

ORDINANCE NO. 380

AN ORDINANCE AMENDING THAYER CITY CODE CHAPTER VIII HEALTH AND WELFARE, ARTICLE 1 REGARDING THE DEFINITION OF UNLAWFUL NUISANCES EXPANDING THE CITY'S DEFINITIONS

**BE IT ORDAINED** by the Governing Body of the City of Thayer, Kansas:

**SECTION 1:** Thayer Municipal Code Chapter VIII, Article 1, Section 8-101 is hereby amended to read and provide as follows:

8-101. Nuisances unlawful; defined.

- (a.) Filth, excrement, lumber, rocks, dirt, cans, paper, trash, metal or any other offensive or disagreeable thing or substance thrown or left or deposited upon any street, avenue, alley, sidewalk, park, public or private enclosure or lot whether vacant or occupied;
- (b.) All dead animals not removed within 24 hours after death;
- (c.) Any place or structure or substance which emits or causes any offensive, disagreeable or nauseous odors;
- (d.) All stagnant ponds or pools of water;
- (e.) All grass or weeds or other unsightly vegetation not usually cultivated or grown for domestic use or to be marketed or for ornamental purposes;
- (f.) Abandoned iceboxes or refrigerators kept on the premises under the control of any person, or deposited on the sanitary landfill, or any icebox or refrigerator not in actual use unless the door, opening or lid thereof is unhinged, or unfastened and removed therefrom;
- (g.) All articles or things whatsoever caused, kept, maintained or permitted by any person to the injury, annoyance or inconvenience of the public or of any neighborhood;
- (h.) Any fence, structure, thing or substance placed upon or being upon any street, sidewalk, alley or public ground so as to obstruct the same, except as permitted by the laws of the city;
- (i.) The burning of any substance, the burning of which causes, creates or emits disagreeable, offensive or nauseous odor;
- (j.) Any business, process, operation, act or omission of act producing, causing or permitting offensive, disagreeable or, nauseous odor, needless or unnecessary noise or dense smoke;
- (k.) All offensive, disagreeable or nauseous odor, all dense smoke, all needless or unnecessary noise, the discharge of dynamite or other explosives, or needless or unnecessary dust, smoke or soot, if such odor, smoke, soot or dust, discharge of explosive or noise affects or interferes with the public or any neighborhood, or does damage to any person or property of another;

(l.) Any wrecked, dilapidated or partially destroyed building which is permitted to remain, so as to be unsightly or dangerous, for more than 30 days after such building becomes wrecked, dilapidated or partially destroyed;

(m.) All dead trees, dead limbs of trees, chimneys, buildings or other objects which overhang or endanger the safety of persons or property;

(n.) All trees and hedges on private property abutting any public sidewalk or street, the branches of which are lower than 8 feet above the surface of such public sidewalk, or lower than 14 feet above the traveled portion of such street;

(o.) All trees infested with injurious worms, pests, or insects, or which are otherwise diseased and which cannot be cured by treatment, if other trees or shrubs may be injured because thereof;

(p.) Maintaining or permitting any well or cistern on the premises without a safe, secure and durable covering.

**Section 2.** This ordinance shall take effect and be in force from and after its adoption and publication once in the Chanute Tribune newspaper, as provided by law.


Passed by the Governing Body of the City of Thayer, Kansas, this 3<sup>rd</sup> day of March 2021, and approved by the Mayor on such date.

  
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Josey Leck, Mayor

ATTEST:

APPROVED AS TO FORM:

  
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Nancy Trout, City Clerk

  
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Brian P. Duncan, City Attorney