CITY OF WESTWOOD HILLS, KANSAS

ORDINANCE NO. 129

AN ORDINANCE AMENDING ARTICLE 5 OF CHAPTER 8 OF THE MUNICIPAL CODE OF THE CITY OF WESTWOOD HILLS, KANSAS AND ORDINANCES NO. 114 AND NO. 117 OF SAID CITY

WHEREAS, the governing body has determined that the provisions of the Municipal Code of the City of Westwood Hills providing for the issuance of building permits and the procedure for obtaining them should be amended.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WESTWOOD HILLS, KANSAS, as follows:

Section 1. Ordinance No. 117 of the City of Westwood Hills, Kansas is hereby repealed.

Section 2. Sections 3 and 4 of Ordinance No. 114 of the City of Westwood Hills, Kansas are hereby repealed.

Section 3. Article 5 of Chapter 8 of the Municipal Code of the City of Westwood Hills, Kansas is hereby amended to read as follows:

"ARTICLE 5. PERMITS, AND PROCEDURE FOR OBTAINING

8-501. WHEN REQUIRED. Except as herein otherwise provided, no

building, structure, appurtenance, fence, hedge, driveway, patio, garage or exterior air conditioner compressor shall be constructed, erected, added to or materially altered, structurally or otherwise changed, remodelled, or improved nor any exterior mechanical equipment installed, nor any other work commenced upon any lot, tract or parcel of land unless the owner, contractor or the duly authorized agent of either shall first have applied for and received from the City Planning Commission a permit therefor as herein provided.

8-502. MINOR ALTERATIONS. No permit shall be required for minor alterations such as painting, decorating, minor landscaping, patching, maintenance, re-roofing with materials similar to existing materials and installation of room air conditioners, screens, storm doors and windows.

8-503. APPLICATIONS FOR PERMITS.

(1) <u>Contents</u>. All applications for building permits shall contain the legal description of the lot, the street

address of the lot, the names of the owners-applicants, a general description of the building or construction to be undertaken thereon including the approximate size, shape, square foot area, list of materials for construction, the location of the new construction upon the lot, the name of the architect and contractor, if any, and the actual or estimated cost of the construction or improvement. Permit applications for a complete building or for alteration or for addition to any existing building, residential or commercial, amounting to two hundred fifty (250) square feet or more, or any structural change in the facade of any structure facing any street in the City shall be accompanied by a complete set of final plans. These plans shall be drawn and sealed by a registered architect and include plot plans, detailed floor plans, elevations (front, rear and side) and building specifications. Structural, mechanical and electrical drawings will be required as needed.

Enclosure of screened porches shall be subject to the preceding requirements except the plans need not be sealed by a registered architect.

(2) Filing of Applications. All applications for permits together with the designated fee therefor as hereinafter provided, shall be filed with the Chairman, Vice-Chairman or Secretary of the City Planning Commission, or in the event of their absence from the City, with any member of said Commission.

(3) <u>Fees</u>. All applications for building permits shall be accompanied by the following fees:

(A) Residential District. A fee equal to one-half of one percent (1/2%) of the cost of the proposed structure (minimum \$10.00) except that in lieu thereof, on applications for permits for fences, walls, hedges, patios, sidewalks, driveway alterations and exterior air conditioner compressors, no such fee shall be required if the signatures of the owners and occupiers of land surrounding the property as defined in paragraph 4(C) of this Section shall appear upon said application consenting to said construction or alteration.

(B) Retail District. A fee equal to one percent (1%) of the cost of the proposed construction (minimum \$50.00).

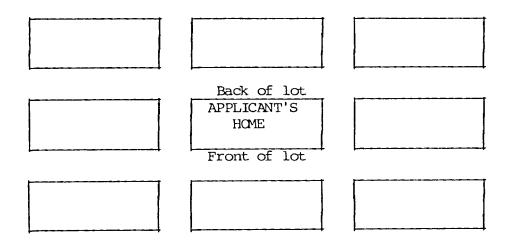
(C) Inspection Fees. All fees and expenses incurred for inspection to assure compliance with the Codes provided for in Chapter V shall be borne by and be the liability of the applicant for the building permit for the structure upon which an inspection is required. Prior to the granting of a building permit, the commission may require the applicant to post such additional sum to secure payment of such fees and expenses as the Commission may deem necessary.

(4) <u>Consideration of Applications - Alternative</u> Procedure.

(A) On applications for permits for fences, walls, hedges, patios, decks, detached children's play houses not exceeding eighty (80) square feet in area, landscaping, installation of steel siding, interior remodelling not involving a change in the exterior of the building, construction of a dormer, skylights, sidewalks or driveways, if the applicant has obtained the consent of the owners of the land surrounding the property as defined in paragraph (C) hereof, the Chairman of the Planning Commission after review of the application may issue an order granting the application for the building permit upon being satisfied that the proposed construction will be in conformity with existing codes and ordinances of the City. The Chairman may condition his approval upon the applicant securing such inspections as the Chairman deems necessary to assure compliance with the applicable building codes and ordinances of the City.

Upon receipt of an application for a permit (B) for construction of an item other than one specifically referred to in paragraph (A) hereof, or when the consent of the land surrounding the property as defined in paragraph (C) hereof has not been obtained, the City Planning Commission shall schedule a hearing to consider the application as soon as practicable, and except on those applications where the applicant has obtained the consent of the owners of all the land surrounding the property as defined in paragraph (C) hereof, the commission shall mail or otherwise deliver to the applicant and to the owners of the land surrounding the property a written notice of the time, date and place of such hearing as well as a description of the construction or alteration proposed by said application. Such hearing shall take place no sooner than five (5) days after the mailing or delivery of such notice, unless signed consents to said building or construction from the owners of the land surrounding the property have been obtained in which event said hearing may be had immediately upon the filing of said application.

(C) "The land surrounding the property" as used in Section (4) hereof means the three (3) lots, tracts or parcels located nearest to the back property line of the property; the three (3) lots, tracts or parcels located nearest to the front property line of the property, and the lots, tracts or parcels adjoining the side property lines of the property, such properties being described in the following diagram.



ISSUANCE OR DENIAL OF PERMIT. After hearing on said 8-504 application, the Commission shall enter an order either granting or denying said application. In the event that said application is approved and no objection, in writing, to the granting of said application is made within five (5) days of such approval, said permit shall issue forthwith and construction or alteration may begin in accordance therewith. In event that said application is granted and within five (5) days any landowner within a two hundred (200) foot radius of the property upon which construction or alteration is proposed objects in writing thereto, such permit will be issued on the tenth day following the granting thereof provided that no notice of appeal, as hereinafter provided, to the Board of Zoning Appeals is filed. In the event that said application is denied, the Commission's findings and reasons for denial shall be stated in writing to the applicant if written request is made therefor within ten (10) days of said action. If said application is denied, the applicant may appeal the Commission's determination by filing a notice of appeal, as hereinafter provided, to the Board of Zoning Appeals within ten (10) days of said denial.

8-505. APPEAL TO BOARD OF ZONING APPEALS. Any applicant, or property owner within a two hundred (200) foot radius of the property upon which the construction or alteration is proposed, may appeal the findings and determination of the City Planning Commission to the Board of Zoning Appeals. Such appeal shall be taken by filing within ten (10) days of the decision of the City Planning Commission a written notice of appeal with the City Clerk of the City of Westwood Hills, Kansas.

Upon the filing of such notice of appeal, the City Clerk shall immediately transmit said notice of appeal to the Board of Zoning Appeals of the City of Westwood Hills, Kansas, which said Board shall as soon thereafter as practicable schedule a hearing on said application and appeal and shall give notice of the date, time, and place of such hearing to the applicant, all owners of land surrounding the property as defined in paragraph (4)(C) of Section 8-503, and all other land owners within a two hundred (200) foot radius of the applicant's land who shall have objected or protested the proposed construction or alteration before the City Planning Commission. Such notice shall be given and published in accordance with the provisions of Article 8.

The Board of Zoning Appeal shall have the power to grant variances and exceptions under the circumstances and in the manner provided in Article 8.

8-506. SEPARATE PERMITS. There shall be separate permits required for each building or structure to be constructed, erected or altered, except accessory buildings and appurtenances which may be included in the permit for the principal building when construction is simultaneous, and provided, further, that there shall be but one fee required for simultaneous applications for permits on the same property.

8-507. REVOCATION OF PERMITS. A permit may be revoked by the City Planning Commission or the Board of Zoning Appeals at any time prior to the completion of the building or structure for which the same was issued when it shall appear to the City Planning Commission or Board of Zoning Appeals that the same was procured by false representation, or was issued by mistake, or that any other provisions of the zoning ordinances are being violated. Provided, however, that twenty-four (24) hours written notice of such revocation shall be served upon the owner, his agent or contractor or upon any person employed upon the building or structure for which such permit was issued and thereafter no such construction shall proceed.

8-508. EXPIRATION OF PERMITS. Permits are issued with the understanding that substantial construction is to begin promptly. Any permit for which construction does not begin within ninety days shall expire automatically and a new permit shall be required before work can commence. Fees are forfeited if permits are allowed to expire.

8-509. FAILURE TO OBTAIN PERMIT. Any person failing to obtain a permit as required by Section 8-501 shall be deemed guilty of maintaining a public nuisance (Sec. 10-309) or of permitting a public nuisance (Sec. 10-310) as said Sections shall apply and shall be punished as therefor provided. Each day that a violation continues shall be deemed to be a separate offense. Section 4. This ordinance shall be effective upon its publication in the official city newspaper.

Passed by the governing body and signed by the Mayor this _____ day of _____, 1984.

