

ORDINANCE NO. 3025-2025

AN ORDINANCE ESTABLISHING THROUGH TRUCK ROUTES AND REGULATING COMMERCIAL TRUCK TRAFFIC WITHIN THE CORPORATE LIMITS OF THE CITY OF GARDEN CITY, KANSAS; AMENDING CURRENT CODE SECTION 86-5; REPEALING CURRENT CODE SECTION 86-5; ALL TO THE CODE OF ORDINANCES OF THE CITY OF GARDEN CITY, KANSAS.

BE IT ORDAINED by the Governing Body of the City of Garden City, Kansas:

SECTION 1. Section 86-5 of the Code of Ordinances for the City of Garden City, Kansas, is hereby amended, to read as follows:

Section 86-5. Through Truck Routes.

(a) **DEFINITIONS.** The following terms for purposes of this section shall be defined as follows:

- (1) *Commercial Truck* – Any of the following vehicles, irrespective of whether such vehicle is for-hire or not-for-hire:
 - (A) Any vehicle with a Gross Vehicle Weight Rating (“GVWR”) of more than 48,000 pounds;
 - (B) Any vehicle that is commonly referred to as a semi-tractor or a truck tractor and that normally carries or transports goods, wares, merchandise, or commodities, which are commonly the subject of wholesale or retail trade at the point of destination, irrespective of whether such vehicle is hauling or pulling a trailer and irrespective of such vehicle’s GVWR; or
 - (C) Any vehicle equipped with, carrying, hauling, or pulling any construction machinery or construction equipment, irrespective of such vehicle’s GVWR.
- (2) *Five Points* – The six-way intersection comprised of the three intersecting streets and highways named Kansas Avenue, Taylor Avenue, and Buffalo Jones Avenue.
- (3) *Street* – Any “street or highway” as such term is defined by Section 86-2(1), and amendments thereto.
- (4) *Through Truck Route* – Those portions of the streets located within the corporate limits of Garden City, Kansas that are designated below:
 - (A) Buffalo Jones Avenue/Old U.S. 50 from Five Points to the west city limits boundary;
 - (B) Campus Drive from Fulton Street/U.S. 50 to Kansas Avenue/K-156;
 - (C) Fulton Street/U.S. 50 from the east city limits boundary to Main Street/U.S. 83 Business Route;
 - (D) Kansas Avenue/K-156 from Five Points to the east city limits boundary;
 - (E) Main Street/U.S. 83 Business Route from Fulton Street/U.S. 50 to the south city limits boundary;
 - (F) Maple Street from the west city limits boundary to Main Street/U.S. 83;

- (G) Taylor Avenue/U.S. 83 Business Route/U.S. 50 Business Route from Five Points to the north city limits boundary;
 - (H) Jennie Barker Road from Mary Street to the north city limits boundary;
 - (I) Mary Street from Kansas Avenue/K-156 to and onto the on-ramps for U.S. 83 and U.S. 400;
 - (J) Mary Street from Taylor Avenue to VFW Road; and
 - (K) Any other street or portion thereof that the City designates as a truck route by signage or other traffic control device.
- (b) **VIOLATION.** When signs are erected giving notice of the Through Truck Route, no person shall operate a Commercial Truck on any street that is not on the Through Truck Route, except as provided in subsection (c) **Exception for Deliveries,** of this section.
- (c) **EXCEPTION FOR DELIVERIES.** The violation set forth in subsection (b), **Violation,** of this section shall not apply to any person who deviates from the Through Truck Route to make a delivery or pickup at a location that is not located on the Through Truck Route, but only if the Commercial Truck departs from the Through Truck Route at the point nearest to the location of the delivery or pickup and returns to the Through Truck Route by the most direct route from such location.
- (d) **TRAFFIC CONTROL AUTHORITY.** The law enforcement officers and firefighters of the City shall have the authority to direct and control the travel of any Commercial Truck operating within the corporate limits of Garden City, Kansas, notwithstanding anything to the contrary in this section. Such authority may be exercised by hand signals, verbal commands, whistles, signage, physical barriers, or any combination thereof, including, but not limited to, traffic cones, barricades, channeling devices, and positioning of police, fire, and other city vehicles. Failure to comply with any directive or order issued pursuant to such authority shall constitute a violation of Section 86-2(6).
- (e) **PENALTY.** A person who is convicted of a violation of subsection (b), **Violation,** of this section shall be guilty of a traffic offense and sentenced as follows:
- (1) **FIRST CONVICTION.** On a first conviction, the person convicted shall be sentenced to a fine of at least \$100, but in no event shall the person be fined more than \$500.
 - (2) **SECOND CONVICTION.** On a second conviction, the person convicted shall be sentenced to a fine of at least \$200, but in no event shall the person be fined in excess of \$500.
 - (3) **THIRD OR SUBSEQUENT CONVICTION.** On a third or subsequent conviction, the person convicted shall be sentenced to a fine of at least \$300, but in no event shall the person be fined in excess of \$500.

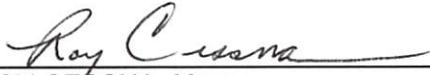
SECTION 2. REPEAL. Section 86-5 of the Code of Ordinances of the City of Garden City, Kansas, as previously existing, shall be and the same is hereby repealed, to be replaced as specified herein, upon the effective date of this ordinance.

SECTION 3. SEVERABILITY. If any section, clause, sentence, or phrase of this ordinance is found to be unconstitutional or is otherwise held invalid by any court of competent jurisdiction, then it shall not affect the validity of any remaining parts of this ordinance. This severability provision shall apply to, but not be limited to, any unconstitutionality or invalidity due to any part or portion of the Through Truck Route, as defined herein, not being within the corporate limits of Garden City, Kansas.

SECTION 4. HEADINGS; SECTION REFERENCES. The headings used in this ordinance are intended for convenience of reference only and shall not affect the interpretation or construction of this ordinance or any part hereof.

SECTION 5. EFFECTIVE DATE; PUBLICATION. This ordinance shall take effect and be in full force and effect from and after: (a) the passage and signature hereof; (b) the publication of a summary hereof in The Garden City Telegram, the official city newspaper; and (c) the publication of the full text hereof on the City's website in compliance with subsection (b) of K.S.A. 12-3007.

APPROVED AND PASSED by the Governing Body of the City of Garden City, Kansas, the 16th day of September, 2025.



ROY CESSNA, Mayor

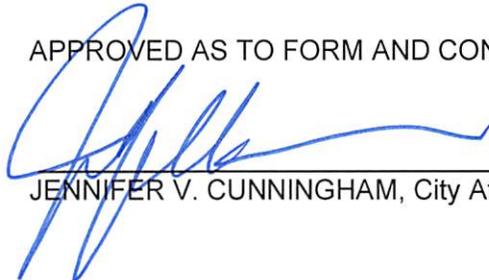
ATTEST:



CELYN N. HURTADO, City Clerk
KORI A. LONGORIA, Deputy City Clerk



APPROVED AS TO FORM AND CONTENT:



JENNIFER V. CUNNINGHAM, City Attorney