

C E R T I F I C A T E

STATE OF KANSAS)
COUNTY OF Johnson)
CITY OF Westwood Hills)

I, the undersigned Patti Fuhrman, duly appointed and acting City Clerk of the City of Westwood Hills, Kansas, do hereby certify that the above and foregoing is a full, true and correct copy of the minutes of the meetings of June, July, and August of the Mayor and Council of said City held therein, insofar as the same pertain to the passage of Ordinance No. 169, as the same appears on the records of said City.

Witnesseth my hand and seal of said City this 7th day of August, 1995.

Patti Fuhrman

City Clerk

(Seal)

ACCEPTANCE OF FRANCHISE ORDINANCE

To the Governing Body of the City of Westwood Hills, Johnson County, Kansas.

Western Resources, Inc., for itself, its successors and assigns, hereby accepts in writing the Ordinance and all rights and privileges therein granted, passed by the Governing Body of the City of Westwood Hills, Kansas, on the 7th day of August, 1995, designated as Ordinance No. 169, and entitled:

AN ORDINANCE, granting to Western Resources, Inc., a Kansas Corporation, its successors and assigns, an natural gas franchise, prescribing the terms thereof and relating thereto, and repealing all ordinances or parts of ordinances inconsistent with or in conflict with the terms hereof.

This acceptance is executed and filed as provided in Section 12 of said Ordinance, and said Company hereby agrees to all the terms and conditions of said Ordinance.

Dated at Topeka, Kansas, this 28th day of August, 1995.

WESTERN RESOURCES, INC.

BY Fred M. Bryan
President

Attest:

[Signature]
Assistant Secretary

=====

State of Kansas

County of Johnson)
City of Westwood Hills)

I, Patti Fuhrman, City Clerk of the City of Westwood Hills, Kansas, do hereby certify that the foregoing is a true and correct copy of acceptance of Ordinance No. 169, of the City of Westwood Hills as therein described, the original of which acceptance was filed in the office of the Clerk of said City on the 8th day of September, 1995, and is now recorded among the original records thereof, and that I am the keeper of the same.

Witness my hand and the official seal of said City, this 8th day of September, 1995.

Patti Fuhrman
City Clerk

(Seal)

First Meeting

**MINUTES OF THE MEETING OF THE GOVERNING BODY OF THE
CITY OF Westwood Hills, KANSAS**

The Mayor and City Council members of the City of Westwood Hills, Kansas, met at the city building in the City of Westwood Hills, Kansas, at 7:30 o'clock, P.M. on the 5th day of June, 19 95, the same being a public meeting of the City Council.

The Mayor presided. The following Council members were present:

Ruth Goodman

Patrick Wibbenmeyer

Phil Peterson

Mike Whitsitt

Council member Tom Stewart was absent.

Thereupon Council member Mike Whitsitt introduced an ordinance providing for the granting of a natural gas franchise to Western Resources, Inc., and moved that the same be placed on first reading. Said motion was seconded by Council member Wibbenmeyer and, upon vote, carried. The proposed ordinance was given the number 11A and placed on first reading, and was read in full and considered by sections.

Thereupon, the Mayor stated to meeting that pursuant to the provisions of K.S.A. 12-2001, the ordinance must be read at three regular meetings of the Council.

M1/12-2001/G/CN

Second Meeting

MINUTES OF THE MEETING OF THE GOVERNING BODY OF THE
CITY OF Westwood, KANSAS
Hills

The Mayor and City Council of the City of Westwood
Hills, Kansas, met at the city building
in the City of Westwood Hills, Kansas, at 7:30 o'clock, P.M., on the 3rd day of
July, 1995, the same being a regular meeting of the Council.

The major presided. The following Council members were present:

Patrick Wibbenmeyer, Phil Peterson, Ruth Goodman and

Mike Whitsitt

Thereupon Council member Whitsitt referred to
proposed ordinance number 1109 which was first introduced at the Council meeting of
June 5, and moved that same be placed on second reading. Said motion was
seconded by Council member Wibbenmeyer and, upon vote, carried. The
said proposed ordinance number 1109 was placed on second reading, and read in full
and considered by sections.

There being no further business to come before the meeting, upon motion duly made,
seconded and carried, the meeting was adjourned.

Third Meeting

MINUTES OF THE MEETING OF THE GOVERNING BODY OF THE CITY OF Westwood Hills, KANSAS

The Mayor and City Council of the City of Westwood Hills, Kansas, met at the city building in the City of Westwood Hills, Kansas, at 7:30 o'clock, P.M., on the 7 day of August, 1995, the same being a regular meeting of the Council.