Al W. Tikwart, Jr., Mayor

Attest:

5 ×

Linda Segebrecht, City Clerk

First published in the Johnson County Sun, Wednesday, December 19th, 1984.

CITY OF WESTWOOD HILLS, KANSA:

ORDINANCE NO. 3

AN ORDINANCE AMENDING ARTICLE 5 OF CHAPTER 8 OF THE MUNICIPAL CODE OF THE CITY OF WESTWOOD HILLS, KANSAS AND ORDINANCES NO. 114 AND NO. 117 OF SAID CITS

WHEREAS, the governing body has determined that the provisions of the Municipal Code of the City of Westwood Hills providing for the issuance of building permits and the procedure for obtaining them should be amended.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WESTWOOD HILLS, KANSAS, as follows:

Section 1. Ordinance No. 117 of the City of Westwood Hills, Kansas is hereby repealed.

Section 2. Sections 3 and 4 of Ordinance No. 114 of the City of Westwood Hills, Kansas are hereby repealed.

Section 3. Article 5 of Chapter 8 of the Municipal Code of the City of Westwood Hills, Kansas is hereby amended to read as follows:

"ARTICLE 5. PERMITS, AND PROCEDURE FOR OBTAINING

8-501. WHEN REQUIRED. Except as herein otherwise provided, no building, structure, appurtenance, fence, hedge, driveatio, garage or exterior air conditioner compressor shall be constructed, erected, added to or materially altered, structurally or otherwise changed, remodelled, or improved nor any exterior mechanical equipment installed, nor any other work commenced upon any lot, tract or parcel of land unless the owner, contractor or the duly authorized agent of either shall first have applied for and received from the City Planning Commission a permit therefor as herein provided.

8-502. 'MINOR ALTERATIONS. No permit shall be required for minor alterations such as painting, decorating, minor landscaping, patching, maintenance, re-roofing with materials similar to existing materials and installation of room air conditioners, screens, storm doors and windows.

8-503. APPLICATIONS FOR PERMITS.

(1) <u>Contents.</u> All applications for building permits shall contain the legal description of the lot, the street address of the lot, the names of the owners-applicants, a general description of the building or construction to be undertake. thereon including the approximate size, shape, square loot area, list of materials for construction, the location of the new construction upon the lot, the name of the architect and contractor, if any, and the actual or estimated cost of the construction or improvement. Permit applications for a complete building or for alteration or for addition to any existing building, residential or commercial, amounting to two hundred fifty (250) square feet or more, or any structural change in the facade of any structure facing any street in the City shall be accompanied by a complete set of final plans. These plans shall be urawn and scaled by a registered architect and include plot plans, detailed floor plans, elevations (front, rear and side) and building specifications. Structural, mechanical and electrical drawings will be required as needed.

Enclosure of screened porches shall be subject to the preceding requirements except the plans need not be scaled by a registered architect.

(2) Filing of Applications. All applications for permits together with the designated fee therefor as hereinafter provided, shall be filed with the Chairman, Vice-Chairman or Secretary of the City Planning Commission, or in the event of their absence from the City, with any member of said Commission.

(3) Fees. All applications for building permits shall be accompanied by the following fees:

(A) Residential District. A fee equal to one-half of one percent (1/28) of the cost of the proposed structure (minimum \$10.00) except that in lieu thereof, on applications for permits for fences, walls, hedges, patios, sidewalks, driveway alterations and exterior air conditioner compressors, no such fee shall be required if the signatures of the owners and occupiers of land surrounding the property as defined in paragraph 4(C) of this Section shall appear upon said application consenting to said construction or alteration.

(B) Retail District. A fee equal to one percent(1%) of the cost of the proposed construction (minimum\$50.00).

(C) Inspection Fees. All fees and expenses incurred for inspection to assure compliance with the Codes provided for in Chapter V shall be borne by and be the liability of the applicant for the building permit for the structure upon which an inspection is required. Prior to the granting of a building permit, the commission may require the applicant to post such additional sum to secure payment of such fees and expenses as the Commission may dee: necessary. Section 8-503, and all other land owners within a two hundred (200) foot radius of the applicant's land who shall nave objected or protested the proposed construction or alteration before the City Planning Commission. Such notice shall be given and published in accordance with the provisions of Article 6.

The Board of Zoning Appeal shall have the power to grant variances and exceptions under the circumstances and in the manner provided in Article &.

8-506. SEPARATE PERMITS. There shall be separate permits required for each building or structure to be constructed, erected or altered, except accessory buildings and appurtenances which may be included in the permit for the principal building when construction is simultaneous, and provided, further, that there shall be but one fee required for simultaneous applications for permits on the same property.

8-507. REVOCATION OF PERMITS. A permit may be revoked by the City Planning Commission or the Board of Zoning Appeals at any time prior to the completion of the building or structure for which the same was issued when it shall appear to the City Planning Commission or Board of Zoning Appeals that the same was procured by false representation, or was issued by mistake.* or that any other provisions of the zoning ordinances are being violated. Provided, however, that twenty-four (24) hours written notice of such revocation shall be served upon the owner, his agent or contractor or upon any person employed upon the building or structure for which such permit was issued and thereafter no such construction shall proceed.

8-508. EXPIRATION OF PERMITS. Permits are issued with the understanding that substantial construction is to begin promptly. Any permit for which construction does not begin within ninety days shall expire automatically and a new permit shall be required before work can commence. Fees are forfeited if permits are allowed to expire.

8-509. FAILURE TO OBTAIN PERMIT. Any person failing to obtain a permit as required by Section 8-501 shall be deemed guilty of maintaining a public nuisance (Sec. 10-309) or of permitting a public nuisance (Sec. 10-310) as said Sections shall apply and shall be punished as therefor provided. Each day that a violation continues shall be deemed to be a separate offense.

Section 4. This ordinance shall be effective upon its publication in the official city newspaper.

Attest: ind Linda Segebrecht, Gity Clerk

(6016 1W)

st published in the Johnson County Sun, Wednesday, December 19th, 1984.

ORDINANCE NO. 661

DINANCE AUTHORIZING THE ISSUANCE OF \$703,000 L OBLIGATION BONDS, SERIES A1984 (STREET AND DRAINAGE IMPROVEMENTS) OF THE CITY OF MISSION, , UNDER THE AUTHORITY OF K.S.A. 10-101 TO 125, IVE, AS AMENDED, AND K.S.A. 12-6a01 ET SEQ.

S, The Governing Body of the City of Mission, Johnson sas, (the "City") has caused certain street and storm provements (the "Improvements") to be made in the City thority of Kansas Statutes Annotated 12-6a01 et seq.;

S, all legal requirements pertaining to the s have been complied with and the total cost of making ements has been ascertained to be \$703,000 (the st"); and

5, \$310,550 of the Project Cost has been assessed by igainst those lots and parcels of land specially hereby, none of which was paid to the City by the such property, leaving unpaid the balance of the st in the amount of \$703,000 for which general conds of the City may be issued; and

S, the City deems it necessary and advisable to issue obligation bonds in the aggregate principal amount of ed Three Thousand Dollars (\$703,000) for the purpose he balance of the Project Cost.

HEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE SION, JOHNSON COUNTY, KANSAS:

n 1. That for the purpose of providing funds to pay making the Improvements hereinbefore described, there nd hereby are, issued General Obligation Bonds, Series et and Storm Drainage Improvements) of the City in the principal amount of Seven Hundred Three Thousand IN WITNESS WHEREOF, the said City of Mission, in the State of Kansas, by its governing body, has caused this Bond to be executed by its Mayor and attested by its City Clerk by their facsimile signatures and a facsimile of its corporate seal to be imprinted hereon, all as of the first day of November, 1984.

CITY OF MISSION, KANSAS

(facsimile)

(facsimile) Mayor

ATTEST: City Clerk

(FACSIMILE SEAL)

CERTIFICATE OF AUTHENTICATION AND REGISTRATION

This Bond is one of the City of Mission, Kansas General Obligation Bonds, Series A1984 (Street and Storm Drainage Improvements) described in the within mentioned Ordinance.

Registration Date:

OFFICE OF THE STATE TREASURER Topeka, Kansas, as Bond Registrar and Paying Agent

I.D.#: 0676-046-110184-370

FURTHER TERMS AND PROVISIONS

Βv

This Bond is one of a duly authorized Series of Bonds of the City aggregating the principal amount of \$703,000 (the "Bonds") City aggregating the principal amount of \$703,000 (the "Bonds") issued for the purposes set forth in Ordinance No. of the City (the "Ordinance"). This Bond and the Series of Bonds of which it is a part are issued by the authority of and in full compliance with the provisions, restrictions and limitations of the Constitution and Laws of the State of Kansas, including K.S.A. 10-101 to 125, inclusive, as amended, K.S.A. 12-6a01 et seq., and all amendments thereof, acts supplemental thereto, the Ordinance, and all other provisions of the laws of the State of Kansas applicable thereto.

The Bonds are issued in fully registered form in the denomination of \$5,000.00 each or authorized integral multiples thereof, except one Bond in the denomination of \$3,000. This Bond may be exchanged at the principal office of the Bond Registrar for a like aggregate principal amount of Bonds of the same maturity of other authorized denominations upon the terms set forth in the authorized ordinance set forth in the authorizing Ordinance.

The City and the Bond Registrar may deem and treat the person in whose name this Bond is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal hereof and interest due hereon and for all other purposes.

