** That the Code of Ordinances, City of Leavenworth, Kansas, Chapter 30, Offenses, Sections 30-1, 30-2 and 30-3, are hereby deleted in its entirety and amended to read as follows:

Chapter 30. Offenses. Sec. 30-1. Incorporating Uniform Public Offense Code.

- (a) ***Adoption.*** There is hereby incorporated by reference for the purpose of regulating public offenses within the corporate limits of the City of Leavenworth that certain code known as the "Uniform Public Offense Code for Kansas Cities," 38th Edition, 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 hereinafter omitted, deleted, modified, or changed.
- (b) ***Marked Copies on File.*** One official copy of said Uniform Public Offense Code shall be marked or stamped "Official Copy as Adopted by Ordinance No. 8194" 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 Ordinance No. 8194 and filed with the city clerk to be open to inspection and available to the public at all reasonable hours.
- (c) ***Omissions, changes, additions, and deletions to the Uniform Public Offense Code for Kansas Cities.***

Article 3. Offenses Against Persons. Section 3.2.1, Sexual Battery, is hereby declared to be omitted and deleted.

Article 4. Sex Offenses. Section 4.1, Lewd, Lascivious Behavior, is hereby declared to be omitted and deleted.

Article 4. Sex Offenses. Section 4.3, Selling Sexual Relations, is hereby declared to be omitted and deleted.

Article 4. Sex Offenses. Section 4.5, Buying Sexual Relations, is hereby declared to be omitted and deleted.

Article 5. Offenses Affecting Children. Section 5.7, Selling, Giving or Furnishing Cigarettes or Tobacco Products to a Minor, is hereby omitted and deleted. (See Section 30-2, Selling, giving or furnishing cigarettes or tobacco products to a person under 21 years of age, of the Code of Ordinances, City of Leavenworth, Kansas.)

Article 10. Offenses Against Public Safety. Section 10.6, Air Gun, Air Rifle, Bow and Arrow, Slingshot, BB Gun, or Paintball Gun, is hereby omitted and deleted. (See Section 30-3, Air guns, air rifles, bow and arrows, slingshots and BB guns of the Code of Ordinances, City of Leavenworth, Kansas.)

Article 11. Offenses Against Public Morals. Section 11.15, Permitting a Dangerous Animal to be at Large, is hereby declared to be omitted and deleted. (See Chapter 8, Animals, of the Code of Ordinances, City of Leavenworth, Kansas.)

**Section 2. REPEAL.** Section 30-1 of Chapter 30, Offenses, of the Code of Ordinances of the City of Leavenworth, Kansas, in existence as of and prior to the adoption of this ordinance and all other ordinances that are in conflict herewith, are 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 and APPROVED** by the Governing Body on this 27th day of September 2022.

/s/ Camalla M. Leonhard  
Camalla M. Leonhard, Mayor

{Seal}

ATTEST:

/s/ Sarah Bodensteiner  
Sarah Bodensteiner, CMC, City Clerk