ORDINANCE NO. 743

AN ORDINANCE PROHIBITING THE USE OF CERTAIN TRAPS WITHIN THE CITY OF LYNDON, KANSAS AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF.

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

SECTION 1. It shall be unlawful for any person to use any traps which make use of a spring gun, spring jaws, clamping devices, cutting or stabbing mechanism or any other devices that are designed and/or will damage, kill or severely injure any animal or person when caught or trapped by the device.

SECTION 2. This ordinance shall not apply to devices designed and utilized to control common household pests such as rats, mice, bats or moles.

SECTION 3. This ordinance shall not apply to animal control officers as designated or authorized by the city.

SECTION 4. Any city authorized animal control officer or law enforcement officer shall have the right of entry upon any private unenclosed lots or land within the city for the purpose of investigating and/or seizing an unauthorized trapping device which presence thereon is a violation of this ordinance.

SECTION 5. Any person violating any of the provisions of this ordinance shall, upon conviction thereof, be punished by a fine of not less than $50.00 nor more than $500.00 or be imprisoned not to exceed thirty (30) days or be both so fined and imprisoned.

SECTION 6. This ordinance shall take effect after publication in the official city newspaper.

PASSED AND APPROVED by the Governing Body on this 2nd day of June 2008.

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BRUCE A. WILLIAMS, Mayor

Attest:

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Barbara J. Schattak, City Clerk

STATE OF KANSAS, COUNTY OF OSAGE, SS:

I, the undersigned, hereby certify that I am the duly appointed and acting City Clerk of the City of Lyndon, Kansas; that the above Ordinance was passed by the council and approved by the Mayor on the 2nd day of June 2008, and it was published on the 12th day of June 2008, and that the record of the final vote of passage is shown in the minutes of the proceedings of the Governing Body.

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Barbara J. Schattak, City Clerk

(SEAL)

pc/ordinance/trapping-ord-2008