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ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF SABETHA, KANSAS, REGULATING AND CONTROLLING ACTIVITIES IN AND AROUND THE CITY'S LAKES AND SURROUNDING PARKS; PROVIDING FOR PENALTIES FOR THE VIOLATION THEREOF; AMENDING SECTIONS 12-101 THROUGH 12-119, AND 12-601 AND 602 OF THE SABETHA CITY CODE, AND ALL OTHER CONFLICTING ORDINANCES; CONTAINING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City Commission has promulgated regulations governing activities at its two City Lakes and surrounding Lake Parks entitled "Lake Park Regulations" and desires to enact such regulations, by repealing the current Sabetha Lake and Sabetha Lake Park Regulations, as set out in Sections 12-101 through 12-119 of the Sabetha City Code and repealing the Pony Creek Lake Park Regulations as set out in Sections 12-601 and 602 of the Sabetha City Code; and,

WHEREAS, the City Commission has determined in its legislative capacity that adoption of such regulations furthers the best interest of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SABETHA, KANSAS, as follows:

SECTION I

The following regulations are hereby adopted as the Lake Park Regulations for the City of Sabetha, for the purpose of regulating and governing activities at the City's two Lakes and surrounding Lake Parks:

SABETHA LAKE PARK REGULATIONS

The following rules and regulations pertain to activities, functions and facilities available for public use at the Sabetha Lakes.

All of the laws of The State of Kansas and rules and regulations of the Kansas Department of Wildlife and Parks are incorporated by reference, specifically including all hunting, fishing and boating regulations, except as those laws and regulations may be more specifically restricted by the following regulations.

Section One

General Rules

1.1 Definition of Terms

For the purposes of the Lake Regulations the following terms shall have the indicated meanings:

- (a) "Park": The lake and city-owned property around and adjacent to lake.
- (b) "City": The City of Sabetha, Kansas or the governing body as may be appropriate.

- (c) "Owner": Any person (s), owning operating, or having the exclusive use or control of a vehicle, vessel, animal (under a leash or otherwise), or other property.
- (d) "Park Ranger": Any person designated by the Commission and Park Manager to enforce rules and regulations of the park.
- (e) "Roadway": Any graveled road open to public traffic in the park
- (f) "Trail": Any path or trail maintained for pedestrians.
- (g) "Permit": Any written license issued by the city permitting the performance of a specified act or acts.
- (h) "Person": Any individual, corporation, association, firm or partnership.
- (i) "Safety Zone": All parking areas and roadways adjacent to parking areas are deemed "**safe zones**" for the safe crossing of pedestrians, and extreme caution should be used in these areas when operating a vehicle.
- (j) "Vehicle": Any vehicle licensed to operate on public streets, roads and highways and motorbikes, go-carts, snowmobiles and all other motorized off-the-road vehicles.
- (k) "Vessel": Any boat whether motorized, wind or man powered or other water conveyance.
- (l) "Lake": All bodies of water within the Park.

1.2 Law Enforcement

The Park Manager, in his duties as Park Ranger, or any other designated person serving in such capacity or any enforcement officer of the City of Sabetha, shall preserve the order and issue citations for violations of the rules and regulations at the Park.

In addition, park regulations and the laws of the State of Kansas may be enforced by the Brown and Nemaha County Sheriff's Department and representatives of the Kansas Department of Wildlife and Parks.

It shall be unlawful for any person while within the Park or park facilities to disobey any lawful order, request or demand given by any Park Ranger or any law enforcement officer of competent jurisdiction.

1.3 Posting of Regulations

The lake regulations, as well as special regulations pertaining to the Park, shall be available in the City Office and posted at the main park entrance.

In addition, sections of regulations pertaining to boating shall be posted at the entrance and boat ramp.

The Park Manager shall be responsible for posting of regulations. Violation of any posted regulation shall be unlawful.

1.4 Protection of Wildlife

It shall be unlawful for any person to hunt, trap, fish, net, kill, injure, pursue or molest any bird, fish or animal on or within the park, except as specifically authorized in Sections Four and Five of these regulations.