This Bond is transferable by the registered owner hereof in person or by his attorney duly authorized in writing at the principal office of the Bond Registrar, but only in the manner, subject to the limitations and upon payment of the charges provided in the Ordinance, and upon surrender and cancellation of this Bond. The City shall pay out of the proceeds of the Bonds or from other funds all costs incurred in connection with the issuance, transfer, exchange, registration or payment of the Bonds except (a) the reasonable fees and expenses in connection with the replacement of a Bond or Bonds mutilated, stolen, lost Bonds except (a) the reasonable fees and expenses in connection with the replacement of a Bond or Bonds mutilated, stolen, lost or destroyed or (b) any tax or other governmental charge imposed in relation to the transfer, exchange, registration or payment of the Bonds. Upon such transfer a replacement Bond or Bonds of authorized denominations of the same maturity and for the same aggregate principal amount will be issued to the transferee in exchange therefor.

BOND ASSIGNMENT

FOR VALUE RECEIVED, the undersigned does (do) hereby sell, assign and transfer to

(Name and Address)

(Social Security or Taxpayer Identifying No.)

the Bond to which this assignment is affixed in the outstanding (the "Bond Registrar"). The undersigned does (do) hereby irrevocably constitute and appoint as attorney to transfer said Bond on the books of said Bond Registrar with full power of substitution in the premises.

Dated

Name

Social Security or Taxpayer Identifying No.

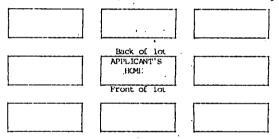
Signature (Sign Here Exactly as

(4)Consideration of Applications - Alternative Procedure.

(A) On applications for permits for fences, walls, hedges, patios, decks, detached children's play houses not exceeding cighty (80) square fect in area, landscaping, installation of ste'el siding, interior remodelling not involving a change in the exterior of the building, construc-tion of a dormer, skylights, sidewalks or driveways, if the applicant has obtained the consent of the owners of the land surrounding the property as defined in paragraph (C) hereof, the Chairman of the Planning Commission after review of the application may issue an order granting the application for the building permit upon being satisfied that the proposed construction will be in conformity with existing codes and ordinances of the City. The Chairman may condition his approval upon the applicant securing such inspections as the Chairman deems necessary to assure compliance with the appli-cable building codes and ordinances of the City.

(B) Upon receipt of an application for a permit for construction of an item other than one specifically referred to in paragraph (A) hereof, or when the consent of the land surrounding the property as defined in paragraph (C) hereof has not been obtained, the City Planning Commission shall schedule a hearing to consider the application as soon as prestricable, and event on these replications the and except on those applications where btained the consent of the owners of all as practicable, the applicant has obtained the consent of the owners of all the land surrounding the property as defined in paragraph (C) hereof, the commission shall mail or otherwise deliver to the applicant and to the owners of the land surrounding the pro-perty a written notice of the time, date and place of such hearing as well as a description of the construction or alteration proposed by said application. Such hearing shall take place no sooner than five (5) days after the mailing or delivery of such notice, unless signed consents to said building or construction from the owners of the land surrounding the property have been obtained in which event said hearing may be had immediately upon the filing of said application. applicant has obtained the consent of application.

(C) "The land surrounding the property" as used in Section (4) hereof means the three (3) lots, tracts or par-cels located nearest to the back property line of the proper-ty; the three (3) lots, tracts or parcels located nearest to the front property line of the property, and the lots, tracts or parcels adjoining the side property lines of the property, such properties being described in the following diagram.



ISSUANCE OR DENIAL OF PERMIT. After hearing on said 8-504

8-504. ISSUANCE OR DENIAL OF PERMIT. After hearing on said application, the Commission shall enter an order either granting or denying said application. In the event that said application is approved and no objection, in writing, to the granting of said application is made within five (5) days of such approval, said permit shall issue forthwith and construction or alteration may begin in accordance therewith. In event that said application is granted and within five (5) days any landowner within a two hundred (200) foot radius of the projerty upon which construction or alteration is proposed objects' in writing thereto, such permit will be issued on the tenth day following the granting thereof provided that no notice of appeal, as hereinafter provided, to the Board of Zoning Appeals is filed. In the event that said application is denied, the Commission's findings and reasons for denial shall be stated in writing to the applicant if written request is made therefor within the (10) days of said action. If said application by filing a notice of appeal, as hereinafter provided, to the Board of Zoning Appeals within ten (10) days of said denial.

8-505. APPEAL TO BOARD OF ZONING APPEALS. Any applicant, or property owner within a two hundred (200) foot radius of the property upon which the construction or alteration is pro-posed, may appeal the findings and determination of the City Planning Commission to the Board of Zoning Appeals. Such appeal shall be taken by filing within ten (10) days of the decision of the City Planning Commission a written notice of appeal with the City Clerk of the City of Westwood Hills, Kansas.

Upon the filing of such notice of appeal, the City Clerk shall immediately transmit said notice of appeal to the Board of Zoning Appeals of the City of Westwood Hills, Kanasa, which said Board shall as soon thereafter as practicable schedule a hearing on said application and appeal and shall give notice of the date, time, and place of such hearing to the applicant, all owners of land surrounding the property as defined in paragraph (4)(2) of

1

Signature guaranty:

By

****** ******

CERTIFICATE OF CITY CLERK

I, the undersigned, City Clerk of the City of Mission, Kansas, do hereby certify that this Bond has been duly registered in my office according to law as of November 1, 1984.

WITNESS my hand and official seal.

(facsimile) City Clerk

(FACSIMILE SEAL)

CERTIFICATE OF STATE TREASURER

OFFICE OF THE TREASURER, STATE OF KANSAS

I, JOAN FINNEY, Treasurer of the State of Kansas, do hereby certify that a full and complete transcript of the proceedings leading up to the issuance of this Bond has been filed in my office and that this Bond was registered in my office according to law this ______

WITNESS my hand and official seal.

Treasurer of the State of Kansas

(FACSIMILE SEAL)

By_____ Assistant State Treasurer

* * * * * * * * * * * * ******

Section 5. That the Mayor and City Clerk are hereby authorized to prepare and execute the Bonds and when so executed, Bonds shall be registered as required by law and the the Governing Body shall annually make provisions for the payment of the principal and interest of the Bonds as the same shall become due by levying a tax upon all the taxable property of the City.

Section 6. That the City covenants and agrees that no part of the proceeds of the Bonds or other proceeds shall be used, at any time, directly or indirectly in a manner which if such use had been reasonably anticipated on the date of the issuance of the Bonds would have caused the Bonds to be or become "Arbitrage Bonds" within the meaning of Section 103(c) of the Internal Revenue Code of 1954 as amended and the Regulations of the Treasury Department thereunder proposed or in effect at the time of such use applicable to obligations issued on the date of issuance of the Bonds.

That all ordinances or parts of ordinances in Section 7. conflict herewith are hereby repealed.

That this ordinance shall be of full force and Section 8. effect from and after its passage and publication in the official newspaper of the City as provided by law.

Passed by the Governing Body and approved by the Mayor this day of December, 1984.

Schestis Faircel Mayor of the City of Mission, Johnson County, Kansas Lity Clert Attest:

(6922 1W)

(SEAL)

First published in the Johnson County Sun, Wednesday, December 19th, 1984.

CITY OF WESTWOOD HILLS, KANSA:

ORDINANCE NO. 3

AN ORDINANCE AMENDING ARTICLE 5 OF CHAPTER & OF THE MUNICIPAL CODE OF THE CITY OF WESTWOOD HILLS, KANSAS AND ORDINANCES NO. 114 AND NO. 117 OF SAID CITY

WHEREAS, the governing body has determined that the provisions of the Municipal Code of the City of Westwood Hills providing for the issuance of building permits and the procedure for obtaining them should be amended.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WESTWOOD HILLS, KANSAS, as follows:

Section 1. Ordinance No. 117 of the City of Westwood Hills, Kansas is hereby repealed.

Section 2. Sections 3 and 4 of Ordinance No. 114 of the City of Westwood Hills, Kansas are hereby repealed.

Section 3. Article 5 of Chapter 8 of the Municipal Code of the City of Westwood Hills, Kansas is hereby amended to reau as follows:

"ARTICLE 5. PERMITS, AND PROCEDURE FOR OBTAINING

8-501. WHEN REQUIRED. Except as herein otherwise provided, no building, structure, appurtenance, fence, hedge, driveway, patio, garage or exterior air conditioner compressor shall be constructed, erected, added to or materially altered, structurally or otherwise changed, remodelled, or improved nor any exterior mechanical equipment installed, nor any other work commenced upon any lot, tract or parcel of land unless the owner, contractor or the duly authorized agent of either shall first have applied for and received from the City Planning Commission a permit therefor as herein provided.

8-502. MINOR ALTERATIONS. No permit shall be required for minor alterations such as painting, decorating, minor landscaping, patching, maintenance, re-roofing with materials similar to existing materials and installation of room air conditioners, screens, storm doors and windows.

8-503. APPLICATIONS FOR PERMITS.

(1) <u>Contents</u>. All applications for building permits shall contain the legal description of the lot, the street address of the lot, the names of the owners-applicants, a general description of the building or construction to be undertakes. thereon including the approximate size, shape, square toot area, list of materials for construction, the location of the new construction upon the lot, the name of the architect and contractor, if any, and the actual or estimated cost of the construction or improvement. Permit applications for a complete building, residential or commercial, amounting to two hundred fifty (250) square feet of more, or any structural change in the facade of any structure facing any street in the City shall be accompanied by a complete set of final plans. These plans shall be urawn and scaled by a registered architect and include plot plans, detailed floor plans, elevations (front, rear and side) and building specifications. Structural, mechanical and electrical drawings will be required as needed.

Enclosure of screened porches shall be subject to the preceding requirements except the plans need not be scaled by a registered architect.