The Mayor presided. The following Council members were present:

- Patrick Wibbenmeyer

- Tom Stewart

- Phil Peterson

Council member(s) Ruth Goodman • Mike Whitsitt was (were) absent.

Thereupon Council member Stewart referred to proposed ordinance number 169 which was first introduced at the Council meeting of June 1995, and moved that same be placed on third reading. Said motion was seconded by Council member Peterson, and upon vote, carried. The said proposed ordinance number 169 was placed on third reading, and read in full and considered by sections.

Thereupon, the Mayor asked: Shall the proposed ordinance number 169 be passed?

Roll Call

<u>Patrick Wibbenmeyer</u>	<u>Aye</u>
<u>Tom Stewart</u>	<u>Aye</u>
<u>Phil Peterson</u>	<u>Aye</u>
_____	_____
_____	_____
_____	_____

Thereupon, a majority of the Council members having voted in favor of proposed ordinance number 169, the Mayor declared said ordinance number 169 regularly passed and directed the City Clerk to have it published once a week for two consecutive weeks in The Johnson County Sun, the official city paper in the City of Westwood Hills, as required by law.

CITY OF WESTWOOD HILLS, KANSAS
ORDINANCE NO. 169

AN ORDINANCE AMENDING CHAPTER 10 OF THE WESTWOOD HILLS MUNICIPAL CODE BY AMENDING SECTION 10-101 TO INCORPORATE BY REFERENCE THE UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES, EDITION OF 1995 AND REPEALING SECTION 1. OF ORDINANCE NUMBERED 166.

WHEREAS, the Governing Body of Westwood Hills, Kansas has determined that it is advisable to amend Section 101 of Chapter X of the Municipal Code of the City to adopt the most recent edition of the Uniform Public Offense Code for Kansas Cities prepared and published by The League of Kansas Municipalities.

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

Section 1. Section 101 of Chapter X of the Code of the City of Westwood Hills is hereby amended to read as follows:

10-101. INCORPORATING UNIFORM PUBLIC OFFENSE CODE.

There is hereby incorporated by reference for the purpose of regulating public offenses within the corporate limits of the City of Westwood Hills, Kansas, that certain code known as the "Uniform Public Offense Code," Edition of 1995, prepared and published in book form by the League of Kansas Municipalities, save and except such articles, sections, parts, or portions as are hereafter omitted, deleted, modified, or changed, such incorporation being authorized by K.S.A. 12-3009 through 12-3012, inclusive, as amended. No fewer than three copies of said standard traffic ordinance shall be marked or stamped "Official Copy as Incorporated by the Code of the City of Westwood Hills, Kansas", with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of this section, and filed with the City Clerk to be open to inspection and available to the public at all reasonable hours.

Section 2. REPEAL AND SAVINGS CLAUSE. Section 1. of Ordinance 166 and all other ordinances inconsistent herewith are repealed; however, the repeal of said ordinances does not effect any right which has accrued, any duty imposed, any penalty incurred, nor any proceeding commenced, under or by virtue of the ordinance repealed. The provisions of any ordinance, so far as they are the same as those of any prior ordinance, shall be construed as a continuation of such provisions, and not as a new enactment.

Section 3. This Ordinance shall be effective upon its passage, approval by the Mayor and publication once in the official city newspaper.

PASSED by the Governing Body, and APPROVED by the Mayor this
5th day of September, 1995.

E. Allen Roth, Mayor

Attest:

Patti Fuhrman, City Clerk

This Ordinance was filed with the State Corporation Commission on the 7th day of August, 1995.

ORDINANCE NO. 169

AN ORDINANCE, granting to Western Resources, Inc., its successors and assigns, a natural gas franchise, prescribing the terms thereof and relating thereto, and repealing all ordinances or parts of ordinances inconsistent with or in conflict with the terms hereof.

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

SECTION 1. That in consideration of the benefits to be derived by the City of Westwood Hills, Kansas, and its inhabitants, there is hereby granted to Western Resources, Inc., hereinafter sometimes designated as "Company," said Company being a corporation operating a system for the transmission of electric current between two or more incorporated cities in the State of Kansas, and also operating a system for the transmission and distribution of natural gas in the State of Kansas, the right, privilege, and authority for a period of ten (10) years from the effective date of this ordinance, to occupy and use the several streets, avenues, alleys, bridges, parks, parkings, and public places of said City, for the placing and maintaining of equipment and property necessary to carry on the business of selling and distributing natural gas for all purposes to the City of Westwood Hills, Kansas, and its inhabitants, and through said City and beyond the limits thereof; to obtain said natural gas from any source available; and to do all things necessary or proper to carry on said business in the City of Westwood Hills, Kansas.

