

ORDINANCE NO. 85

AN ORDINANCE ESTABLISHING FIRE LIMITS IN THE CITY OF HAVEN KANSAS AND REGULATING THE CONSTRUCTION AND MOVING OF BUILDINGS WITHIN SAID LIMITS, AND PROVIDING A PENALTY FOR THE VIOLATION THEREOF.

BE IT ORDAINED BY THE MAYOR AND THE COUNCIL OF THE CITY OF HAVEN, KANSAS:

Section 1. That the fire limits of the City of Haven be and are hereby established as follows to-wit; beginning at the Northwest corner of lot 11 block 13 and extending South to the Southwest corner of lot 21, block 18, thence East to the Southeast corner of lot 22, block 19, thence North to the Northeast corner of lot 32, block 12 and thence West to the place of beginning including all the lots and grounds within the said boundary.

Section 2. It shall be unlawful for any person or persons to construct, erect, add to, repair, remodel or move upon any lot any building except it be constructed as provided for in section 3 of this ordinance within the fire limits set forth in section 1 of this ordinance or to move any building that is not constructed as provided for in section 3 of this ordinance to another lot or piece of ground within the said limits or to change the position of any such building within the said limits so as to make it nearer to any other building within said limits.

Section 3. That no building shall be constructed within the limits specified in section 1 of this ordinance unless constructed of brick, stone, or other fire proof material, and the fire walls shall extend at least two (2) feet above the surface of the roof and the roof shall be a fireproof or metallic roof; and no building shall be constructed of which the walls thereof shall be less than eight (8) inches in thickness except that one wooden building not to exceed eight (8) feet by ten (10) feet and nor more than eight (8) feet in height may be constructed upon the back end of each lot within the limits set forth in section 1 of this ordinance.

Section 4. That any building or part of a building moved in violation of any of the provisions of this ordinance shall be deemed a nuisance and shall be removed forthwith by the City Marshall of Haven at the expense of the owner thereof. Any person or persons resisting the office or his assistant in making such removal, shall be deemed guilty of a misdemeanor and upon conviction thereof, be fined in any sum not less than ten (\$10.00) dollars nor more than one hundred dollars (\$100.00) together with the costs of prosecution and shall stand committed in the city jail until such fine and costs are fully paid.

Section 5. Any person or persons constructing or moving any building or buildings in violation of any of the provisions of this ordinance, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not less than ten dollars (\$10.00) nor more than One Hundred Dollars (\$100.00) together with the costs of prosecution, and shall stand committed in the city jail until such fine and costs are fully paid, provided it shall be a separate and distinct offense, for each day that work or labor is performed upon any building being erected or moved in violation of this ordinance. And provided, that it shall be a separate and distinct offense for each day that any building erected or moved in violation of any of the provisions of this ordinance shall be kept and maintained within the limits set forth in the first section of this ordinance.

Section 6. That ordinance no. 45 approved on the 20th day of November 1904 be, and the same is hereby repealed, except that all rights now existing to prosecute for the violation of said ordinance no. 45 are hereby reserved and saved.

Section 7. This ordinance shall be in force and take effect from and after its publication once in the Haven Weekly Journal.

Introduced and read October 2, 1911.

Approved November 6, 1911.

/s/H. T. Bentley
Mayor

Attest:

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B. R. Erwin
City Clerk

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