

This is a business meeting of the governing body for the City of Herington. There is no implied or expressed right for persons outside the governing body to speak or voice their opinion unless specifically recognized by the chair.

**Regular Meeting
April 18, 2023
6:00 p.m.**

1. Pledge of Allegiance

2. Call to Order

3. Public Forum

4. Additional Agenda Items

5. Approval of Agenda

Motion _____ Seconded _____ Action _____
Commissioner McDonald, Commissioner Castleberry, Commissioner Urbanek
Commissioner Gares, Mayor Bell

6. Consent Agenda

i. Discuss and Action on the Minutes of the Regular Meeting April 4, 2023

Motion _____ Seconded _____ Action _____
Commissioner McDonald, Commissioner Castleberry, Commissioner Urbanek
Commissioner Gares, Mayor Bell

7. VFW Presentation of Police Officer and Firefighter of the Year Awards

8. Arbor Day Proclamation

9. Discuss and Action on Setting Common Consumption Areas for approval by staff

Motion _____ Seconded _____ Action _____
Commissioner McDonald, Commissioner Castleberry, Commissioner Urbanek
Commissioner Gares, Mayor Bell

10. Discussion and adoption of Ordinance amending Manufactured homes regulations

Motion _____ Seconded _____ Action _____
Commissioner McDonald, Commissioner Castleberry, Commissioner Urbanek
Commissioner Gares, Mayor Bell

11. Update on land swap with Lawrenz Masonry

12. Executive Session – I move that the Herington City Commission recess into Executive Session, pursuant to the consultation with an attorney on matters that would be deemed privileged in the attorney-client relationship exception, K.S.A. 75-4319(b)(2) to discuss contract negotiations to include the following:

- Governing Body
- City Manager
- Interim City Manager
- City Attorney
- _____

Motion _____ Seconded _____ Action _____
Commissioner McDonald, Commissioner Castleberry, Commissioner Urbanek
Commissioner Gares, Mayor Bell

13. 2023 Budget Update

14. City Manager Comments

15. Commissioner Comments

16. Adjourn

Motion _____ Seconded _____ Action _____
Commissioner McDonald, Commissioner Castleberry, Commissioner Urbanek,
Commissioner Gares, Mayor Bell

To join the City Commission meetings from your computer, tablet, or smartphone, go to
<https://www.youtube.com/channel/UCbvSBw6l4w85XQHSX0S1BXg> Public Forum Comments can be
dropped in the deposit box or emailed to cityoffice@cityofherington.com.

Regular Meeting
April 4, 2023
6:00 p.m.

The Herington City Commissioners met on the above date in time in the commission chambers at city hall. In attendance were Mayor Robbin Bell, Commissioner Eric Gares, Commissioner Debi Urbanek, Commissioner Ben Castleberry (via phone), Interim City Manager Andrew Avantagiato, City Manager Thatcher Moddie, City Attorney Brad Jantz, City Clerk Megan Lawrenz, Neighborhood Services Director James Masters, and Electric Superintendent David Kahle. Also in attendance were Larry Mann, Gerry Bieker (KMEA), Carl Urbanek, Buck Driggs, Mike Schmaderen (KMEA), Zachary Freeman and Jessica Denmall. Absent was Commissioner Dan McDonald.

The meeting opened with the Pledge of Allegiance.

Mayor Bell called the meeting to order.

Public Forum – None.

Additional Agenda Items – Addition of 6a, scratch agenda item 7, add 10a and 10b.

Approval of the Agenda - Commissioner Gares made a motion to approve the agenda with the addition of 6a, scratch agenda item 7, add 10a and 10b, seconded by Commissioner Urbanek. Motion carried 4-0.

Consent Agenda – Commissioner Gares made a motion to approve the consent agenda including the Minutes of the Regular Meeting March 21, 2023 and the Minutes of the Special Meeting March 20, 2023. Item iii. was pulled out of the consent agenda and was numbered 6b, seconded by Commissioner Urbanek. Motion carried 4-0.

6.a Pay Application #16 for the Water Treatment Plant and Change Order #8 – Mayor Bell made a motion to approve change order #8 in the amount of \$8683.91 and to authorize the city manager's signature, seconded by Commissioner Urbanek. Motion carried 4-0. After confirming that staff is on board for the final pay app, Mayor Bell made a motion to approve Pay App 16 for \$209,057.65, seconded by Commissioner Urbanek. Motion carried 4-0.