SECTION 2. As further consideration for the granting of this franchise, and in lieu of any city occupation, license or revenue taxes, but not in lieu of construction permit fees or bonds it may be required to post under applicable city ordinances or city code provisions, the Company shall pay to the City during the term of this franchise five percent (5%) of its gross receipts from the sale of natural gas during the term of this franchise to all consumers within the corporate limits of the said City, except customers purchasing gas at Company's large commercial or large industrial rates and one percent (1%) of its gross receipts from the sale of gas during the term of this franchise to consumers within said corporate limits purchasing gas at Company's large commercial or large industrial rates, such payments to be made monthly for the preceding monthly period.

SECTION 3. That all mains, services, and pipe which shall be laid or installed under this grant shall be so located and laid as not to obstruct or interfere with any water pipes, drains, sewers, or other structures already installed.

SECTION 4. Company shall, in the doing of the work in connection with its said gas mains, pipes, and services, use appropriate equipment for such work and avoid so far as may be practicable, interfering with the use of any street, alley avenue or other public thoroughfare, it shall at its own expense and in a manner satisfactory to the duly authorized representatives of the City replace such paving or surface in accordance with the requirements of the then existing ordinances or city code provisions and in substantially as good condition as before said work was commenced.

SECTION 5. It is recognized that the natural gas to be delivered hereunder is to be supplied from a pipeline system transporting natural gas from distant sources of supply, and the Company, by its acceptance of this franchise as hereinafter provided, does obligate itself to furnish natural gas in such quantity and for such length of time, limited by the terms hereof, as the said sources and said pipelines are reasonably capable of supplying.

SECTION 6. That Company, its successors and assigns, in the construction, maintenance, and operation of its natural gas system, shall use all reasonable and proper precaution to avoid damage or injury to persons and property, and shall hold and save harmless the City of Westwood Hills, Kansas, from any and all damage, injury and expense caused by the sole negligence or intentional wrongful acts of said Company, its successors and assigns, or its or their agents or servants.

SECTION 7. That within twenty (20) days from and after the passage and approval of this ordinance, Company shall file the same with the State Corporation Commission for the Commission's approval.

SECTION 8. After the approval of this ordinance by the State Corporation Commission, Company shall file with the City Clerk of the City of Westwood Hills, Kansas, its unconditional written acceptance of this ordinance. Said ordinance shall become effective and be in force and shall be and become a binding contract between the parties hereto, their successors and assigns, from and after the expiration of sixty (60) days from its final passage, approval and publication as required by law, and acceptance by said Company.

SECTION 9. That this ordinance, when accepted as above provided shall constitute the entire agreement between the City and the Company relating to this franchise and the same shall supersede and cancel any prior understandings, agreements, or representations regarding the subject matter hereof, or involved in negotiations pertaining thereto, whether oral or written.

SECTION 10. This franchise is granted pursuant to the provisions of K.S.A. 12-2001.

SECTION 11. That any and all ordinances or parts of ordinances in conflict with the terms hereof are hereby repealed.

SECTION 12. Should the State Corporation Commission take any action with respect to this franchise ordinance, which would or may preclude Western Resources, Inc. from recovering from its customers any cost provided for hereunder, the parties hereto shall renegotiate this ordinance in accordance with the State Corporation Commission's ruling.

PASSED by the Governing Body of the City of Westwood Hills, Kansas, this 7th day of August, 1995.

APPROVED by the Mayor of the City of Westwood Hills, Kansas, this 7th day of August, 1995.



Mayor

ATTEST:



City Clerk

NOTICE

Notice is hereby given to the legal electors of the City of Westwood Hills, Kansas, that the governing body of said City proposes to pass an ordinance granting a natural gas franchise to Western Resources, Inc., said ordinance being in form as follows:

AN ORDINANCE, granting to Western Resources, Inc., its successors and assigns, a natural gas franchise, prescribing the terms thereof and relating thereto, and repealing all ordinances or parts of ordinances inconsistent with or in conflict with the terms hereof.

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

SECTION 1. That in consideration of the benefits to be derived by the City of Westwood Hills, Kansas, and its inhabitants, there is hereby granted to Western Resources, Inc., hereinafter sometimes designated as "Company," said Company being a corporation operating a system for the transmission of electric current between two or more incorporated cities in the State of Kansas, and also operating a system for the transmission and distribution of natural gas in the State of Kansas, the right, privilege, and authority for a period of ten (10) years from the effective date of this ordinance, to occupy and use the several streets, avenues, alleys, bridges, parks, parkings, and public places of said City, for the placing and maintaining of equipment and property necessary to carry on the business of selling and distributing natural gas for all purposes to the City of Westwood Hills, Kansas, and its inhabitants, and through said City and beyond the limits thereof; to obtain said natural gas from any source available; and to do all things necessary or proper to carry on said business in the City of Westwood Hills, Kansas.