(2) <u>Filing of Applications</u>. All applications for permits together with the designated fee therefor as hereinafter provided, shall be filed with the Chairman, Vice-Chairman or Secretary of the City Planning Commission, or in the event of their absence from the City, with any member of said Commission.

(3) Fees. All applications for building permits shall be accompanied by the following fees:

(A) Residential District. A fee equal to one-half of one percent (1/28) of the cost of the proposed structure (minimum \$10.00) except that in lieu thereof, on applications for permits for fences, walls, hedges, patios, sidewalks, driveway alterations and exterior air conditioner compressors, no such fee shall be required if the signatures of the owners and occupiers of land surrounding the property as defined in paragraph 4(C) of this Section shall appear upon said application consenting to said construction or alteration.

(B) Retail District. A fee equal to one percent (1%) of the cost of the proposed construction (minimum \$50.00).

(C) Inspection Fees. All fees and expenses incurred for inspection to absure compliance with the Codes provided for in Chapter V shall be borne by and be the liability of the applicant for the building permit for the structure upon which an inspection is required. Prior to the granting of a building permit, the commission may require the applicant to post such additional sum to secure payment of such fees and expenses as the Commission may deem necessary. Section 8-503, and all other land owners within a two hundre: (200) foot radius of the applicant's land who shall nave objecte: or protested the proposed construction or alteration before the City Planning Commission. Such notice shall be given and published in accordance with the provisions of Article 8.

The Board of Zoning Appeal shall have the power to grant variances and exceptions under the circumstances and in the manner provided in Article 8.

8-506. SEPARATE PERMITS. There shall be separate permits required for each building or structure to be constructed, erected or altered, except accessory buildings and appurtenances which may be included in the permit for the principal building when construction is simultaneous, and provided, further, that there shall be but one fee required for simultaneous applications for permits on the same property.

8-507. REVOCATION OF PERMITS. A permit may be revoked by the City Planning Commission or the Board of Zoning Appeals at any time prior to the completion of the building or structure for which the same was issued when it shall appear to the City Planning Commission or Board of Zoning Appeals that the same was procured by false representation, or was issued by mistake, or that any other provisions of the zoning ordinances are being violated. Provided, however, that twenty-four (24) hours written notice of such revocation shall be served upon the owner, his agent or contractor or upon any person employed upon the building or structure for which such permit was issued and thereafter no such construction shall proceed.

8-508. EXPIRATION OF PERMITS. Permits are issued with the understanding that substantial construction is to begin promptly. Any permit for which construction does not begin within ninety days shall expire automatically and a new permit shall be required before work can commence. Fees are forfeited if permits are allowed to expire.

8-509. FAILURE TO OBTAIN PERMIT. Any person failing to obtain a permit as required by Section 8-501 shall be deemed guilty of maintaining a public nuisance (Sec. 10-309) or of permitting a public nuisance (Sec. 10-310) as said Sections shall apply and shall be punished as therefor provided. Each day that a violation continues shall be deemed to be a separate offense.

Section 4. This ordinance shall be effective upon its publication in the official city newspaper.

this 154. day of United and signed by the Mayor

Attest: in Linda Segebrecht, dity

(6016 1W)

st published in the Johnson County Sun, Wednesday, December 19th, 1984.

ORDINANCE NO. 661

DINANCE AUTHORIZING THE ISSUANCE OF \$703,000 L OBLIGATION BONDS, SERIES A1984 (STREET AND DRAINAGE IMPROVEMENTS) OF THE CITY OF MISSION, , UNDER THE AUTHORITY OF K.S.A. 10-101 TO 125, IVE, AS AMENDED, AND K.S.A. 12-6a01 ET SEQ.

S, The Governing Body of the City of Mission, Johnson sas, (the "City") has caused certain street and storm provements (the "Improvements") to be made in the City uthority of Kansas Statutes Annotated 12-6a01 et seq.;

S, all legal requirements pertaining to the s have been complied with and the total cost of making ements has been ascertained to be \$703,000 (the st"); and

S, \$310,550 of the Project Cost has been assessed by against those lots and parcels of land specially hereby, none of which was paid to the City by the such property, leaving unpaid the balance of the st in the amount of \$703,000 for which general bonds of the City may be issued; and

S, the City deems it necessary and advisable to issue obligation bonds in the aggregate principal amount of , ed Three Thousand Dollars (\$703,000) for the purpose he balance of the Project Cost.

HEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE SION, JOHNSON COUNTY, KANSAS:

n 1. That for the purpose of providing funds to pay making the Improvements hereinbefore described, there nd hereby are, issued General Obligation Bonds, Series et and Storm Drainage Improvements) of the City in the principal amount of Seven Hundred Three Thousand IN WITNESS WHEREOF, the said City of Mission, in the State of Kansas, by its governing body, has caused this Bond to be executed by its Mayor and attested by its City Clerk by their facsimile signatures and a facsimile of its corporate seal to be imprinted hereon, all as of the first day of November, 1984.

CITY OF MISSION, KANSAS

(facsimile) Mayor

(facsimile)

City Clerk

ATTEST:

CERTIFICATE OF AUTHENTICATION AND REGISTRATION

This Bond is one of the City of Mission, Kansas General Obligation Bonds, Series A1984 (Street and Storm Drainage Improvements) described in the within mentioned Ordinance.

Registration Date:

(FACSIMILE SEAL)

OFFICE OF THE STATE TREASURER Topeka, Kansas, as Bond Registrar and Paying Agent

Ву

I.D.#: 0676-046-110184-370

FURTHER TERMS AND PROVISIONS

This Bond is one of a duly authorized Series of Bonds of the City aggregating the principal amount of \$703,000 (the "Bonds") issued for the purposes set forth in Ordinance No. ______ of the City (the "Ordinance"). This Bond and the Series of Bonds of which it is a part are issued by the authority of and in full compliance with the provisions, restrictions and limitations of the Constitution and Laws of the State of Kansas, including K.S.A. 10-101 to 125, inclusive, as amended, K.S.A. 12-6a01 et seq., and all amendments thereof, acts supplemental thereto, the Ordinance, and all other provisions of the laws of the State of Kansas applicable thereto.

The Bonds are issued in fully registered form in the denomination of \$5,000.00 each or authorized integral multiples thereof, except one Bond in the denomination of \$3,000. This Bond may be exchanged at the principal office of the Bond Registrar for a like aggregate principal amount of Bonds of the same maturity of other authorized denominations upon the terms set forth in the authorizing Ordinance.

The City and the Bond Registrar may deem and treat the person in whose name this Bond is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal hereof and interest due hereon and for all other purposes.

This Bond is transferable by the registered owner hereof in person or by his attorney duly authorized in writing at the principal office of the Bond Registrar, but only in the manner, subject to the limitations and upon payment of the charges provided in the Ordinance, and upon surrender and cancellation of this Bond. The City shall pay out of the proceeds of the Bonds or from other funds all costs incurred in connection with the issuance, transfer, exchange, registration or payment of the Bonds except (a) the reasonable fees and expenses in connection with the replacement of a Bond or Bonds mutilated, stolen, lost or destroyed or (b) any tax or other governmental charge imposed in relation to the transfer, exchange, registration or payment of the Bonds. Upon such transfer a replacement Bond or Bonds of authorized denominations of the same maturity and for the same aggregate principal amount will be issued to the transferee in exchange therefor.

BOND ASSIGNMENT

FOR VALUE RECEIVED, the undersigned does (do) hereby sell, assign and transfer to

(Name and Address)

(Social Security or Taxpayer Identifying No.)

irrevocably constitute and appoint as attorney to transfer said Bond on the books of said Bond Registrar with full power of substitution in the premises.

Dated

Name

Social Security or Taxpayer Identifying No.

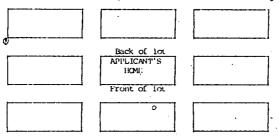
Signature (Sign Here Exactly as

(4) Consideration of Applications - Alternative Procedure.

(A) On applications for permits for fences, walls, hedges, patios, decks, detached children's play houses not exceeding eighty (80) square feet in area, landscaping, installation of steel siding, interior remodelling not involving a change in the exterior of the building, construction of a dormer, skylights, sidewalks or driveways, if the applicant has obtained the consent of the owners of the land surrounding the property as defined in paragraph (C) hereof, the Chairman of the Planning Commission after review of the application may issue an order granting the application for the building permit upon being satisfied that the proposed construction will be in conformity with existing codes and ordinances of the City. The Chairman may condition his approval upon the applicant securing such inspections as the Chairman decess and ordinances of the City;

(B) Upon receipt of an application for a permit for construction of an item other than one specifically referred to in paragraph (A) hereof, or when the consent of the land surrounding the property as defined in paragraph (C) hereof has not been obtained, the City Planning Commission shall schedule a hearing to consider the application as soon as practicable, and except on those applications where the applicant has obtained the consent of the owners of all the land surrounding the property as defined in paragraph (C) hereof, the commission shall mail or otherwise deliver to the applicant and to the owners of the land surrounding the property a written notice of the time, date and place of such hearing as well as a description of the construction or alteration proposed by said application. Such hearing shall take place no sconer than five (5) days after the mailing or delivery of such notice, unless signed consents to said building or construction from the owners of the land surrounding the property have been obtained in which event said hearing may be had immediately upon the filing of said application.

(C) "The land surrounding the property" as used in Section (4) hereof means the three (3) lots, tracts or parcels located nearest to the back property line of the property; the three (3) lots, tracts or parcels located nearest to the front property line of the property, and the lots, tracts or parcels adjoining the side property lines of the property, such properties being described in the following diagram.