6b. – Temporary CMB for Richard Idleman was not needed, commissioners discussed temporary open consumption for Richard Idleman. I-Serve is celebrating their 30th anniversary party on April 15, 2023, there will be a block party on Broadway between Main and Walnut from 3pm to 10pm. Commissioner Urbanek made a motion to approve open consumption on April 15, 2023, on Broadway between Main and Walnut between 3pm and 10pm, seconded by Mayor Bell. Motion carried 4-0.

VFW Presentation of Police Officer and Firefighter of the Year Awards – Was stricken from the agenda and will be placed on the agenda for the next meeting.

Public Hearing – Zachary Freeman of Wichita, KS – 901 E Arnold, Herington, KS 67449 – The public hearing opened at 6:18pm. Commissioner Gares made a motion to recess for 3 minutes, seconded by Mayor Bell. Motion carried 4-0. A resident of the trailer park asked for confirmation on whether they could access people's property to remove the trash and the commissioners suggested that they contact their own legal counsel. Larry Mann 319 N E St, Herington, KS – Spoke about the trash. After that discussion Commissioner Gares made a motion to extend the hearing to April 18th, seconded by Commissioner Urbanek. Motion carried 4-0. The public hearing closed at 6:59pm.

315 S A Street, Herington, KS 67449 – Commissioner Gares made a motion to direct staff to go out for a bid to raze the property, seconded by Mayor Bell. Motion carried 4-0.

507 N F Street, Herington, KS 67449 – Commissioner Gares made a motion to table this item, the motion failed for lack of a second. Commissioner Urbanek made a motion to direct staff to go out for a bid to raze the property, seconded by Commissioner Bell. Motion carried 4-0.

10 a. Resolution for 211 N E St

RESOLUTION 975

A RESOLUTION FINDING THAT THE STRUCTURE LOCATED AT 211 N E STREET IN THE CITY OF HERINGTON, DICKINSON COUNTY, KANSAS, IS UNSAFE OR DANGEROUS AND DIRECTING THAT THE STRUCTURE BE DEMOLISHED AND THE PREMISES MADE SAFE AND SECURE. Action has already been taken on this item; staff will publish Resolution 975 in the newspaper.

10b. Manufactured/Mobile Home Ordinance Draft – Staff presented a draft version of a manufactured/mobile home ordinance, after discussion it was tabled until the next meeting, it will be added to the agenda for approval at the next commission meeting.

Neighborhood Enforcement Update – There were 15 complaints and 60 inspections since March 7, 2023. There were no grass violations. 8 violations were written, 3 for yard/automobile, 2 for no occupancies (no water, and open sewer discharge), and 3 for tree trimming without an arborist license. 1 building permit was issued with 8 inspections. 2 electrical permits were issued with 1 inspection. No mechanical permits were issued, but there was one inspection. 4 plumbing permits were issued with 3 inspections. There were 10 service inspections so utilities could be turned on. There were 9 structural inspections. Update on dangerous structures: 112 W Main St – James has not heard from the owner to set a time for inspection yet, but there has been some work completed on the structure. 117 W Main St – James has been in contact with the owner, he is working on contracting a masonry company, and has completed some temporary work on the west side of the structure, the owner is also looking into the roof situation and will contact roofers. Commissioner Gares mentioned a building at 3rd and Trapp and directed James to make sure they are compliant with code.

Police Update – There were 294 calls for service with 81 traffic stops, and 4 misdemeanor arrests. The department has completed opioid training and purchased Narcan which was distributed to officers and emergency stations were also set up in the public safety building.

Fire Update – There were 46 calls for service including 4 motor vehicle accidents, 19 burn permits, 1 grass fire, 19 medical calls, 2 outside fire calls and 1 vehicle. Volunteer numbers have stayed the same. In the process of hiring a firefighter. The generator at the public safety building is installed and working properly. Still waiting on quotes for the fire vehicle.

Ordinance 1882 – Generating Capacity Contract KMEA

ORDINANCE NO. 1882

AN ORDINANCE OF THE CITY OF HERINGTON, KANSAS, AUTHORIZING THE EXECUTION OF A GENERATING CAPACITY CONTRACT, BETWEEN THE CITY OF HERINGTON, KANSAS, AND THE KANSAS MUNICIPAL ENERGY AGENCY RELATING TO THE ACQUISITION OF CERTAIN GENERATION FACILITIES AND MAKING CERTAIN COVENANTS AND AGREEMENTS TO PROVIDE FOR THE PAYMENT AND SECURITY THEREOF AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH.

