

First Published in the Horton Headlight the 18th day of January, 2018

ORDINANCE NO. 1167

AN ORDINANCE ESTABLISHING THE SEWER RATES FOR USERS OF THE HORTON MUNICIPAL WASTEWATER PLANT AND COLLECTION SYSTEM

Section 1. RATES FOR WASTEWATER SERVICE. Charges for sewer use from the Horton Municipal Sanitation Plant and Collection System to the user on a monthly rate shall be as follows:

- a. The minimum charge per month shall be \$30.00
- b. In addition, the user charge shall be \$4.00 per thousand gallons based upon their applicable annual winter monthly average water consumption. Commencing April 2016, the user charge shall increase 2%, with said user charge increasing an additional 2% every three months thereafter.

The months of December-February will be used to figure the Annual Winter Monthly Average Water Consumption. (AWC).

- c. In the event a lot, parcel of land, premises or facility discharging wastewater, industrial process waste, water or other liquids, either directly or indirectly into the city's wastewater collection and treatment system or which eventually enters the system, is supplied with water from any source other than from the city's municipal water system, then the sewer user charge will be estimated at 100 gallons per capita per day for residential users. For all other users, the owner of land, premises or facility shall install, and maintain at his or her own expense, a water meter approved by the city's water department. This meter(s) shall serve as a control for the establishment of the sewer user charge and shall be accessible to the city's meter readers.

- d. Where more than one water meter is installed for service to one industry or commercial business located at a single site or adjoining sites, only one minimum monthly charge shall apply.
- e. Where it can be established that the user had a water leak during the billing cycle, the user charge may be adjusted by the city clerk by using the average of the previous three months water use.
- f. Any person who is allowed to hookup to City utilities services without being annexed into the City of Horton, Kansas will pay one and one-half the normal rate charged to the citizens and residents of the City of Horton, Kansas. This increased rate is applicable to the residence of the property, whether or not the resident and owner of the property is the same person.

Section 2. Repeal. Ordinance No. 1153 is hereby repealed.

Section 3. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

PASSED BY THE GOVERNING BODY of the City of Horton, Kansas, this 8th day of January, 2018



Mayor

ATTEST TO:



City Clerk

First Published in the Horton Headlight the 18th day of January, 2018.

ORDINANCE NO. 1168

AN ORDINANCE AMENDING SECTION 12-505 OF THE HORTON MUNICIPAL CODE REGARDING CHARGES FOR OPENING AND CLOSING GRAVES IN THE MUNICIPAL CEMETERY OF THE CITY OF HORTON, KANSAS.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HORTON, KANSAS:

Section 1. Section 12-505 of the Horton Municipal Code is hereby amended to read as follows:


“SALE OF LOTS; CHARGES FOR OPENING GRAVES. The prices to be charged for lots in the cemetery shall be established by the governing body of the city at such time as needed. No person, shall be allowed to own more than one full lot in Sections "K" and "L". No deed shall be issued to any lot, half lot or single grave space until the purchase price of the same shall have been paid in full to the city. A full lot shall contain eight grave spaces. The prices established for the lots shall include continued services of mowing grass and the filling of graves on the property by the sexton at the first reasonable opportunity. Upon payment as hereinbefore provided, the city clerk is hereby authorized and directed to prepare a deed to the purchaser of cemetery property, upon forms to be provided for that purpose, which the deed shall be signed by the mayor and attested by the city clerk, who shall deliver the same to the purchaser; provided, however, that the governing body is reserved the right to refuse the sale of any lot or half lot to any person when in their judgment the sale of the same would prove detrimental to the cemetery or to the owners of lots therein. All deeds to cemetery property shall recite that the execution of the same is subject to all of the rules and regulations governing the cemetery. All graves shall be dug by a regularly employed or approved section of the cemetery or by an independent contractor who is solely responsible for this service, and who has met insurance requirements established by the governing body of the city. The charge for opening and closing each grave shall be the sum of \$450.00 and shall be payable at the office of the city clerk before burial takes place. The opening and closing for infant burial or inurement shall be \$250.00 provided the grave does not exceed three feet in length. Future increases or decreases in the cost of opening and closing each grave may be made through a majority vote of the city commission at a city commission meeting without the necessity of passage of an ordinance. In such event, the future increase or decrease shall be posted in the office of the City Clerk. Inurement does not include the burial of remains in a stone foundation.