1.5 Protection of Environment

(a) Plant Life

It shall be unlawful to remove or disturb any plant life (grasses, trees, shrubs, bushes, fruit, flowers, or branch, root, or leaf of any living thing) growing within the park. This regulation shall not apply to having or removal of noxious weeds by authorization of the City.

(b) Wildlife Habitat

It shall be unlawful to destroy, molest, or otherwise disturb any natural or man-made habitat for wildlife, except as authorized by special written permit issued by the City.

(c) Water Pollution

It shall be unlawful for any person within the park to throw, cast, lay, drop, drain or discharge into, or leave in the waters, of the Lake any substance, matter, or thing, whether liquid or solid, (including but not limited to garbage, refuse, petroleum products, human or animal wastes and chemicals) which may or shall result in the pollution of the Lake. Convicted offenders shall be liable for any and all costs associated with restoration of the lake waters, environment, and wildlife.

(d) Littering

It shall be unlawful for any person to throw, cast, lay, drop, or discharge into or on any area of the park, or allow any agent, servant or employee or any person in his/her charge to do likewise, any debris, garbage or waste (including but not limited to bottles, cans, organic or inorganic refuse, trash, human or animal wastes and diseased or dead animals).

1.6 Protection of Property

It shall be unlawful for any person to injure, deface, displace, remove, fill in, raise, destroy or tamper with any drive, bridge, or approach thereto; to take, remove or carry away any asphalt, flagstone, rock, stone, clay, earth; or make any excavation of any kind, name or structure, building, post, railing, fence, bench, seat, platform, stand, telephone, pipe or main for conducting gas, sewage, or water, or any fire hydrant, fixture, or any appurtenance or appendage connected therewith; or any other property or equipment, real or personal, owned by or under the jurisdiction of the City or appertaining to the creation, government, use or maintenance of the park; or injure, deface, displace, remove, or destroy any sign, notice, inscription, post or

monument erected or marked for any purpose.

1.7 Park Hours

Quiet hours are 11p.m. to 6a.m. Actions which alarm, anger or disturb others are prohibited. Failure to comply may result in expulsion from the park.

1.8 Disorderly Conduct

Disorderly conduct in the way of drunkenness, use of unlawful drugs and narcotics, vile language, fighting, or personal exposure by removing clothing in automobiles, woods, facilities or any other place where persons are not properly sheltered or screened from view, is unlawful.

1.9 Alcoholic Beverages

It shall be unlawful to possess, dispense, carry, or hold beer in kegs in or upon the Park. It shall be unlawful to hold, conduct, sponsor or facilitate any party, gathering or function for the sole purpose of consuming beer in or upon the Park.

All laws of the State of Kansas shall be enforced regarding the possession and consumption of alcohol and operation of vehicles or vessels while under the influence of alcohol.

1.10 Public Offenses

Public offenses shall be governed by Section 11-101 of the Code of the City of Sabetha.

1.11 Advertising, Solicitation, Alms and Contributions

No person shall post, paint, affix, distribute, hand out, deliver place, cast, or leave about, any bill, billboard, placard, ticket, handbill, circular, or advertisement; display any flag, banner, sign, placard, or other matter for advertisement purposes; or operate any musical instrument or drum, promote or conduct any exhibition performance, or cause any noise to be made for the purpose of attracting attention with the intent of solicitation or advertisement unless exempted by the City.

No person shall solicit, promote, or sell any product, service, or item within the Park without written authorization from the City. No person shall solicit alms or contributions for any purpose unless exempted by the City for an authorized activity, except that the City may permit the same at special events.