Commission Gares made a motion to approve the Ordinance in the next sequential order, and authorize the mayor's signature, seconded by Commissioner Urbanek. Motion carried 3-0, with Commissioner Castleberry abstaining from the vote.

Common Consumption Areas – There was discussion about setting common consumption areas in Herington. Brad will send out what has been worked on and asked the commissioners to send individual responses back. This item will be added to the next agenda.

Executive Session – Mayor Bell made a motion the Herington City Commission recess into Executive Session, pursuant to the consultation with an attorney on matters that would be deemed privileged in the attorney-client relationship exception, K.S.A. 75-4319(b)(2) to discuss contract negotiations to include the Governing Body, City Manager, Interim City Manager and the City Attorney with the open meeting to resume at 7:48pm, seconded by Commissioner Gares. Motion carried 4-0. The regular meeting resumed with no action taken.

Executive Session – Mayo Bell made a motion that the Herington City Commission recess into Executive Session, pursuant to the consultation with an attorney on matters that would be deemed privileged in the attorney-client relationship exception, K.S.A. 75-4319(b)(2) to discuss potential litigation to include the Governing Body, City Manager, Interim City Manager and City Attorney, with the open meeting to resume at 8:00pm, seconded by Commissioner Urbanek. Motion carried 4-0. The regular meeting resumed with no action taken.

Commissioner Gares made a motion to amend the agenda to add 17a discuss and action on sale of public property, seconded by Commissioner Urbanek. Motion carried 4-0.

17a. Sale of Public Property – Commissioner Gares made a motion to approve the contract amount of \$32,000 with the city paying \$2000 in closing costs and authorizing the mayor's signature, seconded by Commissioner Urbanek. Motion carried 4-0.

Interim City Manager Comments – The EV charger concrete is poured, and the wiring is complete. It should be operational next week. Staff are still looking into a covering for the station. Cameras down at the park/pool are being upgraded, and there have been some upgrades to the shade structure, light fixtures, and staff is considering new benches. Waiting on the internet at the pool so the cameras can be finished. Will have public Wi-Fi at the pool this year. Discovery Learning Center was awarded an UPTICC grant. Thanked the Commissioners for the opportunity to serve as interim.

City Manager – Met with staff this week and appreciates Andrew for showing him around. Hopes to meet one on one with the commissioners, and then with the department heads after that. Then he would like to meet some of the business owners in the community. Budget time is coming up. City hall closed Friday, but he will be around some if needed.

Commissioner Comments –

Commissioner Castleberry - Thanked Andrew.

Commissioner Urbanek – Thanked Andrew.

Commissioner Gares – Thanked Andrew. Asked how staff is on the CDBG grant and was told that Marcus has been working on it.

Commissioner Bell – Thanked both Andrew and Thatcher.

Adjourn – Commissioner Gares made a motion to adjourn, seconded by Mayor Bell. Motion carried 4-0.

Megan Lawrenz, City Clerk



THE CITY OF HERINGTON

P.O. Box 31 • 17 North Broadway • Herington, KS 67449

Telephone: (785) 258-2271

FAX: (785) 258-3552

PROCLAMATION

WHEREAS, Arbor Day should mean more than a simple designation of time and place. It should carry with it a desire and a purpose to add beauty and a home-like appearance to the landscape by planting and taking care of trees, which constitute one of the greatest achievements of nature; and

WHEREAS, a landscape devoid of trees offers no haven for the traveler or those seeking rest and repose. When hardy settlers came to Herington in the pioneer days, they were lured along streams and valleys where trees provided a welcome shade. As families came, trees followed until the treeless plains took on a new beauty; and

WHEREAS, trees are essential to life. Without them, the surface of the earth would be bare and drab, and mankind would not enjoy the comforts of beauty and peace. In planting and taking care of a tree, you are making an invaluable contribution to the lives of future generations.

NOW, THEREFORE, I, Robbin Bell, Mayor of the City of Herington, Kansas do hereby proclaim April 28, 2023 as

ARBOR DAY

In Herington and urge that it be made a special occasion by the people of the City of Herington for planting trees and shrubs and encouraging continued maintenance thereof, thus making our community a better place in which to live.

DONE in the City of Herington, Kansas on this 18th day of April 2023.