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Section 2. That all ordinances or parts of ordinances in conflict with this ordinance be and are hereby repealed.

Section 3. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official City newspaper.

PASSED BY THE GOVERNING BODY of the City of Horton, Kansas, this 8th day of January, 2018.



MAYOR

ATTEST:



CITY CLERK

(First Published in the Horton Headlight on March 1, 2018)

ORDINANCE NO. 1169

AN ORDINANCE REGULATING PUBLIC OFFENSES WITHIN THE CORPORATE LIMITS OF THE CITY OF HORTON, KANSAS; INCORPORATING BY REFERENCE THE "UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES," EDITION OF 2017.

BE IT ORDAINED by the Governing Body of the City of Horton, Kansas;

Section 1. **INCORPORATING UNIFORM PUBLIC OFFENSE CODE.** There is hereby incorporated by reference for the purpose of regulating public offenses within the corporate limits of the City of Horton, Kansas that certain standard code known as the "Uniform Public Offense Code," Edition of 2017, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas. No fewer than one copy of said Uniform Public Offense Code shall be marked or stamped "Official Copy as Adopted by Ordinance No. 1169," and to which shall be attached a copy of this ordinance, and filed with the city clerk to be open to inspection and available to the public at all reasonable hours.

Section 2. **REPEAL.** Ordinance number 1161 is repealed.

Section 3. **EFFECTIVE DATE.** This ordinance shall take effect and be in force from and after its publication in the official city newspaper.

Passed by the Commission the 19th day of February, 2018.

Tim Lentz
Mayor



Seal:

Attest:

Kim Knudson
City Clerk



(First Published in the Horton Headlight on March 1, 2018)

ORDINANCE NO. 1170

AN ORDINANCE REGULATING TRAFFIC WITHIN THE CORPORATE LIMITS OF THE CITY OF HORTON, KANSAS; INCORPORATING BY REFERENCE THE "STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES," EDITION OF 2017 PROVIDING CERTAIN PENALTIES AND REPEALING ORDINANCE NUMBER 1162.

BE IT ORDAINED by the Governing Body of the City of Horton, Kansas;

Section 1. **INCORPORATING STANDARD TRAFFIC ORDINANCE.** There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Horton, Kansas, that certain standard traffic ordinance known as the "Standard Traffic Ordinance for Kansas Cities," Edition of 2017, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas. No fewer than one copy of said Standard Traffic Ordinance shall be marked or stamped "Official Copy as Adopted by Ordinance No. 1170," and to which shall be attached a copy of this ordinance, and filed with the city clerk to be open to inspection and available to the public at all reasonable hours. The police department, municipal judge and all administrative departments of the city charged with enforcement of the ordinance shall be supplied, at the cost of the city, such number of official copies of such Standard Traffic Ordinance similarly marked, as may be deemed expedient.

Section 2. **TRAFFIC INFRACTIONS AND TRAFFIC OFFENSES.**

(a) An ordinance traffic infraction is a violation of any section of this ordinance that prescribes or requires the same behavior as that prescribed or required by a statutory provision that is classified as a traffic infraction in K.S.A. Supp. 8-2118.

(b) All traffic violations which are included within this ordinance, and which are not ordinance traffic infractions as defined in subsection (a) of this section, shall be considered traffic offenses.