1.12 Animals and Removal of Animal Waste

It shall be unlawful for the owner, keeper, or harbinger or any dog, cat, or other pet to permit such animal to enter or remain within the park area unless such animal is under the direct and immediate control of such person and is controlled by a chain or leash that is fifteen (15) feet in length or less or confined to a cage, pen, vehicle or trailer except for dogs engaged in legal hunting activities during open hunting seasons or providing assistance to the handicapped. The fact that such animal is found running at large within the Park shall be prima facie evidence of a violation of

this regulation. This regulation does not apply to wildlife whose owner or caretaker is the United States, State of Kansas, City of Sabetha, or any subdivision thereof.

All livestock is expressly prohibited from entering the Park area or any wildlife area around the Lake except by the written authorization from the City for events or activities sponsored by an organization or other responsible party and then only in such area as may be directed by the City.

1.13 Fires and Fireworks

Building, starting, or maintaining fires in the open or in any place except grills and campfire rings provided is unlawful except as authorized by the Park Manager. Fires shall be attended at all times and shall be totally extinguished prior to leaving the site of the fire. Discharge of fireworks is prohibited, except by written authorization of the City.

1.14 Swimming, Wading, and Scuba Diving

Swimming, wading and scuba diving within the Lake is strictly prohibited.

1.15 Ice Skating and Ice Fishing

Ice skating is strictly prohibited. Ice fishing is prohibited except as established by posted notice. Holes cut into ice may not exceed 12 inches in diameter.

1.16 Vehicular Traffic

All vehicular traffic shall comply with provisions of Section 14-101 of the Code of the City of Sabetha regulating traffic on public streets and be properly licensed and registered according to the laws of the State of Kansas. All posted traffic signs and speed limits are to be observed. The speed limit in the Park shall be fifteen miles per hour (15 mph), unless otherwise posted. Operation of any vehicle off prescribed roadways or designated parking areas and parking of any vehicle except in designated parking areas is strictly prohibited, unless as directed by the Park Manager or designated representative.

Operation of any off road vehicles including ATV's 3 & 4 wheelers, go carts, etc. is prohibited on lake property.

1.17 No Glass Policy

Glass bottles and containers are strictly prohibited within the Park.

1.18 Trash Policy

Trash, litter or waste materials shall be deposited or discarded only in containers provided for the depositing of trash, litter or waste material. Any person using park areas where containers for the depositing of trash, litter, or waste materials or junk are not provided shall remove any trash, litter or waste material generated as a result of and during the person's use of the area. Trash, litter, waste material or junk shall not be imported into the Park and deposited, discarded or

dumped. The dumping of trash, garbage or refuse (including disposable diapers) into any toilet vault is prohibited.

Section Two

Permits

2.1 Park permits shall be limited for use by applicant or applicants dependent/family member. Permits can not be loaned, assigned or transferred.

The Park permit shall be displayed on the vehicle in such a way that it is visible for inspection at all times. (Displaying permit on lower corner of windshield, driver's side offers the best visibility for inspection.)

2.2 Revocation of Permits

A permit to do any act shall authorize the same only in as far as it may be performed in strict accordance with the terms and conditions thereof and in compliance with all Park regulations. Any violation of the terms and conditions thereof or any park regulation shall constitute ground for revocation by the City or authorized representative whose acting therein shall be final. In case of revocation of any permit, all monies paid for on account shall, at the option of the City, be forfeited to and be retained by it, and the holder of such permit, together with his agents or employees who are severally liable to the City for all damages and loss suffered by it in excess of money so forfeited and retained. Neither the forfeiture of the fees nor the recovery or collection of damages, shall in any manner relieve such person or persons from liability and conviction of any violation of any provision of the Park regulations.

Fees charged and collected for such permits, as set forth herein, may be revised and amended by the City from time to time and shall be effective and in force upon posting at the City Office and at the Park. Section 2.3 (below) may be revised and amended without requiring alteration or publication of other sections of the Park regulations.