8-504 ISSUANCE OR DENIAL OF PERMIT. After hearing on said application, the Commission shall enter an order either granting or denying said application. In the event that said application is approved and no objection, in writing, to the granting of said application is made within five (5) days of such approval, said permit shall issue forthwith and construction or alteration may begin in accordance therewith. In event that said application is granted and within five (5) days any landowner within a two hundred (200) foot radius of the property upon which a construction or alteration is proposed objects in writing thereto, such permit will be issued on the tenth day following the granting thereof provided that no notice of appeal, as hereinafter provide, to the Board of Zoning Appeals is filed. In the event that said application is denied, the commission's 'findings and reagons for denial shall be stated in writing to the applicant if written request is made therefor within ten (10) days of said action. If said application is denied, the applicant may appeal the Commission's determination by filing a notice of appeal, as hereinafter provided, to the Board of Zoning Appeals within ten (10) days of said denial.

8-505. APPEAL TO BOARD OF ZONING APPEALS. Any applicant, or property owner within a two hundred (200) foot radius of the property upon which the construction or alteration is proposed, may appeal the findings and determination of the City Planning Commission to the Board of Zoning Appeals. Such appeal shall be taken by filing within ten (10) days of the decision of the City Planning Commission a written notice of appeal with the City Clerk of the City of Westwood Hills, Kansas.

Upon the filing of such notice of appeal, the City Clerk shall immediately transmit said notice of appeal to the Board of Zoning Appeals of the City of Westwood Hills, Kanaas, which said Board shall as soon thereafter as practicable schedule a hearing on said application and appeal and shall give notice of the date, time, and place of such hearing to the applicant, all owners of land surrounding the property as defined in paragraph (4)(C) of

ł

Certificate)

Signature guaranty:

Ву

CERTIFICATE OF CITY CLERK

I, the undersigned, City Clerk of the City of Mission, Kansas, do hereby certify that this Bond has been duly registered in my office according to law as of November 1, 1984.

WITNESS my hand and official seal.

(facsimile) City Clerk

(FACSIMILE SEAL)

CERTIFICATE OF STATE TREASURER

OFFICE OF THE TREASURER, STATE OF KANSAS

I, JOAN FINNEY, Treasurer of the State of Kansas, do hereby certify that a full and complete transcript of the proceedings leading up to the issuance of this Bond has been filed in my office and that this Bond was registered in my office according to law this ______.

WITNESS my hand and official seal.

Treasurer of the State of Kansas

(FACSIMILE SEAL)

By_____ Assistant State Treasurer

Section 5. That the Mayor and City Clerk are hereby authorized to prepare and execute the Bonds and when so executed, the Bonds shall be registered as required by law and the Governing Body shall annually make provisions for the payment of the principal and interest of the Bonds as the same shall become due by levying a tax upon all the taxable property of the City.

Section 6. That the City covenants and agrees that no part of the proceeds of the Bonds or other proceeds shall be used, at any time, directly or indirectly in a manner which if such use had been reasonably anticipated on the date of the issuance of the Bonds would have caused the Bonds to be or become "Arbitrage Bonds" within the meaning of Section 103(c) of the Internal Revenue Code of 1954 as amended and the Regulations of the Treasury Department thereunder proposed or in effect at the time of such use applicable to obligations issued on the date of issuance of the Bonds.

Section 7. That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 8. That this ordinance shall be of full force and effect from and after its passage and publication in the official newspaper of the City as provided by law.

Passed by the Governing Body and approved by the Mayor this ______ day of December, T984.

hestis Fairell Mayor of the City of Mission, Johnson County, Kansas County, Kyanne) Attest: CIE

1

(6922 1W)

(SEAL)

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period co more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

tteg....

- 19-

19Th Subscribe and sworn to before me this

NOTARY PUBLIC

MARGUERITE E. BAKER JOHNSON COUNTY, KANSAS Appointment Expires 3-15-88

My Commission expires; Printer's Fee \$ -----Additional copies \$

First published in the Johnson County Sun, Wednesday, December 19th, 1984.

CITY OF WESTWOOD HILLS, KANSA:

ORDINANCE NO. :

AN ORDINANCE AMENDING ARTICLE 5 OF CHAPTER 8 OF THE MUNICIPAL CODE OF THE CITY OF WESTWOOD HILLS, KANSAS AND ORDINANCES NO. 114 AND NO. 117 OF SAID CITY

WHEREAS, the governing body has determined that the provisions of the Municipal Code of the City of Westwood Hills pro-viding for the issuance of building permits and the procedure for obtaining them should be amended.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WESTWOOD HILLS, KANSAS, as follows:

Section 1. Ordinance No. 117 of the City of Westwood Hills, Kansas is hereby repealed.

Section 2. Sections 3 and 4 of Ordinance No. 114 of the City of Westwood Hills, Kansas are hereby repealed.

Section 3. Article 5 of Chapter 8 of the Municipal Code of the City of Westwood Hills, Kansas is hereby amended to read as follows:

"ARTICLE 5. PERMITS, AND PROCEDURE FOR OBTAINING

8-501. WHEN REQUIRED. Except as herein otherwise provided, no building, structure, appurtenance, fence, heage, drive-way, patio, garage or exterior air conditioner compressor shall be constructed, erected, added to or materially altered, structurally or otherwise changed, remodelled, or improved nor any exterior mechanical equipment installed, nor any other work commenced upon any lot, tract or parcel of land unless the owner, contractor or the duly authorized agent of either shall first have applied for and received from the City Planning Commission a permit therefor as herein provided.

8-502. MINOR ALTERATIONS. No permit shall be required for minor alterations such as painting, decorating, minor landscaping, patching, maintenance, re-roofing with materials similar to existing materials and installation of room air conditioners, screens, storm doors and windows.

APPLICATIONS FOR PERMITS. 8-509.

(1) $\stackrel{(1)}{}$ <u>Contents</u>. All applications for building permits shall contain the legal description of the lot, the street address of the lot, the names of the owners-applicants, a general description of the building or construction to be undertake: thereon including the approximate size, shape, square foot area, list of materials for construction, the location of the new construction upon the lot, the name of the architect and contrac-tor, if any, and the actual or estimated cost of the construction or improvement. Permit applications for a complete building or for alteration or for addition to any existing building, residen-tial or commercial, amounting to two hundred fifty (250) square feet or more, or any structural change in the facade of any structure facing any street in the City shall be accompanied by a complete set of final plans. These plans shall be grawn an: scaled by a registered architect and include plot plans, detailed floor plans, elevations (front, rear and side) and building spe-cifications. Structural, mechanical and electrical drawings will be required as needed.

Enclosure of screened porches shall be subject to the preceding requirements except the plans need not be scaled by a registered architect.

(2) <u>Filing of Applications</u>. All applications for per-mits together with the designated fee therefor as hereinafter provided, shall be filed with the Chairman, Vice-Chairman or Secretary of the City Planning Commission, or in the event of their absence from the City, with any member of said Commission.

(3) Fees. All applications for building permits shall be accompanied by the following fees:

(A) Residential District. A fee equal to one-half of one percent $(1/2^{\circ})$ of the cost of the proposed structure (minimum \$10.00) except that in lieu thereof, on applications for permits for fences, walls, hedges, patios, sidewalks, driveway alterations and exterior air conditioner compressors, no such fee shall be required if the signatures of the owners and occupiers of land surrounding the property as defined in paragraph 4(C) of this Section shall appear upon said application consenting to said construction or alteration.

(B) Retail District. A fee equal to one percent (1%) of the cost of the proposed construction (minimum \$50.00).

(C) Inspection Fees. All fees and expenses incurred for inspection to assure compliance with the Codes provided for in Chapter V shall be borne by and be the liability of the applicant for the building permit for the struc-ture upon which an inspection is required. Prior to the granting of a building permit, the commission may require the applicant to post such additional sum to secure payment of such fees and expenses as the Commission may deem necessary.

Section 8-503, and all other land owners within a two hundred (200) foot radius of the applicant's land who shall nave objecte: or protested the proposed construction or alteration before the City Planning Commission. Such notice shall be given an: published in accordance with the provisions of Article &.

The Board of Zoning Appeal shall have the power to grant variances and exceptions under the circumstances and in the manner provided in Article &.

SEPARATE PERMITS. There shall be separate permits required for each building or structure to be 8-506. constructed, erected or altered, except accessory buildings and appurtenances which may be included in the permit for the prin-cipal building when construction is simultaneous, and provided, further, that there shall be but one fee required for simultaneous applications for permits on the same property.

8-507. REVOCATION OF PERMITS. A permit may be revoked by the City Planning Commission or the Board of Zoning Appeals at any time prior to the completion of the building or structure for which the same was issued when it shall appear to the City Planning Commission or Board of Zoning Appeals that the same was procured by false representation, or was issued by mistake, or that any other provisions of the zoning ordinances are being violated. Provided, however, that twenty-four (24) hours written notice of such revocation shall be served upon the owner, his agent or contractor or upon any person employed upon the building or structure for which such permit was issued and thereafter no such construction shall proceed.

EXPIRATION OF PERMITS. Permits are issued with the understanding that substantial construction is to begin. Any permit for which construction does not begin 8-508. promptly. within ninety days shall expire automatically and a new permit shall be required before work can commence. Fees are forfeited if permits are allowed to expire.

8-509. FAILURE TO OBTAIN PERMIT. Any person failing to obtain a permit as required by Section 8-501 shall be deemed guilty of maintaining a public nuisance (Sec. 10-309) or of per-mitting a public nuisance (Sec. 10-310) as said Sections shall apply and shall be punished as therefor provided. Each day that a violation continues shall be deemed to be a separate offense.

