

ORDINANCE NO. 2103

AN ORDINANCE REGULATING DREDGING AND DUMPING OF DREDGED MATERIALS AT THE COUNCIL GROVE LAKE PARK.

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

Section 1. DREDGING AT THE CITY LAKE. No person may dredge from the Council Grove Lake and no equipment or materials shall be placed within the water without a U.S. Army Corps of Engineers permit and City approval.

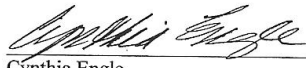
Section 2. DUMPING OF DREDGED MATERIALS ON CITY PROPERTY. Dumping of dredged materials on any City property, including any portion of the Council Grove Lake Park, may only be done with the approval of the City. Any person dumping such dredge material shall pay to the City the sum of \$.25 per cubic yard of materials dumped, based on the measured volume of the haulage equipment and tracked by load count of such haulage equipment. The dumping location shall be identified and approved by the city administrator or the city administrator's agent.

Section 3. CONTAMINATED MATERIALS. Contaminated materials are toxic or potentially harmful substances that may be present in dredged material. No contaminated materials may be dumped on City property.

Section 4. PENALTY. Any person who shall dredge in violation of Section 1 or dump in violation of Section 2 or 3 Section shall be subject to a fine of not less than \$100.00 nor more than \$200.00 per day for each day that such activity occurs. Each day shall constitute a separate offense. Any offender who is guilty of dumping without paying the requisite fee shall also pay restitution to the City.

Section 5. EFFECTIVE DATE. This Ordinance shall be effective upon its publication in the official City newspaper.

PASSED AND APPROVED BY THE GOVERNING BODY OF THE CITY COUNCIL ON THIS 18 day of June, 2012.


Cynthia Engle
Mayor

ATTEST:


Danny Matthews
City Clerk



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