Section 3. **PENALTY FOR SCHEDULED FINES.** The fine for violation of an ordinance traffic infraction or any other traffic offense for which the municipal judge establishes a fine in a fine schedule shall not be less than \$10 nor more than \$500, except for speeding which shall not be less than \$10 or more than \$100. A person tried and convicted for violation of an ordinance traffic infraction or other traffic offense for which a fine has been established in a schedule of fines shall pay a fine fixed by the court not to exceed \$500.

Section 4. **REPEAL.** Ordinance number 1162 is repealed.

Section 5. **EFFECTIVE DATE.** This ordinance shall take effect and be in force from and after its publication in the official city newspaper.

Passed by the Commission the 19th day of February, 2018.

Tim Lentz
Mayor



Seal:

Attest:

Kim Knudson
City Clerk



Published in the Horton Headlight on March 1, 2018

ORDINANCE NO. 1171

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN LANDS LOCATED IN THE CITY OF HORTON, KANSAS, UNDER THE AUTHORITY GRANTED BY THE ZONING REGULATIONS OF THE CITY OF HORTON, KANSAS,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF HORTON, KANSAS.

SECTION 1. That having received a recommendation from the Planning Commission, and proper notice having been given and hearing held as provided by law and under the authority of and subject to the provisions of the Zoning Regulations of the City of Horton, Kansas, the zoning classification or districts of the lands legally described hereby are changed as follows:

Zone change from R-1 to C-1 for property located at 425 West 14th Street, Horton, Kansas, legally described as follows:

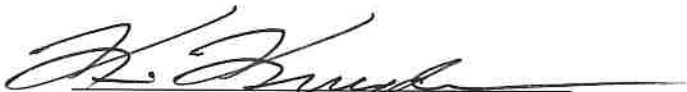
C.K.& N. ADDITION, BLOCK 051, Lot 5 – 8

SECTION 2. That upon the taking effect of this Ordinance, the above zoning changes shall be entered and shown on the "Official Zoning Map" previously adopted by reference, and said official zoning map is hereby reincorporated as a part of the Zoning Regulation as amended.

SECTION 3. That this Ordinance shall take effect and be in force from and after its adoption by the City Commission and publication in the official City newspaper.

Adopted by the Governing Body of the City of Horton, Kansas this 19th day of February, 2018.

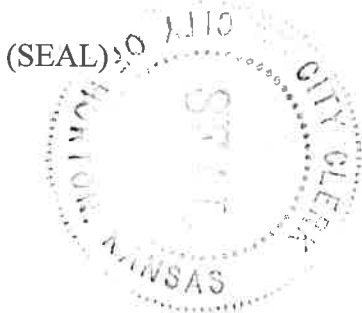
ATTEST:



City Clerk



Mayor



State of Kansas, Brown County SS.
Filed for record 02/26/2018 at 09:15 AM
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REGISTRAR OF DEEDS

By _____ Deputy
Index 00280 Comp Orig Image
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BOOK 340
PAGE 477

First Published in the Horton Headlight the 29 day of March, 2018.

ORDINANCE NO. 1172

AN ORDINANCE AMENDING SECTION 1-209 OF THE HORTON MUNICIPAL CODE RELATIVE TO THE POSITION OF MAYOR OF THE CITY OF HORTON, KANSAS.

BE IT ORDAINED by the governing body of the City of Horton, Kansas:

Section 1. Section 1-209 of the Horton Municipal Code is hereby amended as follows:

“1-209. MAYOR. The mayor shall preside at all meetings of the board of commissioners, except as otherwise provided by statute.”

Section 2. That all ordinances or parts of ordinances in conflict with this ordinance be and are hereby repealed.

Section 3. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official City newspaper.

PASSED by the governing body of the City of Horton, Kansas, this 19th day of March, 2018.



Mayor

ATTEST:



City Clerk

ORDINANCE NO. 1173

AN ORDINANCE AMENDING SECTION 1-310(b) and (c) OF THE HORTON MUNICIPAL CODE REGARDING THE AUTHORIZATION OF THE CITY ADMINISTRATOR TO APPOINT, HIRE, REMOVE AND SUPERVISE CERTAIN EMPLOYEES OF THE CITY OF HORTON, KANSAS.