SECTION 2. As further consideration for the granting of this franchise, and in lieu of any city occupation, license or revenue taxes, but not in lieu of construction permits fees or bonds it may be required to post under applicable city ordinances or city code provisions, the Company shall pay to the City during the term of this franchise five (5%) per cent of its gross receipts from the sale of natural gas during the term of this franchise to all consumers within the corporate limits of the said City, except customers purchasing gas at Company's large commercial or large industrial rates and one (1%) per cent of its gross receipts from the sale of natural gas during the term of this franchise to consumers within the said corporate limits purchasing gas at Company's large commercial or large industrial rates, such payment to be made monthly for the preceding monthly period.

SECTION 3. That all mains, services, and pipe which shall be laid or installed under this grant shall be so located and laid as not to obstruct or interfere with any water pipes, drains, sewers, or other structures already installed.

SECTION 4. Company shall, in the doing of the work in connection with its said gas mains, pipes, and services, use appropriate equipment for such work and avoid, so far as may be practicable, interfering with the use of any street, alley avenue or other public thoroughfare, it shall at its own expense and in a manner satisfactory to the duly authorized representatives of the City replace such paving or surface in accordance with the requirements of the then existing ordinances or city code provisions and in substantially as good condition as before said work was commenced.

SECTION 5. It is recognized that the natural gas to be delivered hereunder is to be supplied from a pipeline system transporting natural gas from distant sources of supply; and the Company, by its acceptance of this franchise as hereinafter provided, does obligate itself to furnish natural gas in such quantity and for such length of time, limited by the terms hereof, as the said sources and said pipelines are reasonably capable of supplying.

SECTION 6. That Company, its successors and assigns, in the construction, maintenance, and operation of its natural gas system, shall use all reasonable and proper precaution to avoid damage or injury to persons and property, and shall hold and save harmless the City of Westwood Hills, Kansas, from any and all damage, injury and expense caused by the negligence or intentional wrongful acts of said Company, its successors and assigns, or its or their agents or servants.

SECTION 7. That within twenty (20) days from and after the passage and approval of this ordinance, Company shall file the same with the State Corporation Commission for the Commission's approval.

SECTION 8. After the approval of this ordinance by the State Corporation Commission, Company shall file with the City Clerk of the City of Westwood Hills, Kansas, its unconditional written acceptance of this ordinance. Said ordinance shall become effective and be in force and shall be and become a binding contract between the parties hereto, their successors and assigns, from and after the expiration of sixty (60) days from its final passage, approval and publication as required by law, and acceptance by said Company.

SECTION 9. That this ordinance, when accepted as above provided shall constitute the entire agreement between the City and the Company relating to this franchise and the same shall supersede and cancel any prior understandings, agreements, or representations regarding the subject matter hereof, or involved in negotiations pertaining thereto, whether oral or written.

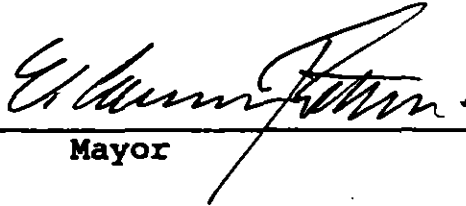
SECTION 10. This franchise is granted pursuant to the provisions of K.S.A. 12-2001.

SECTION 11. That any and all ordinances or parts of ordinances in conflict with the terms hereof are hereby repealed.

SECTION 12. Should the State Corporation Commission take any action with respect to this franchise ordinance, which would or may preclude Western Resources, Inc. from recovering from its customers any cost provided for hereunder, the parties hereto shall renegotiate this ordinance in accordance with the State Corporation Commission's ruling.

PASSED by the Governing Body of the City of Westwood Hills,
Kansas, this 7th day of August, 1995.

APPROVED by the Mayor of the City of Westwood Hills,
Kansas, this 7th day of August, 1995.



