

Ordinance Summary published in the Miami County Republic on November 5, 2014 and the full text of the Ordinance made available at www.cityofpaola.com for a minimum of 1 week from the date of publication.

Ordinance No. 3077 Summary

On October 28, 2014, the City of Paola, Kansas, adopted Ordinance No. 3077, amending the General Regulations of the water utility department as follows: a new section 700.025 is added pertaining to “Utility, Meter or Meter Box Damage”; section 700.140 was amended and renamed “Theft of Water”; and section 700.240 “Penalties” was amended to increase the minimum and maximum fines for violations. A complete copy of this ordinance may be obtained or viewed free of charge at the Office of the City Clerk at City Hall, 19 E Peoria Street or at www.cityofpaola.com. This summary is certified by Lee H. Tetwiler, Paola City Attorney pursuant to K.S.A. 12-3001, et seq.

ORDINANCE NO. 3077

AN ORDINANCE AMENDING TITLE VII: UTILITIES, CHAPTER 700: WATER DEPARTMENT, ARTICLE I: GENERAL REGULATIONS, ADDING SECTION 700.025: UTILITY, METER, OR METER BOX DAMAGE; AMENDING SECTION 700.170: UNLAWFUL USE OF WATER; AND AMENDING SECTION 700.240: PENALTY; OF THE MUNICIPAL CODE OF THE CITY OF PAOLA, KANSAS.

BE IT ORDAINED by the City Council of the City of Paola, Kansas, as follows:

SECTION 1. That Section 700.025 is hereby added as a new section to read as follows:

Section 700.025. Utility, Meter, or Meter Box Damage.

- A. It is unlawful for any person to destroy or damage any water pipe, hydrant or fountain in the city, or any of the appurtenances of any city utility system, or to open any hydrant, service pipe, stop cock or valve belonging to or connected with the city waterworks system, except where prior approval is obtained from authorized city personnel when necessary to permit modification or improvement of such utility system.
- B. It is unlawful for any person to damage, molest or in any way interfere with any water meter or to alter the register or mechanism of any meter.
- C. It is unlawful for any person to damage, molest or in any way interfere with the meter box or meter box cover or to deposit dirt, stone, or rubbish of any kind, in or on top of any meter box.

SECTION 2. That Section 700.170 is hereby repealed in its entirety and a new section 700.170 is hereby enacted in its place to read as follows:

Section 700.170. Theft of Water.

It is unlawful for any person, persons or corporations to use, take or steal any water from the city, not metered or paid for, or to allow or permit any person, persons or corporations to use, take or steal water from their connections or fixtures in violation of any rules or regulations prescribed by the government of the City of Paola and it's water works system, except water for extinguishing a fire.

SECTION 3. That Section 700.240 is hereby repealed in its entirety and a new section 700.240 is hereby enacted in its place to read as follows:

Section 700.240. Penalty.

Any person or persons violating any of the provisions of this Article shall be deemed guilty of a misdemeanor and shall upon conviction be fined in any sum not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00) for each and every offense, or by imprisonment not to exceed thirty (30) days, or by both such fine and imprisonment.

SECTION 4. Any and all ordinances in conflict herewith are hereby repealed.

SECTION 5. That this ordinance shall become effective after its passage, approval, and publication in the official city newspaper pursuant to KSA 12-3001, et seq.

PASSED by the Governing Body of the City of Paola this 28th day of October, 2014.

APPROVED by the Mayor of the City of Paola this 28th day of October, 2014.

Artie Stuteville, Mayor

ATTEST: [seal]

Daniel G. Droste, City Clerk