

AN ORDINANCE RELATING TO USE OF CHEMICALS
AT THE COUNCIL GROVE LAKE PARK

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

Section 1. CHEMICALS IN OR UPON WATER. No chemicals are permitted or authorized to be placed in or upon the water at the Council Grove Lake Park, except chemicals placed by the city and its authorized employees.

Section 2. NON-RESTRICTED CHEMICALS. Only non-restricted chemicals may be used at the Council Grove Lake Park. All chemicals must be used in accordance with State and Federal regulations and the instructions on the packaging.

Section 3. PERMIT REQUIRED. Before any person is authorized or permitted to apply any non-restricted chemicals upon lawns, shrubs or gardens at the Council Grove Lake Park, the person applying is required to have a permit issued by the City of Council Grove.

Section 4. REQUIRED COURSE. Prior to the issuance of a permit, the individual applying shall be required to attend and pass a 2 hour applicator course offered by a person approved by the governing body of the City of Council Grove.

Section 5. TERM OF CHEMICAL USE PERMIT. Any chemical use permit issued by the City of Council Grove shall be good for a period of two years from the date of completion of the required applicator course.

Section 6. COST OF PERMIT. The cost of obtaining a permit for applying chemicals, shall be in the amount of \$10.00. On-half of each permit fee shall go to the instructor of the city permit chemical course.

Section 7. COMMERCIAL APPLICATORS; STATE PERMIT REQUIRED. Any person who applies non-restricted chemicals for some one else, must have a commercial applicators permit issued by the State of Kansas. This permit must include a general permit and a category IIIA ornamental and/or category IIIB turf permit. A business license must also be obtained when required.

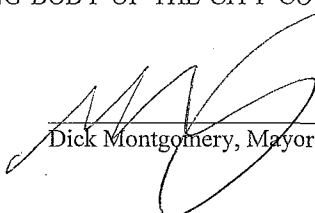
Section 8. PENALTY. Any person applying chemicals upon yards, grass or in or upon the lake in violation hereof and/or without having first secured a city permit or a commercial applicator who fails to follow the requirements herein, shall be subject to a fine of not less than \$100.00 and not more than \$500.00 and may be liable for civil penalties for any damages incurred by reason of such chemicals.

Section 9. CIVIL DAMAGES. Any person causing damage by negligent or improper application of chemicals may be liable for civil damages.

Section 10. REPEAL. Section 12-607 of the ordinance number 1820 of the ordinance of the City of Council Grove is hereby repealed.

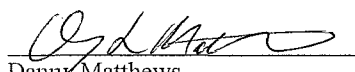
Section 11. EFFECTIVE DATE. This ordinance shall be effective upon it's publication in the Council Grove Republican.

PASSED AND APPROVED BY GOVERNING BODY OF THE CITY COUNCIL GROVE
ON THIS 10 day of July, 2006.



Dick Montgomery, Mayor

ATTEST:



Danny Matthews
City Clerk
(SEAL)