Section 4. This ordinance shall be effective upon its publication in the official city newspaper.

this 154 day of Ulutter, 1984.

Attest:

Linda Segebrecht, dity Clerk

(6016 1W)

st published in the Johnson County Sun, Wednesday, December 19th, 1984.

ORDINANCE NO. 661

DINANCE AUTHORIZING THE ISSUANCE OF \$703,000 L OBLIGATION BONDS, SERIES A1984 (STREET AND DRAINAGE IMPROVEMENTS) OF THE CITY OF MISSION, , UNDER THE AUTHORITY OF K.S.A. 10-101 TO 125, IVE AC AMENDED AND K CON 12 (2001 TO 2000) IVE, AS AMENDED, AND K.S.A. 12-6a01 ET SEQ.

S, The Governing Body of the City of Mission, Johnson sas, (the "City") has caused certain street and storm provements (the "Improvements") to be made in the City uthority of Kansas Statutes Annotated 12-6a01 et seq.;

S, all legal requirements pertaining to the s have been complied with and the total cost of making ements has been ascertained to be \$703,000 (the st"); and

S, \$310,550 of the Project Cost has been assessed by against those lots and parcels of land specially hereby, none of which was paid to the City by the such property, leaving unpaid the balance of the st in the amount of \$703,000 for which general bonds of the City may be issued; and

S, the City deems it necessary and advisable to issue obligation bonds in the aggregate principal amount of ed Three Thousand Dollars (\$703,000) for the purpose he balance of the Project Cost.

HEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE SION, JOHNSON COUNTY, KANSAS:

n 1. That for the purpose of providing funds to pay making the Improvements hereinbefore described, there nd hereby are, issued General Obligation Bonds, Series et and Storm Drainage Improvements) of the City in the principal amount of Seven Hundred Three Thousand

IN WITNESS WHEREOF, the said City of Mission, in the State of Kansas, by its governing body, has caused this Bond to be executed by its Mayor and attested by its City Clerk by their facsimile signatures and a facsimile of its corporate seal to be imprinted hereon, all as of the first day of November, 1984.

CITY OF MISSION, KANSAS

(facsimile)

(facsimile) Mayor

(FACSIMILE SEAL)

CERTIFICATE OF AUTHENTICATION AND REGISTRATION

City Clerk

ATTEST:

This Bond is one of the City of Mission, Kansas General Obligation Bonds, Series A1984 (Street and Storm Drainage Improvements) described in the within mentioned Ordinance.

Registration Date:

OFFICE OF THE STATE TREASURER Topeka, Kansas, as Bond Registrar and Paying Agent

By

I.D.#: 0676-046-110184-370

FURTHER TERMS AND PROVISIONS

This Bond is one of a duly authorized Series of Bonds of the City aggregating the principal amount of \$703,000 (the "Bonds") issued for the purposes set forth in Ordinance No. Of the City (the "Ordinance"). This Bond and the Series of Bonds of which it is a part are issued by the authority of and in full compliance with the provisions, restrictions and limitations of the Constitution and Laws of the State of Kansas, including K.S.A. 10-101 to 125, inclusive, as amended, K.S.A. 12-6a01 et seq., and all amendments thereof, acts supplemental thereto, the Ordinance, and all other provisions of the laws of the State of Kansas applicable thereto. Kansas applicable thereto.

The Bonds are issued in fully registered form in the denomination of \$5,000.00 each or authorized integral multiples thereof, except one Bond in the denomination of \$3,000. This Bond may be exchanged at the principal office of the *s*Bond Registrar for a like aggregate principal amount of Bonds of the same maturity of other authorized denominations upon the terms set forth in the authorizing Ordinance.

The City and the Bond Registrar may deem and treat the owner hereof for the purpose of receiving payment of, or on account of, the principal hereof and interest due hereon and for all other purposes.

This Bond is transferable by the registered owner hereof in person or by his attorney duly authorized in writing at the principal office of the Bond Registrar, but only in the manner, subject to the limitations and upon payment of the charges provided in the Ordinance, and upon surrender and cancellation of this Bond. The City shall pay out of the proceeds of the Bonds or from other funds all costs incurred in connection with the issuance, transfer, exchange, registration or payment of the Bonds except (a) the reasonable fees and expenses in connection with the replacement of A Bond or Bonds mutilated, stolen, lost or destroyed or (b) any tax or other governmental charge imposed or destroyed or (b) any tax or other governmental charge imposed in relation to the transfer, exchange, registration or payment of the Bonds. Upon such transfer a replacement Bond or Bonds of authorized denominations of the same maturity and for the same aggregate principal amount will be issued to the transferee in exchange therefor.

BOND ASSIGNMENT

FOR VALUE RECEIVED, the undersigned does (do) hereby sell, assign and transfer to

(Name and Address)

(Social Security or Taxpayer Identifying No.)

the Bond to which this assignment is affixed in the outstanding undersigned on the books of the Treasurer of the State of Kansas (the "Bond Registrar"). The undersigned does (do) hereby irrevocably constitute and appoint_

as attorney to transfer said Bond on the books of said Bond Registrar with full power of substitution in the premises.

Dated

Name ---- .

Social Security or Taxpayer Identifying No.

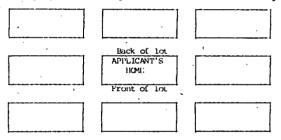
Signature (Sign Here Exactly as

(4) <u>Consideration of Applications + Alternative</u> <u>Procedure</u>.

(A) On applications for permits for fences, walls, hedges, patios, decks, detached children's play houses not exceeding eighty (80) square fect in area, landscaping, installation of steel siding, interior remodelling not involving a change in the exterior of the building, construction of a dormer, skylights, sidewalks or driveways, if the applicant has obtained the consent of the owners of the landsurrounding the property as defined in paragraph (C) hereof, the Chairman of the Planning Commission after review of the application may issue an order granting the application for the building permit upon being satisfied that the proposed construction will be in conformity with existing codes and ordinances of the City. The Chairman may condition his approval upon the applicant securing such inspections as the Chairman decms necessary to assure compliance with the applicable building codes and ordinances of the City.

(B) Upon receipt of an application for a permit for construction of an item other than one specifically referred to in paragraph (A) hereof, or when the consent of the land surrounding the property as defined in paragraph (C) hereof has not been obtained, the City Planning Commission shall schedule a hearing to consider the application as soon as practicable, and except on those applications where the applicant has obtained the consent of the owners of all the land surrounding the property as defined in paragraph (C) hereof, the commission shall mail or otherwise deliver to the applicant and to the owners of the land surrounding the property a written notice of the time, date and place of such hearing as well as a description of the construction or alteration proposed by said application. Such hearing shall take place no sooner than five (5) days after the mailing or delivery of such notice, unless signed consents to said building br construction from the owners of the land. surrounding the property have been obtained in which event said hearing may be had immediately upon the filing of said application.

(C) "The land surrounding the property" as used in Section (4) hereof means the three (3) lots, tracts or parcels located nearest to the back property line of the property; the three (3) lots, tracts or parcels located nearest to the front property line of the property, and the lots, tracts or parcels adjoining the side property lines of the property, such properties being described in the following diagram.



8-504 ISSUANCE OR DENIAÍ. OF PERMIT. After hearing on said application, the Commission shall enter an order either granting of denying said application. In the event that said application is approved and no objection, in writing, to the granting of said application is made within five (5) days of such approval, said permit shall issue forthwith and construction or alteration may begin in accordance therewith. In event that said application is granted and within five (5) days any landowner within a two hundred (200) foot radius of the property upon which construction or alteration is proposed objects in writing the granting thereof provided that no notice of appeal, as hereinafter provided, to the Board of Zoning Appeals is filed. In the event that said application is denied, the Commission's findings and reasons for denial shall be stated in writing to the applicant if written request is made therefor within the (10) days of said action. If said application is denied, the applicant may appeal the Commission's determination by filing a notice of appeal, as hereinafter provided, to the Board of Zoning Appeals within ten (10) days of said denial.

8-505. APPEAL TO BOARD OF ZONING APPEALS. Any applicant, or property owner within a two hundred (200) foot radius of the property upon which the construction or alteration is proposed, may appeal the findings and determination of the City Planning Commission to the Board of Zoning Appeals. Such appeal shall be taken by filing within ten (10) days of the decision of the City Planning Commission a written notice of appeal with the City Clerk of the City of Westwood Hills, Kansas.

Upon the filing of such notice of appeal, the City Clerk shall immediately transmit said notice of appeal to the Board of Zoning Appeals of the City of Westwood Hills, Kansas, which said Board shall as soon thereafter as practicable schedule a hearing on said application and appeal and shall give notice of the date, time, and place of such hearing to the applicant, all owners of land surrounding the property as defined in paragraph (4)(C) of

Certificate)

Signature guaranty:

By

CERTIFICATE OF CITY CLERK

I, the undersigned, City Clerk of the City of Mission, Kansas, do hereby certify that this Bond has been duly registered in my office according to law as of November 1, 1984.

WITNESS my hand and official seal.

(facsimile) City Clerk

(FACSIMILE SEAL)

(FACSIMILE SEAL)

CERTIFICATE OF STATE TREASURER

OFFICE OF THE TREASURER, STATE OF KANSAS

I, JOAN FINNEY, Treasurer of the State of Kansas, do hereby certify that a full and complete transcript of the proceedings leading up to the issuance of this Bond has been filed in my office and that this Bond was registered in my office according to law this

WITNESS my hand and official seal.