BE IT ORDAINED by the governing body of the City of Horton, Kansas:

Section 1. Subsections 1-310 (b) and (c) of the Horton Municipal Code is hereby amended as follows:

“1-310. SAME; POWERS AND DUTIES. The powers and duties of the city administrator shall be as follows:

(b) With the confirmation of the governing body of the city, to appoint, hire and remove all heads of departments, except the city attorney, chief of police, city treasurer and municipal judge. He or she shall have the power to appoint, hire or remove all other employees.

(c) To supervise all non-elected city employees, except the city attorney, chief of police, city treasurer and municipal judge”

Section 2. That all ordinances or parts of ordinances in conflict with this ordinance be and are hereby repealed.

Section 3. This ordinance shall take effect and be in force from and after its passage, approval, and publication in the official city newspaper.

PASSED by the governing body of the City of Horton, Kansas, this 2nd day of April, 2018.



Mayor

ATTEST:



City Clerk

ORDINANCE NO. 1174

AN ORDINANCE SETTING THE SPEED LIMIT ON CERTAIN STREETS WITHIN THE CITY OF HORTON, KANSAS, AS AUTHORIZED BY K.S.A. 8-1560.

WHEREAS, the Governing Body of the City of Horton, Kansas, has determined as a result of a traffic investigation conducted by City staff, that a reasonable and safe maximum speed limit be declared on certain streets within the city limits of Horton, Kansas.

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

SECTION 1. That the maximum speed limit on Wilson Drive located between East 15th Street and 120th Street, shall be 20 miles per hour and the maximum speed limit on During Avenue located between East 15th and Wilson Drive, shall be 20 miles per hour.

SECTION 2. That the speed limit established as hereinabove authorized shall be effective at all times when appropriate signs giving notice are erected upon such streets.

SECTION 3. That any person convicted of a violation of any of the provisions of this Ordinance shall be *Published* in accordance with the provisions of "The Standard Traffic Ordinance for Kansas Cities", adopted by reference by the City of Horton.

SECTION 4. That all previous ordinances in conflict with this ordinance are hereby repealed.

SECTION 5. This Ordinance shall take effect and be in force from and after its passage and publication in the official City newspaper.

PASSED BY THE GOVERNING BODY AND SIGNED BY THE MAYOR this 2nd day of July, 2018.


Bryan Stirton, Mayor

ATTEST: 
Kim Knudson, City Clerk

SEAL

(First Published in the Horton Headlight on July 26, 2018)

ORDINANCE NO. 1175

AN ORDINANCE REGULATING PUBLIC OFFENSES WITHIN THE CORPORATE LIMITS OF THE CITY OF HORTON, KANSAS; INCORPORATING BY REFERENCE THE "UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES," EDITION OF 2018.

BE IT ORDAINED by the Governing Body of the City of Horton, Kansas;

Section 1. **INCORPORATING UNIFORM PUBLIC OFFENSE CODE.** There is hereby incorporated by reference for the purpose of regulating public offenses within the corporate limits of the City of Horton, Kansas that certain standard code known as the "Uniform Public Offense Code," Edition of 2018, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas. No fewer than one copy of said Uniform Public Offense Code shall be marked or stamped "Official Copy as Adopted by Ordinance No. 1175," and to which shall be attached a copy of this ordinance, and filed with the city clerk to be open to inspection and available to the public at all reasonable hours.

Section 2. **REPEAL.** Ordinance number 1169 is repealed.

Section 3. **EFFECTIVE DATE.** This ordinance shall take effect and be in force from and after its publication in the official city newspaper.

Passed by the Commission the 16th day of July, 2018.



