

ORDINANCE NO. 368

AN ORDINANCE INCORPORATING BY REFERENCE THE KANSAS DRUG PARAPHERNALIA ACT, BEING K.S.A. 1981 SUPP. 65-4150 THROUGH 65-4157, WITH CERTAIN EXCEPTIONS, DEFINING "DRUG PARAPHERNALIA" AND DECLARING THE UNAUTHORIZED POSSESSION THEREOF UNLAWFUL, PRESCRIBING PENALTIES FOR VIOLATIONS HEREOF, AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH.

WHEREAS, K.S.A. 12-3009 et seq. and 12-3301 et seq., authorize and empower the City of Wathena, Kansas, to incorporate in an ordinance by reference, in the manner therein prescribed, statutes of the State of Kansas:

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

1. CERTAIN KANSAS STATUTES INCORPORATED BY REFERENCE.

The following statutes of the State of Kansas are hereby incorporated in and made a part of this Ordinance by reference (as used herein the term "K.S.A." means Kansas Statutes Annotated and the term "K.S.A. Supp." means the 1981 Cumulative Pocket Part Supplement to the Kansas Statutes Annotated), to wit:

- (a) K.S.A. Supp. 65-4150.
- (b) K.S.A. Supp. 65-4151
- (c) K.S.A. Supp. 65-4152 except part (b) thereof which is specifically declared to be omitted.
- (d) K.S.A. Supp. 65-4153 except parts (b) and (c) thereof which are specifically declared to be omitted.
- (e) K.S.A. Supp. 65-4154 except part (b) thereof which is specifically declared to be omitted.
- (f) K.S.A. Supp. 65-4155 except parts (c) and (d) thereof which are specifically declared to be omitted.
- (g) K.S.A. Supp. 65-4156.
- (h) K.S.A. Supp. 65-4157.

2. PENALTY PROVISION. Any person who violates this ordinance shall be guilty of a misdemeanor and shall, upon conviction thereof, be punished by a fine of not more than Five Hundred Dollars (\$500.00) or by imprisonment in jail for a period of not more than six (6) months, or by both such fine and imprisonment.

3. DISTRIBUTION OF COPIES OF ORDINANCE. (a) Immediately after publication of this Ordinance, the City Clerk shall compile three (3) copies of each and all of the Kansas Statutes enumerated in Section 1 of this Ordinance and mark or stamp thereon "Official Copy as Incorporated by Ordinance No. 368." The Clerk shall

attach to each copy of the statutes a copy of this incorporating ordinance. The three (3) documents so compiled and prepared shall remain on file in the office of the City Clerk and shall be open to inspection and available to the public at all reasonable business hours.

(b) In addition to the three copies of this Ordinance and incorporated statutes which the City Clerk will prepare and file as provided in subparagraph (a) of this section, the City Clerk shall at the same time compile and complete an additional ten (10) copies of this Ordinance and incorporate its statutes in document form in the manner prescribed in subparagraph (a) of this section, and shall distribute two (2) copies of such documents each to the Municipal Judge and the City Attorney and six (6) copies of such documents to the Police Department of the City of Wathena.

4. REPEALER. All Ordinances and parts of ordinances of the City of Wathena, Kansas, conflicting with the provisions of this ordinance, are hereby repealed.

5. EFFECTIVE DATE. This ordinance shall be effective upon its publication in the official City newspaper.

PASSED by the Council and APPROVED by the Mayor on the 7th day of September, 1982.

Mayor



ATTEST:

City Clerk

