

*(Ordinance Summary published in The Augusta Daily Gazette on November 2, 2013 and the full text of the Ordinance made available at [www.andoverks.com](http://www.andoverks.com) for a minimum of one (1) week from the date of publication)*

**ORDINANCE NO. 1554**

AN ORDINANCE AMENDING CHAPTER XIII, ARTICLE 4, SECTION 13-405 OF THE CODE OF THE CITY OF ANDOVER, KANSAS REGARDING SMOKING AT THE 13<sup>TH</sup> STREET PARK.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ANDOVER, KANSAS, AS FOLLOWS:

SECTION 1. Chapter XIII, Article 4, Section 13-405 of the Code of the City of Andover, Kansas is hereby amended by adding the following:

**13-405. Smoking at 13<sup>th</sup> Street Park; Penalties.**

(a) As used herein, “13<sup>th</sup> Street Park” shall mean the park and sports complex located at 1008 E. 13<sup>th</sup> St.

(b) In addition to the restrictions set forth in Section 10.24 of the Uniform Public Offense Code for Kansas Cities, as adopted by the City, it shall be unlawful, with no requirement of a culpable mental state, for any person to smoke at, or within twenty (20) feet of, any play ground, concession stand or food/drink vendor, athletic field, athletic spectator area (including bleachers), and/or any obvious or designated sporting court or field located within 13<sup>th</sup> Street Park.

(c) Any person violating or permitting the violation of this Section shall be in violation of and subject to the penalties of Section 10.26(d) of the Uniform Public Offense Code for Kansas Cities, as adopted and incorporated by the City.

SECTION 2. This Ordinance shall take effect and be in full force from and after its adoption by the governing body of the City, approval by the Mayor and either (a) publication once in the official newspaper of the City, or (b) publication of a summary of this Ordinance certified as legally accurate and sufficient by the City Attorney.

*[Remainder of Page Intentionally Left Blank]*

PASSED, ADOPTED AND APPROVED by the governing body of the City of Andover, Kansas this 29th day of October, 2013.



CITY OF ANDOVER, KANSAS

Ben Lawrence, Mayor

Susan C. Renner, City Clerk

I hereby certify that the foregoing is the original ordinance; that said ordinance was passed on the 29 day of OCTOBER, 2013; that the record of the final vote on its passage is found on page 4 of the minutes from OCTOBER 29, 2013; that it was published in the Augusta Daily Gazette on the 2 day of NOVEMBER, 2013.

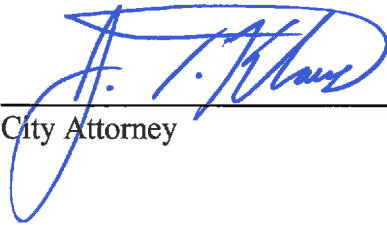
City Clerk

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**Ordinance No. 1554 Summary**

On October 29, 2013, the City of Andover, Kansas adopted Ordinance No. 1554 prohibiting smoking at certain areas within the 13<sup>th</sup> Street Park. A complete copy of this ordinance may be obtained or viewed free of charge at the Office of the City Clerk at City Hall, 1609 E. Central or at [www.andoverks.com](http://www.andoverks.com). This summary is certified legally accurate and sufficient by the Andover City Attorney pursuant to K.S.A. 12-3001, *et seq.*

SUMMARY CERTIFIED:

A handwritten signature in blue ink, appearing to read "J. T. Klaus", is written over a horizontal line. The signature is stylized and cursive.

City Attorney