

HOME RULE RESOLUTION NO. H.R. 2004-_____

**A RESOLUTION REQUIRING
THE DISPLAY OF LICENSE PLATES ON VEHICLES
WITHIN THE UNINCORPORATED AREA OF SHAWNEE COUNTY**

WHEREAS, the Board of County Commissioners of the County of Shawnee, Kansas, finds that the public health, safety, morals, and general welfare of the public are of paramount concern; and

WHEREAS, the Board of County Commissioners of the County of Shawnee, Kansas, finds that the exercise of the police power is appropriate when the above concerns are implicated; and

WHEREAS, concerns have been raised regarding unlicensed vehicles within the unincorporated areas of the County;

NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Shawnee, Kansas, sitting in regular session on this _____ day of _____, 2004, and intending to exercise its powers of home rule legislation pursuant to K.S.A. 19-101a, does hereby resolve as follows:

1. Every vehicle, motor vehicle, and motorized bicycle parked, stopped, standing, or operated on the streets, public areas, park grounds, public or private parking lots, or other publicly accessible areas within the unincorporated area of Shawnee County shall display a valid state license plate as required by the laws of the State of Kansas.
2. It shall be unlawful to display on any vehicle described in Subsection 1:
 - a) Any license plate not lawfully issued to such vehicle;
 - b) Any expired license plate;
 - c) Any suspended, revoked, or canceled license plate;
 - d) Any stolen license plate;
 - e) Any altered, defaced, or fictitious license plate;
 - f) Any license plate without the current registration decal attached to it as required by state law;
 - g) Any state license plate that is not securely attached to the rear of the vehicle (unless such vehicle is a truck tractor), with the correct side up and in a manner that makes it clearly visible and legible; or
 - h) Any accessible parking placard which is fictitious, altered, defaced, canceled, revoked, or suspended.
3. It shall be unlawful for any person to allow any state license plate registered to such person to be used in any unlawful manner.

4. If any person is convicted of any violation of this resolution, the following fines and penalties shall be imposed:
 - a) For the first violation, a fine in the amount of Fifty and No/100 Dollars (\$50.00);
 - b) For the second violation, a fine in the amount of Two Hundred Fifty and No/100 Dollars (\$250.00); and
 - c) For the third or any subsequent violation, a fine in the amount of One Thousand and No/100 Dollars (\$1000.00).
5. This resolution shall not impair the Shawnee County Sheriff's authority to remove abandoned or unattended vehicles in accordance with K.S.A. 8-1102.
6. Upon annexation by any City, the provisions herein shall become void, and the annexed area shall be subject to all laws and jurisdiction of the annexing City.
7. Should any court declare any section, clause, or provision of this resolution to be unconstitutional, such decision shall affect only such section, clause, or provision so declared unconstitutional and shall not affect any other section, clause, or provision of this resolution.
8. This resolution shall become effective upon publication in the official County newspaper.

**BOARD OF COUNTY COMMISSIONERS
SHAWNEE COUNTY, KANSAS**

Theodore D. Ensley, Chairman

Vic Miller, Vice-Chairman

Marice A. Kane, Member

ATTEST:

Cynthia A. Beck, Shawnee County Clerk