1.3 Permit Fee Schedule

(Good for both Sabetha Lakes
Brown/Nemaha

	Daily Conditional Permit	County Resident Annual Permit	Nonresident Annual Permit
Boating	\$10.00	\$30.00	\$50.00
Jet Ski	\$10.00	\$30.00	\$50.00
Camping	\$10.00	\$30.00	\$50.00
<u>Daily Utility per/unit</u>	\$ 5.00		
Additional Permits (Add'l. vehicle)		2.00	2.00

Daily Conditional Permits expire at 10:00a.m. on the day after the date of purchase. Annual permits will be issued on a calendar year basis (January 1 through December 31). A \$5.00 service charge will be collected for not having permits displayed on the vehicle.

Replacement of lost or damaged annual Permit—\$2.00

2.4 Sale of Permits

The Park Manager, City Clerk and other city employees as authorized by the City shall sell the permits required by this article. In addition, the City may authorize individuals and businesses to sell the permits on such terms and conditions deemed proper by the City.

2.5 Non-transferable

Permits shall not be transferable or assigned to any other vehicle, vessel or person. Annual permits shall be issued on a calendar basis, expiring on December 31 of each year not withstanding the date of issue.

Section Three

Boating Regulations

All persons keeping, maintaining, operating, or riding in private or rented vessels do so entirely at their own risk. The following regulations apply to the operation of any vessel for private or public use upon the Lake.

3.1 Decals and License Certificates

It shall be unlawful to operate any vessel on the Lake unless a valid park permit decal is displayed on the towing vehicle of the vessel. Certificates of license for the permit shall be kept in possession of the operator and shall be made available at all times for inspection by any law enforcement officer of competent jurisdiction or the Park Ranger.

Lost or damaged decals must be replaced.

3.2 Transferring Ownership of Licensed Vehicle

If a permit holder transfers ownership of the towing vehicle, the permit decals and permit become void at the time of transfer. The new owner must make application for a permit and new permit decals prior to entering the Park.

3.3 Minimum Age for Vessel Operators

It shall be unlawful for any person fifteen (15) years of age or less to operate any vessel except when said person is accompanied by and under the direct and audible supervision of an adult eighteen (18) years of age or older; and except persons thirteen (13) years of age or older may operate any sailboat fourteen feet in length or less or any manually propelled vessel.

3.4 Life Jackets Required

Each vessel shall have aboard one (1) Coast Guard approved life jacket or preserver per passenger.

It shall be unlawful for any person twelve (12) years of age or less or for any person to give permission to a person of such age to ride in any vessel at any time while in operation unless said person is wearing a personal flotation device of appropriate size in good and serviceable condition.

Additional requirements are made by the State of Kansas regarding life jackets and these laws must also be obeyed.

3.5 Special Rules for Sabetha Pony Creek Lake

(a) Boat docks are provided for the purpose of loading and unloading. No privately owned docks shall be constructed or maintained. Dock space is limited therefore boats may not be moored or stored.

(b) It shall be unlawful to operate any vessel or motorboat at a speed that creates a wake.

(c) It shall be unlawful to operate any jet ski or like powered mechanism that operates on water.

(d) Persons operating vessels on the Lake between sundown and sunrise shall properly display lights in accordance with State law; and shall operate the vessel at a no wake speed. Extreme caution should be observed when operating a vessel on the Lake at night due to standing timber and other vessels.

(e) It shall be unlawful for any person to operate a vessel in a careless or reckless manner such as to cause endangerment of life or limb either to himself/herself or to any other person.

(f) Any vessel left unattended is done so at own risk.

(g) Any vessel operated on the Lake that does not meet all Local or State rules/regulations will be issued a citation and the Park Permit will be revoked.

3.6 Special Rules for Sabetha City Lake

(a) Boat docks are provided for the purpose of loading and unloading. Dock space is limited therefore boats may not be moored or stored.

(b) All private boat docks shall be licensed by the City of Sabetha. The owner shall pay to the City Clerk or designated representative on or before the 30th of April of each year, an annual license fee of \$25.00 per year per dock. Any private boat dock not relicensed by the 30th day of June shall become the property of the City of Sabetha, to do with as it sees fit. All private boat docks shall be maintained in good repair at all times, and the owner of said dock shall hold the City of Sabetha harmless from any liability or litigation arising from the use or misuse of said dock. All new docks must be licensed before beginning construction, and may be constructed only at a location approved by the City of Sabetha. The public may use any docks at their own risk in absence of the licensed owner during his absence, but shall immediately vacate same upon his arrival. The City of Sabetha reserves the right to refuse licensing when deemed in the public interest. The lake park area around the licensed dock will be on a first come first serve basis.

