

ORDINANCE NO. 1023

AN ORDINANCE AMENDING CHAPTER TWO, SUBSECTION 123, TO CORRECT AN EXISTING CONFLICT AND SETTING THE NUMBER OF KEPT DOGS REQUIRING A KENNEL PERMIT.

Be It Ordained By The Governing Body of The City Of Chapman, Kansas:

AMENDED SECTION 1. The following amended subsection shall be incorporated and included into Chapter 2, Subsection 123 of the Code of the City of Chapman, Kansas and shall read as follows:

2-123. Kennel licenses.

(a) No person or household shall own or harbor more than four dogs of six months of age or older or more than one litter of pups, without having obtained a kennel license from the city clerk.

(b) Kennel licenses must be renewed annually. No kennel license shall be issued until an inspection certificate has been issued by the animal control officer certifying approval of the kennel and compliance with the applicable laws of the city and the State of Kansas, and a certificate by the zoning code enforcement officer has been issued certifying that the applicant for the kennel license is not violating zoning laws of the city. If the city clerk has not received any protest against the kennel, the city clerk may issue a renewal of an existing kennel license at the same location without any report from the animal control officer and zoning code enforcement officer. If the animal control officer or the zoning code enforcement officer finds that the holder of any kennel license is violating any zoning law, or any other law of the State of Kansas, or of the city, or is maintaining the facility in a manner detrimental to the health, safety or peace of mind of any person residing in the immediate vicinity, he or she shall report such fact to the city clerk, and the license shall not be renewed except after a public hearing before the governing body.

(c) The animal control officer, the zoning enforcement officer, or any law enforcement officer shall have the right to inspect any premises licensed under this section at any reasonable time and nothing shall prevent the entry onto private property for the purpose of inspection. The application for a kennel shall constitute consent to such entry and inspection.

(d) The governing body may suspend or revoke a kennel license if, pursuant to a public hearing, it finds any of the following:

(1) The kennel is maintained in violation of any applicable law of the State of Kansas, or of the city.


(2) The kennel is maintained so as to be a public nuisance.

(3) The kennel is maintained so as to be detrimental to the health, safety or peace of mind of persons residing in the immediate vicinity.

SECTION 3. All prior versions of Chapman Municipal Code Section 2-123 are hereby repealed.

SECTION 4. This ordinance shall take effect and be in force from and after passage and publication in the official city newspaper.

PASSED and APPROVED by the Governing body this 13th day of March 2019.



Jeff Blixt, Mayor

ATTEST:



City Clerk

(SEAL)