Robbin, Mayor

ATTEST:

Megan Lawrenz, City Clerk

(PUBLISHED IN *DICKINSON COUNTY NEWS-TIMES* ON _____, 2023)

ORDINANCE NO. _____

AN ORDINANCE ESTABLISHING COMMON CONSUMPTION AREAS WITHIN THE CITY LIMITS OF HERINGTON, KANSAS AND AUTHORIZING THE POSSESSION AND CONSUMPTION OF ALCOHOLIC LIQUOR WITHIN ITS BOUNDARIES.

WHEREAS K.S.A. 41-2659 allows cities to establish a common consumption area and to authorize the possession and consumption of alcoholic liquor within such common consumption area; and

WHEREAS the City of Herington ("City") is the owner of certain properties located within the city limits and are regularly used as public gathering places for special events, civic events and community celebrations; and

WHEREAS the City desires to establish collectively common consumption areas at these particular venues, as further defined herein and set out on Exhibit A attached hereto and incorporated by reference as if set out in full, to allow the possession and consumption of alcoholic beverages within and upon these public premises within the City of Herington, Kansas and associated public right-of-way, subject to certain rules and regulations.

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

SECTION ONE: In accordance with K.S.A. 41-2659, and amendments thereto, the Governing Body hereby establishes the area known as the City of Herington, Kansas common consumption areas (the "Herington CCAs") consisting of certain outdoor areas located within Herington CCAs and associated city rights-of-way, as designated on the map, attached hereto as Exhibit A and incorporated herein by reference, excluding any and all areas which otherwise become subject to a license issued pursuant to the Kansas liquor control act or the club and drinking establishment act. The boundaries of the Herington CCAs shall be clearly marked using a physical barrier or any apparent line of demarcation. The City right-of-way laying contiguous to the Herington CCAs may be included within the boundaries of the Herington CCAs when: (1) a Special Event Permit has been issued for the selling of alcoholic beverages in, or connected with, the Herington CCAs; AND (2) the right-of-way has been barricaded from vehicle traffic.

SECTION TWO: The Governing Body hereby authorizes the possession and consumption of alcoholic liquor in the Herington CCAs; provided, however, that a common consumption area permit ("Permit") for the Herington CCAs has been issued to the City by the State of Kansas, Director of the Division of Alcoholic Beverage Control ("Director") in accordance with K.S.A. 41-2659, and amendments thereto. The possession and consumption of alcoholic liquor within the Herington CCAs is only permitted between the hours of 9:00 a.m. and 12:00 a.m., midnight, Sunday through Saturday.

SECTION THREE: All alcoholic liquor removed from a licensed premise authorized to participate in the Herington CCAs shall be served in a container that displays the licensee's trade name or logo or other identifying mark that is to the licensee.

SECTION FOUR: The possession or consumption of alcoholic liquor purchased outside of the Herington CCAs shall not be permitted inside the boundaries of the Herington CCAs.

SECTION FIVE: No open container of alcoholic liquor, purchased within the Herington CCAs, shall be removed from the boundaries of the Herington CCAs.

SECTION SIX: Inappropriate conduct shall not be permitted within the boundaries of the Herington CCAs and any person engaging in such inappropriate conduct shall be subject to removal from the Herington CCAs. Inappropriate conduct may include but is not limited to fighting, use of profanity or indecent language, harrasment, destruction of property, lewd or lascivious acts, or committing any violation of law or City Code.

SECTION SEVEN: All licensees approved by the ABC to participate in the Herington CCAs shall at all times comply with any and all federal, state and City laws or regulations pertaining to the purchase and sale of alcoholic liquor.

SECTION EIGHT: The Governing Body hereby authorizes the City Manager or his designee to take all reasonably necessary actions, including but not limited to the execution of all documents and instruments, to obtain a Permit for the Herington CCAs on behalf of the City.

SECTION NINE: Subject to receipt of the Permit as described in Section Two, the Governing Body hereby authorizes the City Manager or their designee to establish rules and regulations pertaining to the use of any of the Herington CCAs and activities thereon or therein. A copy of the rules and regulations shall be available at the office of the City Clerk during regular business hours, on the

website maintained by the City, and posted in the CCA. Any violation of such rules and regulations, any official City signage, state law or regulations, or the oral direction of any City employee or authorized volunteer shall be grounds for expulsion from the Herington CCAs and criminal sanctions or any other remedy available under local, state or federal laws.

SECTION TEN: Effective Date: This Ordinance shall become effective upon passage and publication in the official City newspaper as provided by State law.

PASSED and APPROVED by the Governing Body this ____ day of _____, 2023.

Robbin Bell, Mayor

Attest:

Megan Lawrenz, City Clerk

DRAFT

EXHIBIT A

CITY OF HERINGTON PUBLICALLY-OWNED PROPERTIES CONSTITUTION **COMMON CONSUMPTION AREAS BY LOCATION**

1. HERINGTON COMMUNITY BUILDING – ***810 South Broadway, Herington, KS 67449***
2. FATHER PADILLA PARK – ***501 N Broadway, Herington, KS 67449***
3. RECREATION BASEBALL/SOFTBALL FIELDS – ***910 S Broadway, Herington KS 67449***
4. TRI-COUNTY FAIRGROUNDS – ***800 S Broadway, Herington, KS 67449***
5. HERINGTON REGIONAL AIRPORT – 2576 Q. Avenue, Herington, KS. 67449

DRAFT

SPECIFIC LOCATION: Herington Regional airport drag strip known as the closed southwest northeast crosswind runway. Lease property for the drag strip on that closed runway beginning at the southwest end of the concrete and heading to the northeast approximately 150' wide by 2100' long ending at the property line of the Midway Farm lease.

Published in the official City newspaper on the _____ day of _____, 2023.

ORDINANCE NO. _____

AN ORDINANCE AMENDING REGULATION OF PRIVATE PROPERTY, CHAPTER 4, ADDING ARTICLE XII, REGULATION OF MANUFACTURED AND MOBILE HOMES, TO THE CODE OF THE CITY OF HERINGTON, KANSAS RELATING TO REGULATION AND ADMINISTRATION OF MANUFACTURED AND MOBILE HOMES IN THE CITY OF HERINGTON, KANSAS AND REPEALING ANY OTHER CURRENT ORDINANCES OR PORTIONS THEREOF IN CONFLICT HEREWITH.

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

SECTION 1. That Chapter 4, shall be amended, adding Article XII to read as follows:

ARTICLE XII. MANUFACTURED AND MOBILE HOME REGULATIONS

4-1201. Definitions.

(a) Manufactured home/Mobile home is a structure built on a permanent chassis and transportable in one or more sections, which contains all necessary plumbing, heating, air conditioning and electrical systems, and is designed to be used as a dwelling with or without a permanent foundation, when connected to all required utilities. Such structures should be constructed in conformance with the Federal Manufactured Home Construction and Safety Standards Act generally known as HUD Code established pursuant to 42 U.S.C. Sec. 5403. For flood plain management purposes, the terms manufactured home also includes park trailers, travel trailers, and other similar placed on a site for greater than one hundred eighty (180) consecutive days. For insurance purposes, the term manufactured home does not include park trailers, travel trailers, and other similar vehicles.

(b) Residential design manufactured home is a manufactured home on a permanent foundation which has minimum dimensions of twenty-four (24) body feet in width, a pitched roof and siding and roofing material which complies with the architectural and aesthetic standards specified in Section 4-1203. A residential design manufactured home shall be considered a single-family dwelling.

(c) Modular home is a structure built without undercarriage and being transported by flat bed or truck mounted rail to the location site and being designed for placement on

foundations in combination with other similar units to form a residential structure. (A structure consisting of one or more components manufactured off-site and moved to the construction site for final assembly as a dwelling unit.) All such modular homes are required to be designed according to the International Residential Building Code and National Electrical Code both as currently adopted by the City of Herington, Kansas any applicable time.

4-1202. Installation of manufactured homes, or mobile homes within the City.

Manufactured homes shall henceforth be subject to the following regulations concerning their placement within the City of Herington, Kansas.

(a) The home shall have been constructed within the fifteen (15) years immediately preceding its placement within the city. The home's appraised value shall be at least one-half (1/2) its original value. In the event a home is found to be in violation of these requirements, the property owner upon which the home is located shall be required to remove the same from the city limits within thirty (30) days of notice by the City of the violation and noncompliance. Failure to comply will result in the City removing the home at the property owner's expense with a potential lien on the subject property for all related costs if not timely paid.

(b) The home shall have outside dimensions of at least fourteen (14) feet in width by fifty-six (56) feet in length.

(c) The home shall be installed in accordance with the recommended installation procedures of the manufacturer. The running gear, tongue, axles, and wheels shall be removed from the unit at the time of installation.

