

ORDINANCE NO. 902

AN ORDINANCE AMENDING ORDINANCES NOS. 830 AND 831 AND REGULATING CONDITIONS ALLOWED TO EXIST ON ANY RESIDENTIAL, COMMERCIAL OR INDUSTRIAL PREMISES WHICH ARE INJURIOUS TO THE HEALTH, SAFETY OR GENERAL WELFARE OF THE GENERAL COMMUNITY OR ARE DETRIMENTAL TO ADJOINING PROPERTY, THE NEIGHBORHOOD OR CITY; PROVIDING FOR NOTICE TO LANDOWNERS, TENANTS OR OCCUPANTS OF ANY PROPERTY ALLEGED TO BE IN VIOLATION OF THIS ORDINANCE AND ADMINISTRATIVE PROCEDURE FOR DEALING WITH SUCH CASES; FOR COLLECTION OF FINES, COSTS AND EXPENSES OF CLEANUP THROUGH MUNICIPAL COURT PROCEEDINGS, CERTIFICATION OF COSTS AND EXPENSES TO CHAUTAUQUA COUNTY, KANSAS, FOR PLACING ON REAL ESTATE TAX STATEMENTS, OR FOR FILING A LIEN ON REAL ESTATE PURSUANT TO K.S.A. 60-1101, ET SEQ; AND PROVIDING FINES FOR VIOLATION OF THE PROVISIONS OF THIS ORDINANCE:

BE IT ORDAINED BY THE CITY OF SEDAN, KANSAS, AS FOLLOWS:

Section 20 shall be amended as follows:

Section 20. NUISANCES UNLAWFUL; DEFINED; EXCEPTIONS. It shall be unlawful for any person to maintain or permit any motor vehicle nuisance within the city.

(a) A motor vehicle nuisance is any motor vehicle which is not currently registered or tagged pursuant to K.S.A. 8-126 to 8-149 inclusive, as amended; or parked in violation of city ordinance; or incapable of moving under its own power; or in a junked, wrecked or inoperable condition. Any one of the following conditions shall raise the presumption that a vehicle is junked, wrecked or inoperable;

- (1) Absence of a current registration plate upon the vehicle;
- (2) Placement of the vehicle or parts thereof upon jacks, blocks, or other supports;
- (3) Absence of one or more parts of the vehicle necessary for the lawful operation of the vehicle upon street or highway.

Section 21 shall be amended as follows:

Section 21: The provisions of this ordinance shall not apply to:

- (1) Any motor vehicle which is enclosed in a garage or other building;
- (2) To the parking or storage of a vehicle inoperable for a period of 30 consecutive days or less; or
- (3) To any person conducting a business enterprise in compliance with existing regulations or who places such vehicles behind screening of sufficient size, strength and density to screen such vehicles from the view of the public and to prohibit ready access to stored vehicles by children. However, nothing in this subsection shall be construed to authorize the maintenance of a public nuisance.


Sections 22 and 23 shall be deleted and not replaced.

Section 28 shall be amended as follows

Section 28: PERMITTING GROWTH UNLAWFUL.

It shall be unlawful for any owner, occupant, tenant or other person in charge of any lot, tract, or piece of land within the city to allow or permit grass or obnoxious vegetation of any type or nature to grow, mature, or obtain a size in excess of twelve inches in height. This section shall not apply to trees, bushes, shrubs, or flowers.

Adopted by the Governing Body of the City of Sedan, Kansas, this 18th day of April, 2016.



Jack Warren, Mayor

Attest: 

Sherry Miller, City Clerk

City Seal: