

CITY OF WESTWOOD HILLS, KANSAS
ORDINANCE NO. 149

AN ORDINANCE ESTABLISHING REGULATIONS ON THE USE
OF CERTAIN GREEN SPACE LOCATED WITHIN THE CITY

WHEREAS, the City of Westwood Hills has acquired an area of land consisting of approximately two lots between 50th Street and 50th Terrace to be used as an open area or "green space" and as a possible future site for a city hall should the City need to relocate its city hall; and

WHEREAS, the green space is a relatively small area adjacent to residential properties in the City and as such is not suitable for use as an athletic field, a playground area, picnic area or area for concentrated use by a large number of people on a regular basis; and

WHEREAS, the green space is suitable for use as an area for quiet reflection, individual relaxation and contemplation, and as a gathering place for City residents for City planned or sponsored functions; and

WHEREAS, the governing body desires to express in an ordinance the intended use of the area designated as the green space and establish certain rules and regulations pertaining to such areas.

NOW, THEREFORE, BE IT ORDAINED by the governing body of the City of Westwood Hills, Kansas, as follows:

Section 1. Definitions. The following described area is hereby designated as the "green space":

Lot 42, Block 5, WESTWOOD HILLS, a subdivision in the City of Westwood Hills, Johnson County, Kansas, according to the recorded plat thereof; and

All that part of Lot 2, Block 5, WESTWOOD HILLS, a subdivision in the City of Westwood Hills, Johnson County, Kansas, more particularly described as follows:
Beginning at a point on the Northerly line of said Lot 2, 8.00 feet Easterly from the Northwest corner thereof, as measured along said Northerly line; thence South 2°-20'-10" West, 107.26 feet to a point on the South line of said Lot 2, 9.67 feet East from the Southwest corner thereof, as measured along said South line; thence North 87°-45'-56" East along the South line of said Lot 2, 36.00 feet; thence North 17°-49'-43" East, 96.03 feet to a point on the Northerly line of said Lot 2, said point being 70.75 feet Easterly from the

Northwest corner thereof, as measured along said Northerly line; thence Westerly along said Northerly line of said Lot 2, being a curve to the left, tangent to said curve bearing North 7°-37'-59" West at the last described point, having a radius of 350.00 feet, 62.75 feet to the point of beginning.

Section 2. The green space shall not be used as an area for athletic activities, the location of playground equipment, as a private picnic area for more than twelve (12) persons in any one group or for the conduct of private parties, except as approved by the governing body upon application therefor.

Section 3. The green space may be used as an area for quiet reflection, relaxation and contemplation, wild life observation and as a gathering place for City residents and guests for functions or events planned by, sponsored or co-sponsored by the City, or approved by the governing body of the City.

Section 4. It shall be unlawful for any person to commit any of the following acts on the green space:

(a) to build or start any fires, except within containers designed for such purposes;

(b) to affix to, post, place or inscribe upon or cause to be affixed to, posted, placed or inscribed upon, any handbill, poster, card, sign, or device upon or against any fence, utility poles, structure, tree or property;

(c) to destroy, mutilate, deface, injure, or remove any property of any kind in or on the green space of the City. This shall include tramping, painting, staining, writing, printing, stamping or marking upon, breaking, upsetting, cutting, carving or chopping upon, severing, pulling or tearing up, or in any other way or manner injuring, mutilating, defacing, destroying, moving or carrying away structures, fixtures, tables, benches, chairs, seats, plants, fences, or any other property in, upon or about the green space;

(d) to throw, place, deposit or cause to be thrown, placed or deposited any tin cans, glass bottles, paper, junk, stones, sticks, wood, garbage, rubbish, trash or refuse of any kind or any other thing in, upon or about the green space of the City; provided, that this shall not apply to rubbish, trash or refuse properly disposed of in containers placed in the green space for the purpose of waste disposal;

(e) to dispense, convey, consume, or cause to be dispensed, conveyed or consumed any alcoholic liquor on the green space of the City.

(f) to sell or cause to be sold merchandise, refreshments, service, food, beverages, sports goods, supplies, articles or services of any kind in or upon the green space of the City.

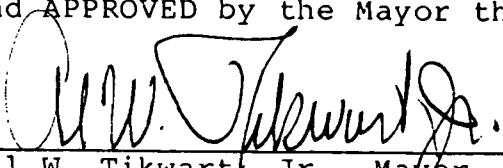
(g) To committ any other act which is unlawful under the municipal code of the City, the laws of the State of Kansas or the laws of the United States.

Section 5. The green space shall be open for public use between the hours of 7:00 a.m. and 11:00 p.m. The green space may be closed temporarily in the case of emergency, repair or maintenance, or adverse weather conditions of unusual circumstances and the open hours may be extended temporarily for special events of city-wide interest, all as determined by the governing body.

Section 6. It shall be unlawful for any person to be in the green space or to use the green space except during the hours that the green space is open to the public as set forth in Section 5. hereof.

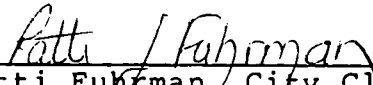
Section 7. This ordinance shall be effective upon its publication once in the official City newspaper.

PASSED by the Governing Body and APPROVED by the Mayor this 6th day of February, 1989.



Al W. Tikwart, Jr., Mayor

Attest:



Patti Fuhrman, City Clerk

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: **Deanna Martasin** 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.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for ----- One ----- consecutive ----- day ----- (weeks, days) the first publication thereof being made as aforesaid on the ----- 22nd ----- day of, ----- March ----- 19-89-----, with subsequent publications being made on the following dates:

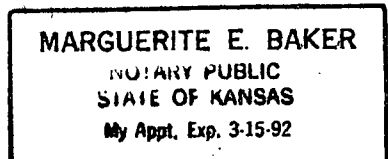
-----, 19-----, 19-----

-----, 19-----, 19-----

Deanna Martasin

Subscribe and sworn to before me this ----- 22nd ----- day of ----- March ----- 19-89-----

Marguerite E. Baker
NOTARY PUBLIC



My Commission expires: ----- 3-15-92 -----
Printer's Fee \$ ----- 117.38 -----
Additional copies \$ -----

First Published in The Johnson County Sun, Wednesday, March 22, 1989.

**CITY OF
WESTWOOD HILLS,
KANSAS**

ORDINANCE NO. 149

AN ORDINANCE ESTABLISHING REGULATIONS ON THE USE OF CERTAIN GREEN SPACE LOCATED WITHIN THE CITY

WHEREAS, the City of Westwood Hills has acquired an area of land consisting of approximately two lots between 50th Street and 50th Terrace to be used as an open area or "green space" and as a possible future site for a city hall should the City need to relocate its city hall; and

WHEREAS, the green space is a relatively small area adjacent to residential properties in the City and as such is not suitable for use as an athletic field, a playground area, picnic area or area for concentrated use by a large number of people on a regular basis; and

WHEREAS, the green space is suitable for use as an area for quiet reflection, individual relaxation and contemplation, and as a gathering place for City residents for City planned or sponsored functions; and

WHEREAS, the governing body desires to express in an ordinance the intended use of the area designated as the green space and establish certain rules and regulations pertaining to such areas.

NOW, THEREFORE, BE IT ORDAINED by the governing body of the City of Westwood Hills, Kansas, as follows:

Section 1. Definitions. The following described area is hereby designated as the "green space":

Lot 42, Block 5, WESTWOOD HILLS, a subdivision in the City of Westwood Hills, Johnson County, Kansas, according to the recorded plat thereof; and All that part of Lot 2, Block 5, WESTWOOD HILLS, a subdivision in the City of Westwood Hills, Johnson County, Kansas, more particularly described as follows:

Beginning at a point on the Northerly line of said Lot 2, 8.00 feet Easterly from the Northwest corner thereof, as measured along said Northerly line; thence South 2°-20'-10" West, 107.26 feet to a point on the South line of said Lot 2, 9.67 feet East from the Southwest corner thereof, as measured along said South line; thence North 87°-45'-56" East along the South line of said Lot 2, 36.00 feet; thence North 17°-49'-43" East, 96.03 feet to a point on the Northerly line of said Lot 2, said point being 70.75 feet Easterly from the Northwest corner thereof, as measured along said Northerly line; thence Westerly along said Northerly line of said Lot 2, being a curve to the left, tangent to said curve bearing North 7°-37'-59" West at the last described point, having a radius of 350.00 feet, 62.75 feet to the point of beginning.

Section 2. The green space shall not be used as an area for athletic activities, the location of playground equipment, as a private picnic area for more than twelve (12) persons in any one group or for the conduct of private parties, except as approved by the governing body upon application therefor.

Section 3. The green space may be used as an area for quiet reflection, relaxation and contemplation, wild life observation and as a gathering place for City residents and guests for functions or events planned by, sponsored or co-sponsored by the City, or approved by the governing body of the City.

Section 4. It shall be unlawful for any person to commit any of the following acts on the green space:

(a) to build or start any fires, except within containers designed for such purposes;

(b) to affix to, post, place or inscribe upon or cause to be affixed to, posted, placed or inscribed upon, any handbill, poster, card, sign, or device upon or against any fence, utility poles, structure, tree or property;

(c) to destroy, mutilate, deface, injure, or remove any property of any kind in or on the green space of the City. This shall include tramping, painting, staining, writing, printing, stamping or marking upon, breaking, upsetting, cutting, carving or chopping upon, severing, pulling or tearing up, or in any other way or manner injuring, mutilating, defacing, destroying, moving or carrying away structures, fixtures, tables, benches, chairs, seats, plants, fences, or any other property in, upon or about the green space;

(d) to throw, place, deposit or cause to be thrown, placed or deposited any in any case, glass bottles, paper, junk, stones, sticks, wood, garbage, rubbish, trash or refuse of any kind or any other thing in, upon or about the green space of the City; provided, that this shall not apply to rubbish, trash or refuse properly disposed of in containers placed in the green space for the purpose of waste disposal;

(e) to dispense, convey, consume, or cause to be dispensed, conveyed or consumed any alcoholic liquor on the green space of the City.

(f) to sell or cause to be sold merchandise, refreshments, service, food, beverages, sports goods, supplies, articles or services of any kind in or upon the green space of the City.

(g) To commit any other act which is unlawful under the municipal code of the City, the laws of the State of Kansas or the laws of the United States.

Section 5. The green space shall be open for public use between the hours of 7:00 a.m. and 11:00 p.m. The green space may be closed temporarily in the case of emergency, repair or maintenance, or adverse weather conditions of unusual circumstances and the open hours may be extended temporarily for special events of city-wide interest, all as determined by the governing body.

Section 6. It shall be unlawful for any person to be in the green space or to use the green space except during the hours that the green space is open to the public as set forth in Section 5 hereof.

Section 7. This ordinance shall be effective upon its publication once in the official City newspaper.

PASSED by the Governing Body and APPROVED by the Mayor this 6th day of February, 1989.

(s) Al W. Tikwart, Jr.,
Mayor

Attest:
(s) Patti Fuhrman,
City Clerk

(5481 1W)

CITY OF WESTWOOD HILLS, KANSAS
ORDINANCE NO. 149

AN ORDINANCE ESTABLISHING REGULATIONS ON THE USE
OF CERTAIN GREEN SPACE LOCATED WITHIN THE CITY

WHEREAS, the City of Westwood Hills has acquired an area of land consisting of approximately two lots between 50th Street and 50th Terrace to be used as an open area or "green space" and as a possible future site for a city hall should the City need to relocate its city hall; and

WHEREAS, the green space is a relatively small area adjacent to residential properties in the City and as such is not suitable for use as an athletic field, a playground area, picnic area or area for concentrated use by a large number of people on a regular basis; and

WHEREAS, the green space is suitable for use as an area for quiet reflection, individual relaxation and contemplation, and as a gathering place for City residents for City planned or sponsored functions; and

WHEREAS, the governing body desires to express in an ordinance the intended use of the area designated as the green space and establish certain rules and regulations pertaining to such areas.

NOW, THEREFORE, BE IT ORDAINED by the governing body of the City of Westwood Hills, Kansas, as follows:

Section 1. Definitions. The following described area is hereby designated as the "green space":

Lot 42, Block 5, WESTWOOD HILLS, a subdivision in the City of Westwood Hills, Johnson County, Kansas, according to the recorded plat thereof; and

All that part of Lot 2, Block 5, WESTWOOD HILLS, a subdivision in the City of Westwood Hills, Johnson County, Kansas, more particularly described as follows: Beginning at a point on the Northerly line of said Lot 2, 8.00 feet Easterly from the Northwest corner thereof, as measured along said Northerly line; thence South 2°-20'-10" West, 107.26 feet to a point on the South line of said Lot 2, 9.67 feet East from the Southwest corner thereof, as measured along said South line; thence North 87°-45'-56" East along the South line of said Lot 2, 36.00 feet; thence North 17°-49'-43" East, 96.03 feet to a point on the Northerly line of said Lot 2, said point being 70.75 feet Easterly from the

Northwest corner thereof, as measured along said Northerly line; thence Westerly along said Northerly line of said Lot 2, being a curve to the left, tangent to said curve bearing North 7°-37'-59" West at the last described point, having a radius of 350.00 feet, 62.75 feet to the point of beginning.