(d) The home shall be equipped with skirting on all sides. Skirting to be of material harmonious to the mobile structure. Skirting shall comply with requirements within thirty (30) days after placement of the home.

(e) The owner of the home must be the owner of the real estate upon which it is placed.

(f) The owner of the property must apply for and receive a building permit prior to the placement of the home on the property and pay all fees therefore and comply with all city codes.

(g) No manufactured home may be moved in and set without first applying and obtaining approval for all required building, electrical, plumbing, and mechanical permits.

(h) The owner must pay all fees to hook up to the City's utilities prior to placing the home on the property.

(i) The home may not be placed on a lot, which contains any other dwelling place.

(j) The home must have at least three (3) functional smoke alarms. If fuel-fired appliances are installed, one (1) carbon monoxide detector shall be placed in the hallway, within the vicinity of the bedrooms.

(k) The home must be tied down in conformance with the manufacturer's specifications, provided, no part of the components or equipment used to tie the home down shall be visible from outside the masonry curtain wall after installation.

(l) The home may not be occupied unless inspected by the city inspector to verify compliance with all requirements.

(m) The installation must comply with all city ordinances as to building permits, and utility connections.

(n) The home shall be placed upon a well-drained area and the lot shall be properly graded so as to prevent the accumulation of storm water under the home or on the lot.

(o) Electrical service shall be installed per the latest edition of the National Electric Code and local power company serving the city.

(p) The gas line shall rise above the ground on the outside of the home before entry through the skirting.

4-1203. Installation of residential designed manufactured homes and modular homes within the city.

Residential design manufactured homes and modular homes, as defined in this code, shall be permitted in the City of Herington, Kansas, when in compliance with the following architectural and aesthetic standards:

(a) The home shall have a minimum of 1,000 square feet of main floor living area, excluding any attached garage or porch.

(b) The roof shall be double pitched and have a minimum vertical rise of three (3) inches for each twelve (12) of horizontal run, and shall be covered with material that is residential in appearance, including but not limited to wood, asphalt, composition of fiberglass shingles, but excluding corrugated aluminum, corrugated fiberglass, or corrugated metal roofing material. The roof shall have a minimum eave projection of overhang of ten (10) inches on a least two (2) sides, which may include a four (4) inch gutter.

(c) The exterior siding shall be made of non-reflective material customarily used on side built dwellings, such as wood, composition, or simulated wood, clapboards, conventional vinyl, or metal lap siding, brick, stucco or similar material, but excluding smooth, ribbed or corrugated metal or plastic panels. Siding material shall extend below the top of the exterior foundation or curtain wall and the joint shall be flashed.

(d) The home shall be installed in accordance with the recommended installation procedures of the manufacturer. The running gear, tongue, axles, and wheels shall be removed from the unit at the time of installation.

(e) Any site built addition to the home or detached accessory building shall comply with all applicable city code.

(f) The home must be oriented on the lot so that its long axis is parallel with the street. A perpendicular or diagonal placement may be permitted if there is a building addition or substantial landscaping so that the narrow dimensions of the home, as so modified and facing the street, is no less than fifty (50) percent of the unit's long dimension.

(g) Nothing in this section shall be construed to preempt or supersede valid restrictive covenants running with the land.

(h) The lot must be landscaped to ensure compatibility with the surrounding properties.

(i) The installation must comply with all city codes as to setbacks, building permits, and utility connections.

(j) The home may not be occupied unless inspected by the city inspector to verify compliance with all requirements.

(k) Any lot used for installation must have access to a city-approved storm shelter within required distances from the installation site.

4-1204. Conditions for establishment of mobile home park and renting of space within the city for installation of a mobile home.

In the future, there shall be established no new mobile home park(s) and no lot or space in the City of Herington, shall be rented for the installation of a mobile or manufactured home without first making application to the Governing Body of the City of Herington, Kansas, and without the creation by the Governing Body of regulations pertaining to such mobile home park or space.

SECTION 2. All other sections of Chapter 4, shall remain in full force and effect.

SECTION 3. This ordinance shall become effective and in full force from and after its passage, adoption and publication one time in the official city newspaper.

PASSED AND ADOPTED this ____ day of April, 2023.

ROBBIN BELL, MAYOR

ATTEST:

MEGAN LAWRENZ
CITY CLERK

SEAL:

DRAFT