Treasurer of the State of Kansas

By_____ Assistant State Treasurer

Section 5. That the Mayor and City Clerk are hereby authorized to prepare and execute the Bonds and when so executed, the Bonds shall be registered as required by law and the Goverfing Body shall annually make provisions for the payment of the principal and interest of the Bonds as the same shall become due by levying a tax upon all the taxable property of the City.

Section 6. That the City covenants and agrees that no part of the proceeds of the Bonds or other proceeds shall be used, at any time, directly or indirectly in a manner which if such use had been reasonably anticipated on the date of the issuance of the Bonds would have caused the Bonds to be or become "Arbitrage Bonds" within the meaning of Section 103(c) of the Internal Revenue Code of 1954 as amended and the Regulations of the Treasury Department thereunder proposed or in effect at the time of such use applicable to obligations issued on the date of issuance of the Bonds.

Section 7. That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 8. That this ordinance shall be of full force and effect from and after its passage and publication in the official newspaper of the City as provided by law.

Passed by the Governing Body and approved by the Mayor this ________ day of December, 1984.

Mayor Of the City of Mission, Johnson County, Kansas <u>typnnls</u> Cherk Attest:

(6922 1W)

(SEAL)

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period co more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

--. 19----

19 Subscribe and sworn to before me this

NOTARY PUBLIC

MARGUERITE E. BAKER JOHNSON COUNTY, KANSAS Appointment Expires 3-15-88

My Commission expires: Printer's Fee \$ -----Additional copies \$ --

First published in the Johnson County Sun, Wednesday, December 19th, 1984,

CITY OF WESTWOOD HILLS, KANSA:

ORDINANCE NO. . .

AN ORDINANCE AMENDING ARTICLE 5 OF CHAPTER 8 OF THE MUNICIPAL CODE OF THE CITY OF WESTWOOD HILLS, KANSAS AND ORDINANCES NO. 114 AND NO. 117 OF SAID CITS

WHEREAS, the governing body has determined that the provisions of the Municipal Code.of the City of Westwood Hills providing for the issuance of building permits and the procedure for obtaining them should be amended.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WESTWOOD HILLS, KANSAS, as follows:

Section 1. Ordinance No. 117 of the City of Westwood Hills, Kansas is hereby repealed.

Section 2. Sections 3 and 4 of Ordinance No. 114 of the City of Westwood Hills, Kansas are hereby repealed.

Section 3. Article 5 of Chapter 8 of the Municipal Code of the City of Westwood Hills, Kansas is hereby amended to read as follows:

"ARTICLE 5. PERMITS, AND PROCEDURE FOR OBTAINING

8-501. WHEN REQUIRED. Except as herein otherwise provided, no building, structure, appurtenance, fence, heage, driveway, patio, garage or exterior air conditioner compressor shall be constructed, erected, added to or materially altered, structurally or otherwise changed, remodelled, or improved nor any exterior mechanical equipment installed, nor any other work commenced upon any lot, tract or parcel of land unless the owner, contractor or the duly authorized agent of either shall first have applied for and received from the City Planning Commission a permit therefor as herein provided.

8-502. MINOR ALTERATIONS. No permit shall be required for minor alterations such as painting, decorating, minor landscaping, patching, maintenance, re-roofing with materials similar to existing materials and installation of room air conditioners, screens, storm doors and windows.

8-503. APPLICATIONS FOR PERMITS.

(1) <u>Contents</u>. All applications for building permits shall contain the legal description of the lot, the street address of the lot, the names of the owners-applicants, a general description of the building or construction to be undertake. thereon including the approximate size, shape, square loot area, list of materials for construction, the location of the new construction upon the lot, the name of the architect and contractor, if any, and the actual or estimated cost of the construction or improvement. Permit applications for a complete building, residential or commercial, amounting to two hundred fifty (250) square feet or more, or any structural change in the facade of any structure facing any street in the City shall be accompanied by a complete set of final plans. These plans shall be urawn and scaled by a redistered architect and include plot plans, detailed floor plans, elevations (front, rear and side) and building specifications. Structural, mechanical and electrical drawings will

Enclosure of screence porches shall be subject to the preceding requirements except the plans need not be scaled by a registered architect.

(2) Filing of Applications. All applications for permits together with the designated fee therefor as hereinafter provided, shall be filed with the Chairman, Vice-Chairman or Secretary of the City Planning Commission, or in the event of their absence from the City, with any member of said Commission.

(3) <u>Fees</u>. All applications for building permits shall be accompanied by the following fees:

(A) Residential District. A fee equal to one-half of one percent (1/28) of the cost of the proposed structure (minimum \$10.00) except that in lieu thereof, on applications for permits for fences, whils, hedges, patios, sidewalks, driveway alterations and exterior air conditioner compressors, no such fee shall be required if the signatures of the owners and occupiers of land surrounding the property as defined in paragraph 4(C) of this Section shall appear upon said application consenting to said construction or alteration.

(B) Retail District. A fee equal to one percent(1%) of the cost of the proposed construction (minimum\$50.00).

(C) Inspection Fees. All fees and expenses incurred for inspection to assure compliance with the Codes provided for in Chapter V shall, be borne by and be the liability of the applicant for the building permit for the structure upon which an inspection is required. Prior to the granting of a building permit, the commission may require the applicant to post such additional sum to secure payment of such fees and expenses as the Commission may age: Section 8-503, and all other land owners within a two hundred (200) foot radius of the applicant's land who shall have objected or protested the proposed construction or alteration before the City Planning Commission. Such notice shall be given and published in accordance with the provisions of Article 5.

The Board of Zoning Appeal shall have the power to grafic variances and exceptions under the circumstances and in the manner provided in Article 8.

8-506. SEPARATE PERMITS. There shall be separate permits required for each building or structure to be constructed, erected or altered, except accessory buildings and appurtenances which may be included in the permit for the principal building when construction is simultaneous, and provided, further, that there shall be but one fee required for simultaneous applications for permits on the same property.

8-507. REVOCATION OF PERMITS. A permit may be revoked by the City Planning Commission or the Board of Zoning Appeals at any time prior to the completion of the building or structure for which the same was issued when it shall appear to the City Planning Commission or Board of Zoning Appeals that the same was procured by false representation, or was issued by mistake, or that any other provisions of the zoning ordinances are being violated. Provided, however, that twenty-four (24) hours written notice of such revocation shall be served upon the owner, his agent or contractor or upon any person employed upon the building or structure for which such permit was issued and thereafter no such construction shall proceed.

8-508. EXPIRATION OF PERMITS. Permits are issued with the / understanding that substantial construction is to begin promptly. Any permit for which construction does not begin within ninety days shall expire automatically and a new permit shall be required before work can commence. Fees are forfeited if permits are allowed to expire.

8-509. FAILURE TO OBTAIN PERMIT. Any person failing to obtain a permit as required by Section 8-501 shall be deemed guilty of maintaining a public nuisance (Sec. 10-309) or of permitting a public nuisance (Sec. 10-310) as said Sections shall apply and shall be punished as therefor provided. Each day that a violation continues shall be deemed to be a separate offense.

Section 4. This ordinance shall be effective upon its publication in the official city newspaper.

this 10^{10} day of 10^{10} me governing body and signed by the Mayor this 10^{10} day of 10^{10} me 10^{10} , 1984.

A++ 0c+ . kin Segebrecht, /

(6016 1W)

st published in the Johnson County Sun, Wednesday, December 19th, 1984.

ORDINANCE NO. _ 66/

DINANCE AUTHORIZING THE ISSUANCE OF \$703,000 L OBLIGATION BONDS, SERIES A1984 (STREET AND DRAINAGE IMPROVEMENTS) OF THE CITY OF MISSION, , UNDER THE AUTHORITY OF K.S.A. 10-101 TO 125, IVE, AS AMENDED, AND K.S.A. 12-6a01 ET SEQ.

S, The Governing Body of the City of Mission, Johnson sas, (the "City") has caused certain street and storm provements (the "Improvements") to be made in the City uthority of Kansas Statutes Annotated 12-6a01 et seq.;

S, all legal requirements pertaining to the s have been complied with and the total cost of making ements has been ascertained to be \$703,000 (the st"); and

S, \$310,550 of the Project Cost has been assessed by against those lots and parcels of land specially hereby, none of which was paid to the City by the such property, leaving unpaid the balance of the st in the amount of \$703,000 for which general bonds of the City may be issued; and

S, the City deems it necessary and advisable to issue obligation bonds in the aggregate principal amount of ed Three Thousand Dollars (\$703,000) for the purpose ` he balance of the Project Cost.

HEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE SION, JOHNSON COUNTY, KANSAS:

n 1. That for the purpose of providing funds to pay making the Improvements hereinbefore described, there nd hereby are, issued General Obligation Bonds, Series et and Storm Drainage Improvements) of the City in the principal amount of Seven Hundred Three Thousand

IN WITNESS WHEREOF, the said City of Mission, in the State of Kansas, by its governing body, has caused this Bond to be executed by its Mayor and attested by its City Clerk by their facsimile signatures and a facsimile of its corporate seal to be imprinted hereon, all as of the first day of November, 1984.

CITY OF MISSION, KANSAS

(facsimile)

(facsimile) Mayor

City Clerk

(FACSIMILE SEAL)

CERTIFICATE OF AUTHENTICATION AND REGISTRATION

ATTEST:

This Bond is one of the City of Mission, Kansas General Obligation Boads, Series A1984 (Street and Storm Drainage Improvements) described in the within mentioned Ordinance.