Mayor

Attest:



City Clerk

AFFIDAVIT OF PUBLICATION

STATE OF KANSAS, JOHNSON COUNTY, ss: Georglann Thacker being first Duly sworn, Deposas and says: 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, 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 20th day of October 19 95, with subsequent publication being made on the following dates:

_____, 19____, 19____

_____, 19____, 19____

Georglann Thacker

Subscribed and sworn to before me this 20th day of October 19 95

Deanna J. Martasin
NOTARY PUBLIC

My Commission Expires 1/25/96
Printer's Fees 89.61
Additional Copies \$ _____

DEANNA J. MARTASIN
NOTARY PUBLIC
STATE OF KANSAS
My Appt. Exp. January 25, 1996

First published in the
Johnson County Sun
Friday, October 20, 1935

**CITY OF WESTWOOD
HILLS, KANSAS**

ORDINANCE AMENDING CHAPTER 10 OF THE WESTWOOD HILLS MUNICIPAL CODE BY AMENDING SECTION 10-101 TO INCORPORATE THE UNIFORM PUBLIC OFFENSE CODE FOR KANSAS CITIES AND TOWNS, EDITION OF 1935, AND REPEALING SECTION 10-101 OF THE ORDINANCE AMENDING CHAPTER 10 OF THE WESTWOOD HILLS MUNICIPAL CODE.

WHEREAS, the Governing Body of Westwood Hills, Kansas has determined that it is advisable to amend Section 101 of Chapter 10 of the Municipal Code of the City to adopt the most recent edition of the Uniform Public Offense Code for Kansas Cities prepared and published by the League of Kansas Municipalities;

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

Section 101 of Chapter X of the Code of the City of Westwood Hills is hereby amended to read as follows:

10-101. INCORPORATING UNIFORM PUBLIC OFFENSE CODE. There is hereby incorporated by reference for the purpose of regulating public offenses within the corporate limits of the City of Westwood Hills, Kansas, that certain code known as the "Uniform Public Offense Code," Edition of 1935, prepared and published in book form by the League of Kansas Municipalities, save and except such portions as are hereafter omitted, as are hereafter modified, deleted, such incorporation being authorized by K.S.A. 12-3009 through 12-3012, inclusive, as amended, or as amended by any ordinance or resolution of the City of Westwood Hills, Kansas, or any portion thereof, which shall be attached to which shall be attached to this section and filed with the City Clerk, to be open to inspection and available to the public at all reasonable hours.

