

ORDINANCE NO. 299

AN ORDINANCE ADOPTING SUBDIVISION REGULATIONS, IN CODE FORM, FOR THE CITY OF WATHENA, KANSAS, BY INCORPORATING BY REFERENCE "PROPOSED SUBDIVISION REGULATIONS FOR THE CITY OF WATHENA, DONIPHAN COUNTY, KANSAS" AS RECOMMENDED BY THE DONIPHAN COUNTY REGIONAL PLANNING COMMISSION AND AS AUTHORIZED BY K.S.A. SUPP. 12-3009 THROUGH 12-3012 INCLUSIVE AND AS DEFINED BY K.S.A. SUPP. 12-3301 AND 12-3302, PROVIDING FOR A PENALTY FOR THE VIOLATION THEREOF AND REPEALING ALL ORDINANCES IN CONFLICT THEREWITH.

WHEREAS, the Governing Body of the City of Wathena, Kansas, by Resolution No. 82 of said City, dated October 20, 1970, directed the Doniphan County Regional Planning Commission to prepare, submit and adopt Subdivision Regulations for the City of Wathena as authorized by K.S.A. Supp. 12-705; and,

WHEREAS, the said Doniphan County Regional Planning Commission did on May 12, 1971, hold a public hearing for the purpose of considering Subdivision Regulations for the City of Wathena, and did at the conclusion of said public hearing, recommend to the Governing Body of the City of Wathena certain regulations as and for the official regulations governing the subdivision of land within the City of Wathena;

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WATHENA:

SECTION ONE. That the City of Wathena, Kansas, hereby adopts by incorporating by reference a code entitled "Proposed Subdivision Regulations for The City of Wathena, Doniphan County, Kansas" as the official subdivision regulations for all area within the City of Wathena.

SECTION TWO. That pursuant to the requirements of K.S.A. 12-3010, three (3) copies of such code above referred to shall be filed with the City Clerk of said City of Wathena and shall be open to inspection and available to the public at all reasonable business hours. Each of said copies shall be marked or stamped "Official Copy as Incorporated By Ordinance No. 299" and a copy of this Ordinance shall be attached to each of the aforesaid three (3) copies of said document.

SECTION THREE. Any violations of the above code shall be considered a violation for each day on which they exist after written notice has been given by the City of Wathena, Kansas, to the last known address of the owner or occupant of said property on which said violation exists and shall be punishable by a fine of not to exceed \$50.00 for each day of violation thereof. The City of Wathena shall have the further remedy of seeking an injunction to either prevent the violation of said code or to seek the correction of any violation under said code.

SECTION FOUR. That if any provision of this Ordinance shall be declared to be invalid the same shall not affect the validity and authority of the remaining sections.

SECTION FIVE. That any ordinances of the City of Wathena in conflict herewith are hereby repealed.

SECTION SIX. That this Ordinance is adopted by authority of and under the provisions in K.S.A. Supp. 12-705.

SECTION SEVEN. That this Ordinance shall take effect and be in force from and after its passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 20th DAY OF FEBRUARY, 1973.

Mayor-Acting

ATTEST:

City Clerk