

**ORDINANCE NO. 1005**

AN ORDINANCE AMENDING A PORTION OF SECTION 3-104-a; SIDEWALK CAFES IN DOWNTOWN BUSINESS AREA; SPECIFICALLY SECTION 3-104-a; SUBSECTION (a) (3), OF CHAPTER III, ARTICLE 1, GENERAL PROVISIONS, OF THE CODE FOR THE CITY OF MOUNDRIDGE, KANSAS AS ADOPTED BY ORDINANCE NO. 888; CONCERNING THE HEIGHT OF FENCING AROUND A SIDEWALK CAFÉ.

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

SECTION 1. Amendment.

Section 3-104-a Sidewalk Cafes in Downtown Business Area (a) (3); being a part of Chapter III, Article 1, General Provisions, of the Code of the City of Moundridge, Kansas as adopted by Ordinance No. 888 is amended as follows:

Section 3-104-a Sidewalk Cafes in Downtown Business Area.

(a) Definitions.

- (1) not amended
- (2) not amended
- (3) amended as follows: "Sidewalk fence" means a temporary, nonpermanent fence which is attached to the sidewalk by means of a bracket or other device mounted flush with the pavement. The height of the fence shall not be less than 42 inches nor exceed 58 inches from grade to the highest point.

SECTION II. Effective Date.

This Ordinance shall take effect and be in full force from and after its publication in the Moundridge City website, [www.moundridge.com](http://www.moundridge.com), which website is designated the official newspaper of said City.

PASSED by the Governing Body of the City of Moundridge, Kansas, this 10<sup>th</sup> day of May, 2021.

  
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KEVIN SCHMIDT, Mayor

ATTEST:

  
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MURRAY MCGEE, City Clerk

(SEAL)