SECTION 12. REPEAL AND SAVINGS (CLAUSE) (a) All ordinances (b) (c) (d) (e) (f) (g) (h) (i) (j) (k) (l) (m) (n) (o) (p) (q) (r) (s) (t) (u) (v) (w) (x) (y) (z) (aa) (ab) (ac) (ad) (ae) (af) (ag) (ah) (ai) (aj) (ak) (al) (am) (an) (ao) (ap) (aq) (ar) (as) (at) (au) (av) (aw) (ax) (ay) (az) (ba) (bb) (bc) (bd) (be) (bf) (bg) (bh) (bi) (bj) (bk) (bl) (bm) (bn) (bo) (bp) (bq) (br) (bs) (bt) (bu) (bv) (bw) (bx) (by) (bz) (ca) (cb) (cc) (cd) (ce) (cf) (cg) (ch) (ci) (cj) (ck) (cl) (cm) (cn) (co) (cp) (cq) (cr) (cs) (ct) (cu) (cv) (cw) (cx) (cy) (cz) (da) (db) (dc) (dd) (de) (df) (dg) (dh) (di) (dj) (dk) (dl) (dm) (dn) (do) (dp) (dq) (dr) (ds) (dt) (du) (dv) (dw) (dx) (dy) (dz) (ea) (eb) (ec) (ed) (ee) (ef) (eg) (eh) (ei) (ej) (ek) (el) (em) (en) (eo) (ep) (eq) (er) (es) (et) (eu) (ev) (ew) (ex) (ey) (ez) (fa) (fb) (fc) (fd) (fe) (ff) (fg) (fh) (fi) (fj) (fk) (fl) (fm) (fn) (fo) (fp) (fq) (fr) (fs) (ft) (fu) (fv) (fw) (fx) (fy) (fz) (ga) (gb) (gc) (gd) (ge) (gf) (gg) (gh) (gi) (gj) (gk) (gl) (gm) (gn) (go) (gp) (gq) (gr) (gs) (gt) (gu) (gv) (gw) (gx) (gy) (gz) (ha) (hb) (hc) (hd) (he) (hf) (hg) (hh) (hi) (hj) (hk) (hl) (hm) (hn) (ho) (hp) (hq) (hr) (hs) (ht) (hu) (hv) (hw) (hx) (hy) (hz) (ia) (ib) (ic) (id) (ie) (if) (ig) (ih) (ii) (ij) (ik) (il) (im) (in) (io) (ip) (iq) (ir) (is) (it) (iu) (iv) (iw) (ix) (iy) (iz) (ja) (jb) (jc) (jd) (je) (jf) (jg) (jh) (ji) (jj) (jk) (jl) (jm) (jn) (jo) (jp) (jq) (jr) (js) (jt) (ju) (jv) (jw) (jx) (jy) (jz) (ka) (kb) (kc) (kd) (ke) (kf) (kg) (kh) (ki) (kj) (kk) (kl) (km) (kn) (ko) (kp) (kq) (kr) (ks) (kt) (ku) (kv) (kw) (kx) (ky) (kz) (la) (lb) (lc) (ld) (le) (lf) (lg) (lh) (li) (lj) (lk) (ll) (lm) (ln) (lo) (lp) (lq) (lr) (ls) (lt) (lu) (lv) (lw) (lx) (ly) (lz) (ma) (mb) (mc) (md) (me) (mf) (mg) (mh) (mi) (mj) (mk) (ml) (mm) (mn) (mo) (mp) (mq) (mr) (ms) (mt) (mu) (mv) (mw) (mx) (my) (mz) (na) (nb) (nc) (nd) (ne) (nf) (ng) (nh) (ni) (nj) (nk) (nl) (nm) (nn) (no) (np) (nq) (nr) (ns) (nt) (nu) (nv) (nw) (nx) (ny) (nz) (oa) (ob) (oc) (od) (oe) (of) (og) (oh) (oi) (oj) (ok) (ol) (om) (on) (oo) (op) (oq) (or) (os) (ot) (ou) (ov) (ow) (ox) (oy) (oz) (pa) (pb) (pc) (pd) (pe) (pf) (pg) (ph) (pi) (pj) (pk) (pl) (pm) (pn) (po) (pp) (pq) (pr) (ps) (pt) (pu) (pv) (pw) (px) (py) (pz) (qa) (qb) (qc) (qd) (qe) (qf) (qg) (qh) (qi) (qj) (qk) (ql) (qm) (qn) (qo) (qp) (qq) (qr) (qs) (qt) (qu) (qv) (qw) (qx) (qy) (qz) (ra) (rb) (rc) (rd) (re) (rf) (rg) (rh) (ri) (rj) (rk) (rl) (rm) (rn) (ro) (rp) (rq) (rr) (rs) (rt) (ru) (rv) (rw) (rx) (ry) (rz) (sa) (sb) (sc) (sd) (se) (sf) (sg) (sh) (si) (sj) (sk) (sl) (sm) (sn) (so) (sp) (sq) (sr) (ss) (st) (su) (sv) (sw) (sx) (sy) (sz) (ta) (tb) (tc) (td) (te) (tf) (tg) (th) (ti) (tj) (tk) (tl) (tm) (tn) (to) (tp) (tq) (tr) (ts) (tt) (tu) (tv) (tw) (tx) (ty) (tz) (ua) (ub) (uc) (ud) (ue) (uf) (ug) (uh) (ui) (uj) (uk) (ul) (um) (un) (uo) (up) (uq) (ur) (us) (ut) (uu) (uv) (uw) (ux) (uy) (uz) (va) (vb) (vc) (vd) (ve) (vf) (vg) (vh) (vi) (vj) (vk) (vl) (vm) (vn) (vo) (vp) (vq) (vr) (vs) (vt) (vu) (vv) (vw) (vx) (vy) (vz) (wa) (wb) (wc) (wd) (we) (wf) (wg) (wh) (wi) (wj) (wk) (wl) (wm) (wn) (wo) (wp) (wq) (wr) (ws) (wt) (wu) (wv) (ww) (wx) (wy) (wz) (xa) (xb) (xc) (xd) (xe) (xf) (xg) (xh) (xi) (xj) (xk) (xl) (xm) (xn) (xo) (xp) (xq) (xr) (xs) (xt) (xu) (xv) (xw) (xx) (xy) (xz) (ya) (yb) (yc) (yd) (ye) (yf) (yg) (yh) (yi) (yj) (yk) (yl) (ym) (yn) (yo) (yp) (yq) (yr) (ys) (yt) (yu) (yv) (yw) (yx) (yy) (yz) (za) (zb) (zc) (zd) (ze) (zf) (zg) (zh) (zi) (zj) (zk) (zl) (zm) (zn) (zo) (zp) (zq) (zr) (zs) (zt) (zu) (zv) (zw) (zx) (zy) (zz)

However, the repeal of said ordinances does not affect any law which has become generally in force, nor any ordinance which has become effective prior to the passage of this ordinance, nor any ordinance which has become effective after the passage of this ordinance, and no such provisions shall be construed as a continuation of a new enactment.

