

(Ordinance Summary published in The Butler County Times-Gazette on _____, 2014 and the full text of the Ordinance made available at www.andoverks.com for a minimum of one (1) week from the date of publication.)

ORDINANCE NO. _____

AN ORDINANCE PROHIBITING THE PARKING OF COMMERCIAL DUMPSTERS AND STORAGE DEVICES ON PUBLIC STREETS; AND CREATING CHAPTER XVIII, ARTICLE 4, SECTIONS 18-401 AND 18-402 OF THE CODE OF THE CITY OF ANDOVER, KANSAS.

WHEREAS, the governing body of the City of Andover, Kansas (the “City”) desires to amend the Code of the City of Andover, Kansas (the “Code”) so as to supplement its Standard Traffic Ordinance, as each edition may from time to time be in effect, so as to clearly prohibit the parking of certain devices on public streets within the City; and

WHEREAS, the governing body of the City finds it necessary and advisable to create Sections 18-401 and 18-402 and of Chapter XVII, Article 4 of the Code.

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

SECTION 1. The City hereby creates Section 18-401 through 18-402 of the Code, to read, as follows:

18-401. Parking of trash dumpsters and storage units.

Except as may be authorized in writing by the Chief of Police following an official declaration of a state of emergency or other disaster by any state or local governmental unit following storm or other natural disaster, no person shall park or store, or otherwise authorize or contract for the parking or storage of:

(a) any portable, roll away, roll-off, or other commercial dumpster, or other form of temporary or transitory disposal unit whether or not for the purpose of collecting, storing, or transferring trash, construction debris, storm damage or other debris; or

(b) any unattended portable on-demand storage unit or other moving or temporary storage device

in the roadway of any public street or other highway, or between the property line or sidewalk and the curb line of any street.

18-402. Penalty.

Any person found guilty of the violation of any of the terms or provisions of this Article 4 may be fined in accordance with the traffic violation schedule adopted and in effect for the City of Andover Kansas for the similar violation for the unlawful parking of disabled and other vehicles, including trailers.

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 hereof certified as legally accurate and sufficient by the City Attorney.

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PASSED AND APPROVED by the Governing Body of the City of Andover, Kansas this
____ day of April, 2014.

CITY OF ANDOVER, KANSAS

[seal]

Ben Lawrence, Mayor

ATTEST:

Susan C. Renner, City Clerk

Ordinance Summary published in The Butler County Times-Gazette on May __, 2014 and the full text of the Ordinance made available at www.andoverks.com for a minimum of one (1) week from the date of publication.

Ordinance No. _____ Summary

On April __, 2014 the City of Andover, Kansas adopted Ordinance No. _____ prohibiting the parking of commercial dumpsters and storage devices on public streets. 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. This summary is certified legally accurate and sufficient by the Andover City Attorney pursuant to K.S.A. 12-3001, *et seq.*

SUMMARY CERTIFIED:

City Attorney