

ORDINANCE NO. 640

AN ORDINANCE ADOPTING AND ENACTING A NEW CODE FOR THE CITY OF BASEHOR, KANSAS; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE.

WHEREAS, the City of Basehor has not completed a comprehensive recodification process in several years; and

WHEREAS, the City of Basehor does not currently maintain an inclusive, standardized, single source City Code document; and

WHEREAS, recodification will provide the Governing Body the ability to more easily and accurately assess the potential impact of proposed changes to existing laws; and

WHEREAS, it would also allow the Governing Body and the city staff the ability to respond more quickly and accurately to citizen inquiries; and

WHEREAS, a standardized City Code also serves as a practical and efficient tool for municipal court, police and other enforcement officials, enabling them to administer laws with confidence and security; and

WHEREAS, it would also provide Basehor residents with a reliable, exhaustive, up-to-date, easy to read municipal resource.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BASEHOR, KANSAS AS FOLLOWS:

Section 1. That the Code entitle "The Code of Ordinances of the City of Basehor, Kansas," published by the Municipal Code Corporation, consisting of chapters 1 through 48, each inclusive, is adopted.

Section 2. That all ordinances of a general and permanent nature enacted on or before August 19, 2013, and not included in the Code or recognized and continued in force by reference therein, are repealed.

Section 3. That the repeal provided for in Section 2 hereof shall not be construed to revive any ordinance or part thereof that has been repealed by a subsequent ordinance that is repealed by this ordinance.

Section 4. That unless another penalty is expressly provided, every person convicted of a violation of any provision of the Code or any ordinance, rule or regulation adopted or issued in pursuance thereof shall be punished by a fine not exceeding \$1,000.00, incarceration of not more than 179 days, or both. Each act of violation and each day upon which any such violation shall continue or occur shall constitute a separate offense. The penalty provided by this section, unless another penalty is expressly provided, shall apply to the amendment of any Code section, whether or not such penalty is reenacted in the amendatory ordinance. In addition to the penalty prescribed above, the city council may pursue other remedies such as abatement of nuisances, injunctive relief and revocation of licenses or permits.

Section 5. That additions or amendments to the Code when passed in such form as to indicate the intention of the city council to make the same a part of the Code shall be deemed to be incorporated in the Code, so that reference to the Code includes the additions and amendments.

Section 6. That ordinances adopted after August 19, 2013, that amend or refer to ordinances that have been codified in the Code shall be construed as if they amend or refer to like provisions of the Code.

Section 7. That this ordinance shall take effect and be in force from and after its publication in the official city newspaper.

PASSED by the Governing Body this 18th day of February, 2014.

APPROVED by the Mayor this 18th day of February, 2014.

[SEAL]




David K. Breuer, Mayor

ATTEST:



Katherine M. Renn, City Clerk

APPROVED AS TO FORM:



Shannon M. Marcano, City Attorney

Certificate of Adoption

I hereby certify that the foregoing is a true copy of the ordinance passed at the regular meeting of the city council, held on the 18th day of February, 2014.



Katherine M. Renn
Katherine M. Renn, City Clerk