Section 3. This Ordinance shall be effective upon its passage, approval by the Mayor and publication (once in the official city newspaper).

PASSED BY THE GOVERNING BODY AND APPROVED BY THE MAYOR this 5th day of September, 1935.

Attest:
I, E. Allen Roth, Mayor
I, Paul Fuhrman, City Clerk
Paul Fuhrman, City Clerk (15431-17)

BAD
1
ORIGINAL

LAW OFFICES

POLSINELLI, WHITE, VARDEMAN & SHALTON

A PROFESSIONAL CORPORATION

ST. LOUIS OFFICE
ONE METROPOLITAN SQUARE
211 NORTH BROADWAY, SUITE 1440
ST. LOUIS, MISSOURI 63102
(314) 231-1950
FAX (314) 231-1776

PLAZA STEPPES BUILDING
700 WEST 47TH STREET, SUITE 1000
KANSAS CITY, MISSOURI 64112-1802
(816) 753-1000
FAX (816) 753-1536

KANSAS OFFICE
LIGHTON PLAZA I
7300 COLLEGE BLVD., SUITE 300
OVERLAND PARK, KANSAS 66210
(913) 451-8788
FAX (913) 451-6205

June 23, 1993

VIA HAND DELIVERY

Ms. Patti Fuhrman
City Clerk, Westwood Hills
2117 W. 50th Street
Westwood Hills, Kansas 66205

Dear Patti:

Enclosed you will find an overview of city ordinances, numbers 114 through 161. Please note that we do not have executed copies of many of the ordinances in the files. By "executed copy" I mean a copy of the ordinance signed and dated by the mayor. Perhaps the executed copies are in the minute book. In some cases we only have the newspaper clippings which show the publication date(s). For the ordinances with newspaper clippings only, please review the minute book to determine whether we have an executed copy.

In addition, there was no copy of Ordinance 158 nor of Ordinance 160 in the files. For Ordinance 158, please see the August, 1992 minutes. Ordinance 160 was, I believe, to be an enactment of the latest public offenses. Please see if you can find something on this in the minute book. Let me know what you find, so I can update the ordinance chart.

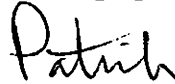
Patti, for our next Council meeting please place on the agenda a discussion of the ordinance review. In particular we should discuss the inadvertent repeal of Ordinance 153, the "House For Sale" ordinance; and the renumbering of the sections in Ordinance 157, which deals with pavement cutting. Time permitting, we may also discuss "hot" topics like the City Tree Ordinance and the Parabolic of Dish Type Antennae Ordinance.

POLSINELLI, WHITE, VARDEMAN & SHALTON

June 23, 1993
Page 2

If you need the ordinance file back, please let me know. I'll be happy to deliver it to your doorstep. Call me at 753-1000 if you have any questions.

Sincerely yours,



Patrick J. Wibbenmeyer

Enclosure

CITY OF WESTWOOD HILLS

LIST OF ORDINANCES

Ordinances 112 and 113 codified Westwood Hills ordinances into the Municipal Code ("Code"), and, with few exceptions, repealed earlier ordinances which were inconsistent with the Code. The Code was first published March 5, 1979.

Since the above codification, the City of Westwood Hills has passed numerous additions and amendments to the Code. The following chart (a) lists the ordinances approved since publication of the Code, beginning with Ordinance 114, (b) states a brief description of the ordinance, and (c) notes specific additions or amendments to the Code. Various ordinances do not affect the Code and, thus, have not been assigned Code section numbers.

<u>Ordinance Number</u>	<u>Description of Ordinance</u>
114	Construction Hours. Adds: 8-204(K) and (L); 8-503 (later repealed by 0.129); 8-508 (later repealed by 0.129). Amends: 8-601; 8-203(1). No executed copy on file, only newspaper clipping.
115	Implements Retailer's Sales Tax of .5%
116	American Cablevision of KC, Inc. CATV Franchise Ordinance. Expires 4-7-95.
117	Building Permit Ordinance. Amends: 8-508 (later repealed by 0.122 and 0.129).
118	City Tree Ordinance. Includes a description of the city trees. Repeals: 4-301 through 4-304. Adds: 4-301 through 4-308.
119	KCPL: Electronic Traffic Control System.
120	Enacts 2% Intangibles Tax. Later repealed by 0.121.

Ordinance
Number

Description of Ordinance

- 121 Enacts 2% Intangibles Tax for 1982.
Repeals: 0.120. Later repealed by city
vote.
- 122 Posting Building Permits, and Violations.
Adds: 8-509 and 8-510.
Repeals: 0.117.
- 123 Continues the Johnson County Cooperative
Animal Control Commission.