(c) Motorboats and Jet skis shall be operated on Sabetha City Lake during the following times: Wednesdays, Saturdays, Sundays and holidays.

(d) All such motorboats must be operated at all times in counter-clockwise direction. This provision shall not apply to a motorboat returning to pick up an individual who has fallen into the water.

(e) Persons operating vessels on the Lake between sundown and 6:00 a.m. shall properly display lights in accordance with State law; and shall operate the

vessel at a no wake speed. Extreme caution should be observed when operating a vessel on the Lake at night.

(f) It shall be unlawful for any person to operate a vessel in a careless or reckless manner such as to cause endangerment of life or limb either to himself/herself or to any other person.

(g) Any vessel left unattended is done so at own risk.

(h) Any vessel operated on the Lake that does not meet all Local or State rules/regulations will be issued a citation and the Park Permit will be revoked.

3.7 Law Enforcement Officer's Rights and Responsibilities

Any Park Ranger or any law enforcement officer of competent jurisdiction operating any vessel when responding to an emergency call or when in pursuit of an actual or suspected violator of the law may exercise the privileges set forth in this rule, but subject to the conditions herein stated. Any Park Ranger or law enforcement officer of competent jurisdiction may:

(a) Move and stop any vessel irrespective of the provisions of this ordinance;

(b) Exceed the maximum speed limit so long as such operation does not endanger life or property;

(c) Disregard provision of this ordinance governing direction of movement or turning in specified directions; and,

(d) Proceed past the shoreline, vessels, docks, or other objects or persons at any distance or speed, but only after slowing down as may be necessary for safe operation.

The foregoing provisions shall not relieve any Park official or law enforcement officer of competent jurisdiction from the duty to navigate with due regard for the safety of all persons.

Section Four

Fishing Regulations

Persons engaged in fishing shall read and comply with the provisions of this regulation and shall have in their possession a valid fishing license from the State of Kansas or otherwise comply with the laws of the State of Kansas regarding fishing licenses. Fishing is prohibited on City boat ramps and docks. Fishing is restricted to pole and line only. NO TROT LINES OR SET LINES.

4.1 Posting of Special Rules

Notices posted in the Park areas will advise if the lake is closed to fishing, or if special creel limits have been established, or other rules in regard to fishing. Any violation of posted notices is unlawful.

4.2 Minnows and Bait Fish

It shall be unlawful for any person to fish with white sucker or carp minnows, or to put any surplus minnows in the Lake or leave them on the Lake premises. All minnows must be presented for inspection to any officer or agent of the City or State upon request. Minnows and other fishing bait may be taken for use as fishing bait on a noncommercial basis and used only in the areas where taken. The harvesting or seining of any bait fish from the Lake is prohibited.

4.3 Laws of the State of Kansas

All laws of the State of Kansas pertaining to fishing in State Lakes are hereby adopted and incorporated by reference herein the same as though set out at length herein, insofar as they are not inconsistent with the provisions herein-before set out.

Section Five

Firearm and Hunting Regulations

Pony Creek Lake

5.1 Unlawful Discharge of Firearms (Pony Creek Lake)

Discharge of firearms are strictly prohibited. Unlawful discharge of firearms is the discharging or firing of any gun, rifle, pistol, revolver, pellet gun, air rifle or other firearms within the Park. Hunting with firearms at Pony Creek Lake is strictly prohibited. All hunting will be prohibited except specific seasons that are established by the Sabetha City Commission.