Mayor

Seal:

Attest:



City Clerk

(First Published in the Horton Headlight on July 26, 2018)

ORDINANCE NO. 1176

AN ORDINANCE REGULATING TRAFFIC WITHIN THE CORPORATE LIMITS OF THE CITY OF HORTON, KANSAS; INCORPORATING BY REFERENCE THE "STANDARD TRAFFIC ORDINANCE FOR KANSAS CITIES," EDITION OF 2018 PROVIDING CERTAIN PENALTIES AND REPEALING ORDINANCE NUMBER 1170.

BE IT ORDAINED by the Governing Body of the City of Horton, Kansas;

Section 1. **INCORPORATING STANDARD TRAFFIC ORDINANCE.** There is hereby incorporated by reference for the purpose of regulating traffic within the corporate limits of the City of Horton, Kansas, that certain standard traffic ordinance known as the "Standard Traffic Ordinance for Kansas Cities," Edition of 2017, prepared and published in book form by the League of Kansas Municipalities, Topeka, Kansas. No fewer than one copy of said Standard Traffic Ordinance shall be marked or stamped "Official Copy as Adopted by Ordinance No. 1176," and to which shall be attached a copy of this ordinance, and filed with the city clerk to be open to inspection and available to the public at all reasonable hours. The police department, municipal judge and all administrative departments of the city charged with enforcement of the ordinance shall be supplied, at the cost of the city, such number of official copies of such Standard Traffic Ordinance similarly marked, as may be deemed expedient.

Section 2. **TRAFFIC INFRACTIONS AND TRAFFIC OFFENSES.**

(a) An ordinance traffic infraction is a violation of any section of this ordinance that prescribes or requires the same behavior as that prescribed or required by a statutory provision that is classified as a traffic infraction in K.S.A. Supp. 8-2118.

(b) All traffic violations which are included within this ordinance, and which are not ordinance traffic infractions as defined in subsection (a) of this section, shall be considered traffic offenses.

Section 3. **PENALTY FOR SCHEDULED FINES.** The fine for violation of an ordinance traffic infraction or any other traffic offense for which the municipal judge establishes a fine in a fine schedule shall not be less than \$10 nor more than \$500, except for speeding which shall not be less than \$10 or more than \$100. A person tried and convicted for violation of an ordinance traffic infraction or other traffic offense for which a fine has been established in a schedule of fines shall pay a fine fixed by the court not to exceed \$500.

Section 4. **REPEAL.** Ordinance number 1170 is repealed.

Section 5. **EFFECTIVE DATE.** This ordinance shall take effect and be in force from and after its publication in the official city newspaper.

Passed by the Commission the 16th day of July, 2018.



Mayor

Seal:

Attest:



City Clerk

First Published in the Horton Headlight the 15th day of November, 2018.

ORDINANCE NO. 1177

AN ORDINANCE AMENDING SECTION 12-201 OF THE HORTON MUNICIPAL CODE REGARDING THE RECREATION ADVISORY BOARD IN THE CITY OF HORTON, KANSAS

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HORTON, KANSAS:

Section 1. Section 12-201 of the Horton Municipal Code is hereby amended to read as follows:

"CHAPTER XII, ARTICLE 2. PARKS AND RECREATION SYSTEM

12-201. RECREATION ADVISORY BOARD ESTABLISHED. (a) There is hereby established a recreation advisory board that shall consist of five members to be appointed by the governing body of the City of Horton, Kansas to serve as follows: the first appointee to serve for four years, the second for three years, the third and fourth for two years, and the fifth for one year. Following the initial appointment, members' terms shall be for four years.

(b) Whenever a vacancy shall occur in the membership of the advisory board, a replacement shall be selected by the governing body of the City of Horton, Kansas to fill such vacancy for the unexpired term of the member he or she is succeeding."

Section 2. That all ordinances or parts of ordinances in conflict with this ordinance be and are hereby repealed.

Section 3. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official City newspaper.

PASSED BY THE GOVERNING BODY of the City of Horton, Kansas, this 5th day of November, 2018.


MAYOR

ATTEST:


CITY CLERK