

ORDINANCE NO. 4200

AN ORDINANCE AMENDING SECTION 32-100 OF THE CODE  
OF THE CITY OF WELLINGTON, KANSAS WITH RESPECT TO  
BUILDING MATERIALS IN STREETS.

WHEREAS, the governing body has determined that it is necessary to take into consideration the use of movable storage containers when utilized for the temporary deposit of building material on sidewalks and/or parts of city streets.

SECTION I

Section 32-100 of the Code of the City of Wellington, is hereby amended to read as follows:

Section 32-100 *Building materials in street*: Any person desiring to use the sidewalk or any part of the street for the temporary deposit of building material, including the use of movable storage containers, during the construction or repair of any building, or during the temporary use of any sidewalk while excavating any cellar, shall apply to the city manager for permission to use the same and upon such application, the city manager may grant permission to use the same temporarily for the purpose to be named. Not more than one-third of the width of the street shall be used, and in case the sidewalk be obstructed, a temporary walkway shall be provided around such obstruction, and the gutter shall be kept open for flow of water and no person shall use or temporarily appropriate any sidewalk or street or any material part thereof including a moveable storage container without the consent of the city manager. Upon the completion of any building, the material in the street shall be removed within ten days. Any such obstruction shall be adequately marked to give warning to the drivers of vehicles. Adequate markings shall include but not be limited to cones, barricades and/or flashers.”

SECTION II

Section 32-100 as it existed prior to this ordinance is hereby repealed.

SECTION III

This ordinance shall take effect and be in force from and after its publication in the official city newspaper, as provided by law.

PASSED AND APPROVED by the Governing Body of the City of Wellington,  
Kansas, this 20th day of September, 2016.

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Shelley R. Hansel, Mayor

(SEAL)  
ATTEST

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Carol S. Mericle, City Clerk

FORM APPROVED:

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Michael C. Brown, City Attorney