5.2 Hunting Restrictions (Sabetha City Lake)

Hunting of migratory waterfowl is permitted on the Sabetha City Lake. The bag limits, permissible dates and other regulations for hunting shall be governed by the laws of the State of Kansas, the Commission, and the U.S. Government. Temporary duck blind permits are available from the Recreation Department for Sabetha City Lake. A \$10.00 blind permit is required.

Section Six

Shelter Reservations

6.1 Private groups and individuals may reserve shelter houses for parties and reunions by obtaining written authorization from the Park Manager or the City. Shelter houses may be reserved by private groups and individuals for parties and reunions by obtaining written authorization from the Park Manager or City. The private groups and individuals that attend the parties and reunions are not required to hold a Park Permit if their activity is limited to the reserved shelter house. Reservations are made on a first-come first-served basis. Written request must be received no later than three business days in advance of the event. Shelter houses are not to be used for camping of any kind whatsoever, nor shall campers use electrical outlets at shelter houses in connection with camping activities. A fee of (\$10.00) must be paid at time of reservation.

Section Seven

Camping Regulations

7.1 Camping shall be permitted only in designated areas of the Park. No camper shall occupy a camping space for more than seven consecutive calendar days. All approved camping spaces are on a first come first served basis with no reservations. Any person desiring to set up camp shall first pay the appropriate fee. A camping permit is required in addition to a park permit per vehicle for all overnight stays.

Daily Camping (for both Sabetha Lakes)

No Services	\$5.00
w/electric (where available)	\$10.00
w/electric and water (where available)	\$15.00
Primitive Camping	No Charge

Annual Camping Permit

Brown/Nemah Co. Resident	Nonresident
\$30.00	\$50.00
\$ 5.00 (per night/unit hook-up)	\$ 5.00
\$5.00 (per night/unit hook up)	\$ 5.00

Section 8

Penalties

8.1 The Park Manager, Park Ranger, or other duly authorized persons may suspend, forfeit, cancel or revoke any licenses permits, or privileges granted within the Lake Parks or may refuse to grant the same for a period not to exceed one (1) year after the date of violation. Such action shall be made in writing and mailed to the last known address of the violator, and shall state whether such action is in lieu or in addition to the penalties provided herein.

The decision of the Park Manager or duly authorized person acting in his behalf shall be final, unless appealed to the Sabetha City commission on or before the fifth working day following the day notice of said decision is given. The appeal shall be filed at the City Office and shall be heard by the Commission at the next regular Commission meeting.

8.2 Kansas Law concerning operation of vehicles or vessels under the influence of alcohol or drugs will be strictly enforced.

8.3 (a) Persons failing to purchase and exhibit the appropriate permits (Section Two) shall be subject to a fine a \$10.00 plus the cost of the appropriate permit (s) if such fine is paid within 48 hours of issuance of the park permit violation ticket; or a fine of \$25.00 plus the cost of the appropriate permit (s) if the fine is paid after 48 hours from the issuance of the park permit violation ticket. Non payment of the fine may result in the issuance of a citation to appear before the Municipal Court of the City of Sabetha. Upon conviction on the citation the penalty may be increased by the Court to that provided in subparagraph (b) below.

(b) Any person violating the Sabetha Lake Park Regulations (except as set out in (a) above) shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding One Hundred Dollars (\$100.00) or

commitment to the county jail for a period not exceeding thirty (30) days or providing public service to the community not to exceed 100 hours or a combination of such fine, imprisonment or public service.

(c) For all purposes of the enforcement of the Sabetha Lake Park Regulations the owner of any unoccupied vehicle shall be deemed to be the person liable for purchase and exhibit of the park permit.

Section 9

Special Use Permits

The Pony Creek Lake Park Regulations be, and they hereby are, amended by addition of the following provisions concerning special use permits:

9.1 Special Events Permit Regulations

(a) A special event permit is required for any event involving entrance fees, exclusive use of an area, sales and organized competition including weighing and measuring of fish. No permits shall be issued for events or activities which would involve any violations of the laws of the State of Kansas, any rules or regulations of the Kansas Department of Parks and Wildlife, or the Sabetha Lake Parks Regulation, nor shall any such activities be allowed by reason of the fact that a person has a special events permit.

