

## ORDINANCE NO. 521

AN ORDINANCE ADOPTING REVISED SUBDIVISION REGULATIONS, IN CODE FORM, FOR THE CITY OF WATHENA, KANSAS, AS AUTHORIZED BY K.S.A. 12-3009 THROUGH 12-3012, INCLUSIVE, AND AS DEFINED BY K.S.A. 12-3301 AND 12-3302; PROVIDING FOR A PENALTY FOR THE VIOLATION THEREOF; AND REPEALING ORDINANCE NO. 299 AND ALL ORDINANCES AND PARTS OF ORDINANCES OF THE CITY OF WATHENA IN CONFLICT HEREWITH.

WHEREAS, the Governing Body of the City of Wathena, Kansas, by Resolution No. 99-3 of said City, dated September 7, 1999, submitted revised subdivision regulations to the Doniphan County Regional Planning Commission as authorized by K.S.A. 12-757; and,

WHEREAS, the said Doniphan County Regional Planning Commission did on November 10, 1999, hold a public hearing for the purpose of considering the revised subdivision regulations for the City of Wathena, Kansas, and did at the conclusion of said public hearing vote to recommend to the Governing Body of the City of Wathena approval of such 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, KANSAS:

SECTION 1. SUBDIVISION REGULATIONS ADOPTED. The City of Wathena, Kansas, hereby adopts by incorporating by reference a code entitled "Subdivision Regulations for the City of Wathena, Kansas 1999" as the official subdivision regulations for all area within the City of Wathena, Kansas. Such code entitled "Subdivision Regulations for the City of Wathena Kansas 1999" is hereby adopted and enacted as an Ordinance of the City of Wathena, Kansas, and such code is hereby incorporated in this Ordinance by reference, the same as if the same had been set out in full herein.

SECTION 2. DIRECTIVE TO CLERK. 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. 521" and a copy of this Ordinance shall be attached to each of the aforesaid three (3) copies of said document.

SECTION 3. PENALTY. 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

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further remedy of seeking an injunction to either prevent the violation of said code or to seek the correction of any violations under said code.

SECTION 4. VALIDITY. If any provision of this Ordinance shall be declared to be invalid the same shall not affect the validity and authority of the remaining provisions.


SECTION 5. REPEALER. Ordinance No. 299 and all other ordinances and parts of ordinances of the City of Wathena, Kansas, in conflict herewith are hereby repealed.

SECTION 6. EFFECTIVE DATE. This Ordinance shall take effect and be in force from and after its publication in The Wathena Times, Official City Newspaper.

PASSED by the Council and APPROVED by the Mayor this 7th day of December, 1999.

  
James P. McAnerney, Mayor

ATTEST.

  
Karen Gilland, City Clerk