Section 2. The green space shall not be used as an area for athletic activities, the location of playground equipment, as a private picnic area for more than twelve (12) persons in any one group or for the conduct of private parties, except as approved by the governing body upon application therefor.

Section 3. The green space may be used as an area for quiet reflection, relaxation and contemplation, wild life observation and as a gathering place for City residents and guests for functions or events planned by, sponsored or co-sponsored by the City, or approved by the governing body of the City.

Section 4. It shall be unlawful for any person to commit any of the following acts on the green space:

(a) to build or start any fires, except within containers designed for such purposes;

(b) to affix to, post, place or inscribe upon or cause to be affixed to, posted, placed or inscribed upon, any handbill, poster, card, sign, or device upon or against any fence, utility poles, structure, tree or property;

(c) to destroy, mutilate, deface, injure, or remove any property of any kind in or on the green space of the City. This shall include tramping, painting, staining, writing, printing, stamping or marking upon, breaking, upsetting, cutting, carving or chopping upon, severing, pulling or tearing up, or in any other way or manner injuring, mutilating, defacing, destroying, moving or carrying away structures, fixtures, tables, benches, chairs, seats, plants, fences, or any other property in, upon or about the green space;

(d) to throw, place, deposit or cause to be thrown, placed or deposited any tin cans, glass bottles, paper, junk, stones, sticks, wood, garbage, rubbish, trash or refuse of any kind or any other thing in, upon or about the green space of the City; provided, that this shall not apply to rubbish, trash or refuse properly disposed of in containers placed in the green space for the purpose of waste disposal;

(e) to dispense, convey, consume, or cause to be dispensed, conveyed or consumed any alcoholic liquor on the green space of the City.

(f) to sell or cause to be sold merchandise, refreshments, service, food, beverages, sports goods, supplies, articles or services of any kind in or upon the green space of the City.

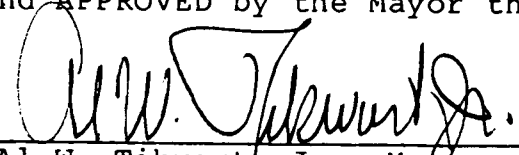
(g) To committ any other act which is unlawful under the municipal code of the City, the laws of the State of Kansas or the laws of the United States.

Section 5. The green space shall be open for public use between the hours of 7:00 a.m. and 11:00 p.m. The green space may be closed temporarily in the case of emergency, repair or maintenance, or adverse weather conditions of unusual circumstances and the open hours may be extended temporarily for special events of city-wide interest, all as determined by the governing body.

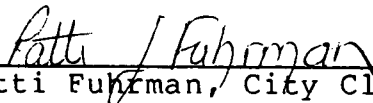
Section 6. It shall be unlawful for any person to be in the green space or to use the green space except during the hours that the green space is open to the public as set forth in Section 5. hereof.

Section 7. This ordinance shall be effective upon its publication once in the official City newspaper.

PASSED by the Governing Body and APPROVED by the Mayor this 6th day of February, 1989.


Al W. Tikwart, Jr., Mayor

Attest:


Patti Fuhman, City Clerk

CITY OF WESTWOOD HILLS, KANSAS
ORDINANCE NO. 149

AN ORDINANCE ESTABLISHING REGULATIONS ON THE USE
OF CERTAIN GREEN SPACE LOCATED WITHIN THE CITY

WHEREAS, the City of Westwood Hills has acquired an area of land consisting of approximately two lots between 50th Street and 50th Terrace to be used as an open area or "green space" and as a possible future site for a city hall should the City need to relocate its city hall; and

WHEREAS, the green space is a relatively small area adjacent to residential properties in the City and as such is not suitable for use as an athletic field, a playground area, picnic area or area for concentrated use by a large number of people on a regular basis; and

WHEREAS, the green space is suitable for use as an area for quiet reflection, individual relaxation and contemplation, and as a gathering place for City residents for City planned or sponsored functions; and

WHEREAS, the governing body desires to express in an ordinance the intended use of the area designated as the green space and establish certain rules and regulations pertaining to such areas.

