

ORDINANCE NO. 427

AN ORDINANCE CALLING A SPECIAL ELECTION FOR THE PURPOSE OF SUBMITTING TO A REFERENDUM OF THE QUALIFIED ELECTORS OF THE CITY OF WATHENA, KANSAS, THE PROPOSITION OF WHETHER OR NOT AN ORDINANCE RELATING TO ANIMAL CONTROL WITHIN THE CITY OF WATHENA, KANSAS, INCLUDING THE IMPLEMENTATION OF A "LEASH LAW" REQUIRING THE CONTINUOUS CONFINEMENT OR CONTROL OF ALL DOGS LOCATED WITHIN THE CITY OF WATHENA SHOULD BE ADOPTED, FIXING THE DATE FOR SUCH ELECTION, PROVIDING FOR THE CONDUCT THEREOF, SPECIFYING AND ADOPTING THE SUBSTANCE AND FORM OF THE PROPOSITION TO BE SUBMITTED TO THE ELECTORS AT SUCH ELECTION, PROVIDING THE METHOD FOR THE CONDUCT OF SUCH ELECTION AND PROVIDING FOR THE CONDUCT THEREOF BY THE COUNTY ELECTION OFFICER OF DONIPHAN COUNTY, KANSAS.

WHEREAS, on June 20, 1989, the Governing Body of the City of Wathena, Kansas (hereinafter CITY) determined that the issue of whether or not an ordinance relating to animal control within the City of Wathena, Kansas, including the implementation of a "Leash Law", should be submitted to the qualified electors of the CITY;

NOW, THEREFORE, be it ordained by the Governing Body of the City of Wathena, Kansas:

1. SPECIAL ELECTION CALLED. A special election of the electors of the CITY is hereby called for the date and times set forth in Section 2 below for the purpose of submitting to a referendum of the qualified electors of the CITY the proposition set forth in Section 3 hereof.

2. TIME, DATE AND POLLING PLACE FOR ELECTION. The special election called pursuant to Section 1 above shall be held and conducted on Tuesday the 26th day of September, 1989, at the Rural Fire District No. 1 station in the City of Wathena, Kansas. The polls shall open at 7:00 o'clock A.M. on the day of such election and shall close at 7:00 o'clock P.M.

3. SUBSTANCE AND FORM OF PROPOSITION STATED. The substance and form of the proposition to be set forth and contained on the ballot used in the conduct of the aforesaid election shall be as follows:

"Shall an ordinance entitled:

'AN ORDINANCE RELATING TO ANIMAL CONTROL WITHIN THE CITY OF WATHENA, KANSAS, INCLUDING THE IMPLEMENTATION AND ENFORCEMENT OF A "LEASH LAW" WHICH WILL REQUIRE THE

CONTINUOUS CONFINEMENT OR CONTROL AT ALL TIMES OF ALL DOGS WITHIN THE CITY OF WATHENA; PROVIDING FOR THE ANNUAL LICENSING AND REGISTRATION OF ANIMALS AND PRESCRIBING A PROCEDURE THEREFOR, PROVIDING FOR THE IMPOUNDMENT AND DISPOSITION OF CERTAIN ANIMALS AND PRESCRIBING A PROCEDURE THEREFOR, PROVIDING FOR AN IMPOUNDMENT FACILITY, IMPOSING AND LEVYING AND PROVIDING FOR THE COLLECTION AND DISPOSITION OF CERTAIN TAXES, FEES AND OTHER COSTS, CREATING AND DEFINING CERTAIN MISDEMEANORS AND PRESCRIBING A PENALTY FOR CONVICTION THEREOF, AND REPEALING ALL OTHER ORDINANCES AND PARTS OF ORDINANCES OF THE CITY OF WATHENA IN CONFLICT HEREWITH,'

be adopted and passed by the Governing Body of the City of Wathena?"

Yes

No

4. PROPOSED ORDINANCE. True and correct copies of the proposed Ordinance referenced and identified by title at paragraph 3 immediately above are on file at the Wathena City Hall and may be reviewed between the hours of 8 A.M. and 5 P.M., Monday through Friday, inclusive.


5. CONDUCT OF ELECTION. Such election shall be conducted by the County Election Officer of Doniphan County, Kansas, in the same manner as are elections for officers of the CITY.

6. RESULT OF ELECTION. If the majority of the electors of the CITY voting on the proposition set forth in Section 3 above shall vote "Yes", then the Governing Body of the CITY shall thereupon at the next council meeting immediately following certification of the result of such election adopt and pass such ordinance and provide for publication thereof in the official CITY newspaper. If, however, a majority of the electors voting on said proposition shall vote "No", then no further action will be taken upon the adoption of such ordinance and the same shall have no force or effect.

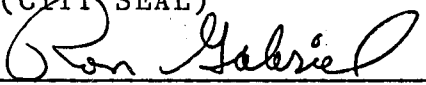
7. EFFECTIVE DATE AND PUBLICATION. This Ordinance shall be in force and take effect from and after the date of its publication in the official CITY newspaper.

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PASSED by the Council and APPROVED by the Mayor on the  
5th day of September, 1989.

  
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Mayor

APPROVED:

(CITY SEAL)  
  
\_\_\_\_\_  
City Clerk