

CHARTER ORDINANCE NO. 9

AN ORDINANCE EXEMPTING THE CITY OF WASHINGTON, KANSAS, FROM THE PROVISIONS OF K.S.A. 12-4112; PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS FOR MUNICIPAL COURT PROCEDURE; AND AUTHORIZING THE ASSESSMENT OF COURT COSTS IN CASES HEARD IN MUNICIPAL COURT IN THE CITY OF WASHINGTON, KANSAS.

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

SECTION 1. The City of Washington, Kansas, a city of the third class, by virtue of the power vested in it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to exempt and hereby does exempt itself from and makes inapplicable to it, Section 12-4112 of the Kansas Statutes Annotated, which is not uniformly applicable to all cities, the legislature having made special provisions applying to certain classes of cities in enactment.

SECTION 2. MUNICIPAL COURT COSTS. In lieu of K.S.A. 12-4112, the Governing Body of the City of Washington, Kansas, hereby adopts the following provisions:

In each Municipal Court case where the accused person pleads guilty or nolo contendere, or is found guilty, such person shall be assessed costs for the administration of justice in the Municipal Court of the City of Washington, Kansas, and such costs shall be determined by ordinance. In addition thereto, the Municipal Judge of the City of Washington, Kansas, is authorized and empowered to assess witness fees and mileage permitted and allowed pursuant to K.S.A. 12-4411.

SECTION 3. This Ordinance shall be published once each week for two consecutive weeks in the official City newspaper.

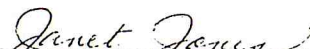
SECTION 4. This Charter Ordinance shall take effect sixty-one (61) days after final publication unless a sufficient petition for referendum is filed and the referendum held on the ordinance as provided in Article 12, Section 5 of the Constitution of the State of Kansas, in which case this Charter Ordinance shall become effective if approved by a majority of the electors voting thereon.

PASSED AND APPROVED BY THE GOVERNING BODY OF THE CITY OF WASHINGTON, KANSAS, BY NOT LESS THAN TWO THIRDS (2/3) OF THE MEMBERS ELECT VOTING IN FAVOR THEREOF, THIS 5TH DAY OF JUNE, 1989.


James H. Smart, Mayor

SEAL

ATTEST:


Janet Jones, City Clerk

County and Eyer

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