NOW, THEREFORE, BE IT ORDAINED by the governing body of the City of Westwood Hills, Kansas, as follows:

Section 1. Definitions. The following described area is hereby designated as the "green space":

Lot 42, Block 5, WESTWOOD HILLS, a subdivision in the City of Westwood Hills, Johnson County, Kansas, according to the recorded plat thereof; and

All that part of Lot 2, Block 5, WESTWOOD HILLS, a subdivision in the City of Westwood Hills, Johnson County, Kansas, more particularly described as follows:
Beginning at a point on the Northerly line of said Lot 2, 8.00 feet Easterly from the Northwest corner thereof, as measured along said Northerly line; thence South 2°-20'-10" West, 107.26 feet to a point on the South line of said Lot 2, 9.67 feet East from the Southwest corner thereof, as measured along said South line; thence North 87°-45'-56" East along the South line of said Lot 2, 36.00 feet; thence North 17°-49'-43" East, 96.03 feet to a point on the Northerly line of said Lot 2, said point being 70.75 feet Easterly from the

Northwest corner thereof, as measured along said Northerly line; thence Westerly along said Northerly line of said Lot 2, being a curve to the left, tangent to said curve bearing North 7°-37'-59" West at the last described point, having a radius of 350.00 feet, 62.75 feet to the point of beginning.

Section 2. The green space shall not be used as an area for athletic activities, the location of playground equipment, as a private picnic area for more than twelve (12) persons in any one group or for the conduct of private parties, except as approved by the governing body upon application therefor.

Section 3. The green space may be used as an area for quiet reflection, relaxation and contemplation, wild life observation and as a gathering place for City residents and guests for functions or events planned by, sponsored or co-sponsored by the City, or approved by the governing body of the City.

Section 4. It shall be unlawful for any person to commit any of the following acts on the green space:

(a) to build or start any fires, except within containers designed for such purposes;

(b) to affix to, post, place or inscribe upon or cause to be affixed to, posted, placed or inscribed upon, any handbill, poster, card, sign, or device upon or against any fence, utility poles, structure, tree or property;

(c) to destroy, mutilate, deface, injure, or remove any property of any kind in or on the green space of the City. This shall include tramping, painting, staining, writing, printing, stamping or marking upon, breaking, upsetting, cutting, carving or chopping upon, severing, pulling or tearing up, or in any other way or manner injuring, mutilating, defacing, destroying, moving or carrying away structures, fixtures, tables, benches, chairs, seats, plants, fences, or any other property in, upon or about the green space;

(d) to throw, place, deposit or cause to be thrown, placed or deposited any tin cans, glass bottles, paper, junk, stones, sticks, wood, garbage, rubbish, trash or refuse of any kind or any other thing in, upon or about the green space of the City; provided, that this shall not apply to rubbish, trash or refuse properly disposed of in containers placed in the green space for the purpose of waste disposal;

(e) to dispense, convey, consume, or cause to be dispensed, conveyed or consumed any alcoholic liquor on the green space of the City.

(f) to sell or cause to be sold merchandise, refreshments, service, food, beverages, sports goods, supplies, articles or services of any kind in or upon the green space of the City.

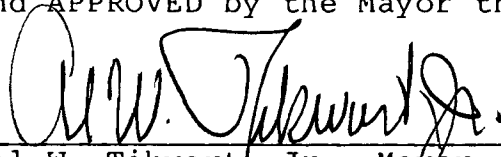
(g) To committ any other act which is unlawful under the municipal code of the City, the laws of the State of Kansas or the laws of the United States.

Section 5. The green space shall be open for public use between the hours of 7:00 a.m. and 11:00 p.m. The green space may be closed temporarily in the case of emergency, repair or maintenance, or adverse weather conditions of unusual circumstances and the open hours may be extended temporarily for special events of city-wide interest, all as determined by the governing body.

Section 6. It shall be unlawful for any person to be in the green space or to use the green space except during the hours that the green space is open to the public as set forth in Section 5. hereof.

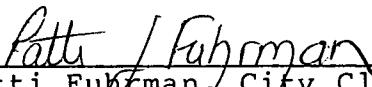
Section 7. This ordinance shall be effective upon its publication once in the official City newspaper.

PASSED by the Governing Body and APPROVED by the Mayor this 6th day of February, 1989.



Al W. Tikwart, Jr., Mayor

Attest:



Patti Fuhman, City Clerk