Registration Date:

OFFICE OF THE STATE TREASURER Topeka, Kansas, as Bond Registrar and Paying Agent

Вy

I.D.#: 0676-046-110184-370

FURTHER TERMS AND PROVISIONS

This Bond is one of a duly authorized Series of Bonds of the City aggregating the principal amount of \$703,000 (the "Bonds") issued for the purposes set forth in Ordinance No. ______ of the City (the "Ordinance"). This Bond and the Series of Bonds of which it is a part are issued by the authority of and in full compliance with the provisions, restrictions and limitations of the Constitution and Laws of the State of Kansas, including K.S.A. 10-101 to 125, inclusive, as amended, K.S.A. 12-6a01 et seq., and all amendments thereof, acts supplemental thereto, the Ordinance, and all other provisions of the laws of the State of Kansas applicable thereto.

The Bonds are issued in fully registered form in the denomination of \$5,000.00 each or authorized integral multiples thereof, except one Bond in the denomination of \$3,000. This Bond may be exchanged at the principal office of the Bond Registrar for a like aggregate principal amount of Bonds of the same maturity of other authorized denominations upon the terms set forth in the authorizing Ordinance.

The City and the Bond Registrar may deem and treat the person in whose name this Bond is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal hereof and interest due hereon and for all other purposes.

This Bond is transferable by the registered owner hereof in person or by his attorney duly authorized in writing at the principal office of the Bond Registrar, but only in the manner, subject to the limitations and upon payment of the charges provided in the Ordinance, and upon surrender and cancellation of this Bond. The City shall pay out of the proceeds of the Bonds or from other funds all costs incurred in connection with the issuance, transfer, exchange, registration or payment of the Bonds except (a) the reasonable fees and expenses in connection with the replacement of a Bond or Bonds mutilated, stolen, lost with the replacement of a Bond or Bonds mutilated, stolen, lost or destroyed or (b) any tax or other governmental charge imposed in relation to the transfer, exchange, registration or payment of the Bonds. Upon such transfer a replacement Bond or Bonds of authorized denominations of the same maturity and for the same aggregate principal amount will be issued to the transferee in exchange therefor.

BOND ASSIGNMENT

FOR VALUE RECEIVED, the undersigned does (do) hereby sell, assign and transfer to

(Name and Address)

(Social Security or Taxpayer Identifying No.)

the Bond to which this assignment is affixed in the outstanding the bond constrained of the standing in the name of the undersigned on the books of the Treasurer of the State of Kansas (the "Bond Registrar"). The undersigned does (do) hereby as attorney to transfer said Bond on the books of said Bond

Registrar with full power of substitution in the premises.

Dated

Name

Social Security or Taxpayer Identifying No.

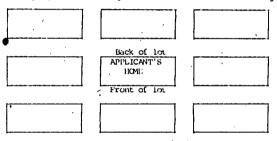
Signature (Sign Here Exactly as

(4) <u>Consideration of Applications - Alternative</u> Procedury.

(A) On applications for permits for fences, walls, hedges, patios, decks, detached children's play houses not exceeding eighty (80) square fect in area, landscaping, installation of steel siding, interior remodelling not involving a change in the exterior of the building, construction of a dormer, skylights, sidewalks or driveways, if the applicant has obtained the consent of the owners of the land surrounding the property as defined in paragraph (C) hereof, the Chairman of the Planning Commission after, review of the application may issue an order granting the application for the building permit upon being satisfied that the proposed construction will be in conformity with existing codes and ordinances of the City. The Chairman may condition his approval upon the applicant securing such inspections as the Chairman decems necessary to assure compliance with the applicable building codes and ordinances of the City.

(B) Upon receipt of an application for a permit for construction of an item other than one specifically referred to in paragraph (A) hereof, or when the consent of the land surrounding the property as defined in paragraph (C) hereof has not been obtained, the City Planning Commission shall schedule a hearing to consider the application as soon as practicable, and except on those applications where the applicant has obtained the consent of the owners of all the land surrounding the property as defined in paragraph (C) hereof, the commission shall mail or otherwise deliver to the applicant and to the owners of the land surrounding the property a written notice of the time, date and place of such hearing as well as a description of the construction or alteration proposed by said application. Such hearing shall take place no sconer than five (5) days after the mailing or delivery of such notice, unless signed consents to said building or construction from the owners of the land surrounding the property have been obtained in which event said hearing may be had immediately upon the filing of said application.

(C) "The land surrounding the property" as used in Section (4) hereof means the three (3) lots, tracts or parcels located nearest to the back property line of the property; the three (3) lots, tracts or, parcels located nearest to the front property line of the property, and the lots, tracts or parcels adjoining the side property lines of the property, such properties being described in the following diagram.



8-504 ISSUANCE OR DENIAL OF PERMIT. After hearing on said application, the Commission shall enter an order either granting or denying said application. In the event that said application is approved and no objection, in writing, to the granting of said application is made within five (5) days of such approval, said permit shall issue forthwith and construction or alteration may begin in accordance therewith. In event that said application is granted and within five (5) days any landowner within a two hundred (200) foot radius of the property upon which construction or alteration is proposed objects in writing thereof, such permit will be issued on the tenth day following the granting thereof provided that no notice of appeal, as hereinafter provided, to the Board of Zoning Appeals is filed. In the event that said application is denied, the Commission's findings and reasons for denial shall be stated in writing to the applicant if written request is made therefor within ten (10) days of said action. If said application is denied, the applicant appeal the Commission's denied, to the Board of Zoning Appeals within ten (10) days of said denial.
8-505. APPEAL TO BOARD OF ZONING APPEALS

8-505. APPEAL TO BOARD OF ZONING APPEALS. Any applicant, or property owner within a two hundred (200) foot radius of the property upon which the construction or alteration is proposed, may appeal the findings and determination of the City Planning Commission to the Board of Zoning Appeals. Such appeal shall be taken by filing within ten (10) days of the decision of the City Planning Commission a written notice of appeal with the City Clerk of the City of Westwood Hills, Kansas.

Upon the filing of such notice of appeal, the City Clerk shall immediately transmit said notice of appeal to the Board of Zoning Appeals of the City of Westwood Hills, Kanaas, which said Board shall as soon thereafter as practicable schedule a hearing on said application and appeal and shall give notice of the date, time, and place of such hearing to the applicant, all owners of land surrounding the property as defined in paragraph (4)(2) of

Certificate)

Signature guaranty:

By

CERTIFICATE OF CITY CLERK

I, the undersigned, City Clerk of the City of Mission, Kansas, do hereby certify that this Bond has been duly registered in my office according to law as of November 1, 1984.

WITNESS my hand and official seal.

(facsimile) City Clerk

(FACSIMILE SEAL)

CERTIFICATE OF STATE TREASURER

OFFICE OF THE TREASURER, STATE OF KANSAS

I, JOAN FINNEY, Treasurer of the State of Kansas, do hereby certify that a full and complete transcript of the proceedings leading up to the issuance of this Bond has been filed in my office and that this Bond was registered in my office according to law this ______

WITNESS my hand and official seal.

Treasurer of the State of Kansas

By__ Assistant State Treasurer

(FACSIMILE SEAL)

Section 5. That the Mayor and City Clerk are hereby authorized to prepare and execute the Bonds and when so executed, the Bonds shall be registered as required by law and the Governing Body shall annually make provisions for the payment of the principal and interest of the Bonds as the same shall become due by levying a tax upon all the taxable property of the City.

Section 6. That the City covenants and agrees that no part of the proceeds of the Bonds or other proceeds shall be used, at any time, directly or indirectly in a manner which if such use had been reasonably anticipated on the date of the issuance of the Bonds would have caused the Bonds to be or become "Arbitrage Bonds" within the meaning of Séction 103(c) of the Internal Revenue Code of 1954 as amended and the Regulations of the Treasury Department thereunder proposed or in effect at the time of such use applicable to oblagations issued on the date of issuance of the Bonds.

That all ordinances or parts of ordinances in Section 7. conflict herewith are hereby repealed.

Section 8. That this ordinance shall be of full force and effect from and after its passage and publication in the official newspaper of the City as provided by law.

Passed by the Governing Body and approved by the Mayor this ___ day of December, 1984.

Thesis Faircel Mayor of the Cit Johnson County, the City of Mission, County, Kansas yannes Attest: CIE

(6922 1W)

(SEAL)

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTS SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period comore than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

--. 19-

day of -Subscribe and sworn to before me this

NOTARY PUBLIC

MARGUERITE E. BAKER JOHNSON COUNTY, KANSAS Appointment Expires 3-16-88

My Commission expires: Printer's Fee \$ -----Additional copies \$ --

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Betty J. Jones, being first Duly sworn, Deposes and say: That she is legal publications manager of THE JOHNSON COUNTY SUN, a semi-weekly newspaper printed in the State of Kansas, and published in and of general circulation in JOHNSON County, Kansas, with a general paid circulation on a yearly basis in JOHNSON County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a semi-weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of SHAWNEE MISSION, KANSAS in said County as a second class matter.

--. 19----

19 Subscribe and sworn to before me this

PUBLIC

MARGUERITE E. BAKER JOHNSON COUNTY, KANSAS Appointment Expires 3-15-8

My Commission expires: Printer's Fee \$ ----Additional copies \$

	5 SUN PUBLICATIONS, IN I-435 and Metcalf Overland Park, Kansas 66212 (913) 381-1010		
	LEGAL ADVERTISING		
32341	5		
LINDA	OOD HILLS CITY HL	12/19/84	,
L S M K			
	EASE INCLUDE YOUR ACCOUNT NUMBER.	\$	JNT ENCLOSED
IMPORTANT: RETURN UPPER PORTION WITH YOUR REMITTANCE			
DATE INVOICE NO. 12/19/84 96197	ORD 129 858 LINES	©HARGES 277.56	
12/19/84 96198	4 AFFIDAVITS	3.00	
	· · ·		
		1	
		280.56	