Newspaper clipping only.
- 124 Enacts 2% Intangibles Tax for 1983. Later
repealed by city vote.

Newspaper clipping only.
- 125 Authorizes election to vote on Proposition
of Eliminating Intangibles Tax and authoriz-
ing higher property taxes to offset lost
revenue.
- 126 KCPL: Electric Street Lighting System.
- 127 Enacts an additional .5% Retailer's Sales
Tax. The total City of Westwood Hills sales
tax is 1%.
- 128 Repeals 2% Intangibles Tax, following vote.

No executed copy on file.
- 129 Building Permit Procedures.
Repeals: 0.117; and sections 3 and 4 of
0.114.
Amends: 8-501 through 8-509.

No executed copy on file.
- 130 Standard Traffic Ordinance.
Amends: 11-101.
Adds: 11-104.

No executed copy on file.

Ordinance
Number

Description of Ordinance

- 131 Parabolic or Dish Type Antennae Ordinance.
Newspaper clipping only. 4-12-85.
- 132 Solar Energy Ordinance.
- 133 Dams and Bridges Ordinance.
Amends: 8-204(H).
- 134 Standard Traffic Ordinance.
Amends: 11-101.

Newspaper clipping only.
- 135 Controlled Substance Ordinance.
Adds: 10-601 through 10-606.
- 136 Snow Ordinance.
Adds: 11-306.2; 11-306.5; (vehicles may be
towed at owner's expense).

No executed copy on file.
- 137 Alarm System Ordinance.

No executed copy on file.
- 138 Special Liability Expense Fund.

No executed copy on file.
- 139 Motor Vehicle Liability Ordinance.
Adds: 11-104, 11-105, 11-106.

11-104 is the same language as KSA 40-3104.
11-105 is the same language as KSA 40-3105.
11-106 is the same language as KSA 40-3106.

9-6-87.

No executed copy on file.
- 140 Standard Traffic Ordinance.
Amends 11-101. Later repealed by O.147.
- 141 Animals Running at Large.
Amends: 7-108 and 7-109.

Ordinance
Number

Description of Ordinance

- 142 Pit Bull Ordinance.
Adds: 7-112A.
- 143 Setbacks Required.
Amends: 8-202 (B).
- 144 Standard Traffic Ordinance.
Amends: 11-101.
- 145 Annual Sewage Service Charge. Repeals prior
sewer service charges.
- 146 Solid Waste Collection Hours.
Adds: 4-501, 4-502, 4-503.
- 147 Standard Traffic Ordinance.
Amends: 11-101 and 11-102.
Adds: § 37 to S.T.O.
Repeals: 0.140 and others inconsistent with
0.147. Later repealed by 0.151.
- 148 Uniform Building Code.
Amends: 5-102, 5-103, 5-104, 5-105, 5-106,
5-202, 5-203, 5-204, 5-501.

No executed copy on file. Newspaper clip-
ping only.
- 149 Green Space Regulations.
- 150 Home Occupations.
Adds: 6-601 through 6-610.

No executed copy on file.
- 151 Standard Traffic Ordinance.
Amends: 11-101, 11-102.
Adds: § 37(d) to S.T.O.
Repeals: 0.147 and others inconsistent with
0.151.
- 152 KCPL: Construct and Maintain Works and
Plants and Supply Electric or Other Energy.

This ordinance passed because 0.80 was to
expire in April, 1990.

Ordinance
Number

Description of Ordinance

- 153 "House for Sale" Ordinance.
Inadvertently repealed by O.154.
- 154 Standard Traffic Ordinance.
Amends: 11-101, 11-102.
Adds: § 37(d) to S.T.O.
Repeals: O.153 (inadvertently).

Should have repealed O.151.
- 155 Public Offenses.
Repeals: Chapter 10.
Adds: New Chapter 10, 10-101; 9-11 of
Uniform Public Offense Code.
Amends: 10-201 through 10-209.
- 156 Noisy Animals.
Amends: 7-111.
- 157 Cutting Pavement.
Adds: Chapter 5, 6-101 through 6-112

Ordinance needs renumbering. Sections
passed should be renumbered as 5-601 through
5-612, not 6-101 through 6-112.

2-3-92.
- 158 Nothing on File. See 8-92 minutes.
- 159 Standard Traffic Ordinance.
Amends: 11-101 and 11-102 and § 37(d).

Did not repeal O.154.
- 160 Nothing on File. Should be ordinance on
public offenses.
- 161 50th Terrace Special Assessments on Curbs
and Gutters. Needs to be numbered.