

APPENDIX A. CHARTER ORDINANCES

NOTE:

The charter ordinances included herein are for information only. Each contains the substance as adopted by the Governing Body but enacting clauses, publication clauses and signatures have been omitted to conserve space. Complete copies of each ordinance as adopted are on file in the office of the City Clerk. Date of passage and effective date are shown in parenthesis at the end of the text.

CHARTER ORDINANCE NO. 15

CHARTER ORDINANCE EXEMPTING THE CITY OF LEAWOOD, KANSAS, FROM K.S.A. 12-4207 AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT, RELATING TO SERVICE OF UNIFORM NOTICES TO APPEAR AND COMPLAINTS FILED WITH THE LEAWOOD MUNICIPAL COURT.

Section 1. EXEMPTIONS. The City of Leawood, Kansas, by the power vested in it by Article 12, Section 5, of the Constitution of the State of Kansas, hereby elects to make inapplicable to it and exempts itself from K.S.A. 12-4207 relating to service of the complaints filed in the Municipal Court, which applies to said City but not uniformly to all cities, and provides substitute and additional provisions on this same subject as hereinafter provided.

Section 2. COMPLAINTS AND NOTICES TO APPEAR; SERVICE. Complaints and notices to appear shall be served upon the accused persons by delivering a copy to him or her personally, or by leaving it at the dwelling house of the accused person or usual place of abode with some person of suitable age and discretion then residing therein, or by mailing it to the last known address of said person. A Complaint and Notice to Appear may be served by a law enforcement officer, fire marshal or duly appointed Leawood City building official, code enforcement officer or zoning enforcement officer, animal control officer or public service officer, within the State, and if mailed, shall be mailed by a Leawood law enforcement officer or the Clerk of the Municipal Court. No provisions of this Charter Ordinance shall be construed to empower fire marshals, building officials, code enforcement officers, zoning enforcement officers, animal control officer, public service officer, or court clerks with powers of arrest, search, detention, or other powers of law enforcement officers, except as provided by law. Upon service by mail, the law enforcement officer or court clerk shall execute a Verification to be filed with a copy of the Notice to Appear. Said Verification shall be deemed sufficient if in substantially the following form:

The undersigned hereby certifies that on the _____ day of _____,
19____, a copy of the Complaint and Notice to Appear was mailed to
_____ at _____,
_____.

Signature of Law Enforcement
Officer or Clerk of Court

[Date Passed: 06-03-85]
[Effective Date: 08-14-85]