(b) The special events permits allow sponsored organizations to reserve an identified area at the Lake Parks for an approved activity described on the application.

(c) All permitted activities at the Parks shall be restricted to preserve the natural or man-made habitat for wildlife. It shall be unlawful to remove or disturb any plant life (grasses, trees, shrubs, bushes, fruit, flower, or branch, root or leaf of any living thing) growing within the Parks. It shall be prohibited to disturb, molest or destroy any wildlife habitat at Sabetha Lakes.

9.2 Application for Special Events

(a) The applicant shall complete an application, provided by the City, and provide detailed information of the proposed event.

(b) Any applicant or agent of the applicant providing false/misleading information on the application or violating any provision of Sabetha Pony Creek Park Regulations will be subject to penalties as stated in Section 8 of the Regulations.

Any vehicle that enters the Park for a Special Event shall be required to display a valid Park Permit as stipulated in Section 2 of the Sabetha Pony Creek Park Regulations.

The Special Event Permit shall be issued by the City Clerk. The permit fee is \$25.00.

(2) Tournament fishing permits are available for events involving points, competitive parties, get togethers, entrance fees, exclusive use of an area, and organized competition, including weighing and measuring of fish. Tournament fishing permit shall be issued by the City Clerk. Tournament fishing permit fee is \$25.00. It shall be the responsibility of the designated enforcement officer of the City of Sabetha, to enforce rules and regulations at the Park.

Sabetha
 Pony Creek Lake
 (Opened May 20, 1995)
 Surface Acres 171
 Mean Depth (Feet) 13.8
 Contributing Watershed (Acres) 4166
 Volume (Acre/Feet) 2367

Sabetha City Lake
 Surface Acres 100
 Mean Depth (Feet) 5.7
 Contributing Watershed
 (Acres) 1650
 Volume (Acre/Feet) 1400

FISHING-LENGTH & CREEL LIMITS

CHANNEL CAT - y	15 inch minimum length Creel Limit - 5/day
LARGEMOUTH BASS -	18 inch minimum length Creel Limit - 2/day
WALLEYE -	18 inch minimum length Creel Limit - 2/day
BLACK CRAPPIE -	Creel Limit - 50/day
SMALL MOUTH BASS	18 inch minimum length Creel Limit - 2 per person
WIPER	18 inch minimum length Creel Limit - 2 per person

SECTION II

That penalties for violations of this ordinance shall be as provided in such regulations, or in the event no penalty is provided by the General Penalty for Violation of Code, as the same now exists or is hereafter amended, in section 1-116 of the Sabetha City Code.

SECTION III

That Sections 12-101 through 119, inclusive, and Sections 12-601 and 602 of the Sabetha City Code, are hereby repealed, as are any other ordinances in conflict herewith.

SECTION IV

Should any paragraph, sentence, sub-division, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid the same shall not affect the validity of this ordinance as a whole or any part or provision thereof, other than the part or parts as declared to be invalid, illegal, or unconstitutional.

SECTION V

This ordinance shall be in full force and effect from and after its adoption by the City Commission and publication in the official City Newspaper.

SECTION VI

That all other ordinances and code provisions in conflict herewith are hereby repealed to the extent of any such conflict or consistency and all other provisions of the Sabetha City Code not in conflict herewith shall remain in full force and effect.

SECTION VII

The repeal of any ordinance, of parts thereof, by the enactment of this Ordinance, shall not be construed as abandoning any action now pending under or by virtue of such ordinance; nor shall it have the effect of discontinuing, abating, modifying or altering any penalty accruing or to accrue, nor as effecting any rights of the municipality under any section or provisions of any ordinances at the time of passage of this ordinance.

DULY PASSED AND APPROVED by the City Commission of the City of Sabetha, Kansas, this ____ day January, 2004.

By _____
Norman D. Schmitt, Jr.
Mayor

ATTEST: _____
Linda Lehman
City Clerk