

ORDINANCE NO. 51-064

AN ORDINANCE OF THE CITY OF WICHITA, KANSAS, AMENDING CHAPTER 16.24 OF THE CODE OF THE CITY OF WICHITA, PERTAINING TO THE CONTROL OF FATS, OILS, AND GREASE IN FOOD SERVICE ESTABLISHMENTS AND REPEALING THE PREVIOUS VERSION OF SUCH CHAPTER

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

SECTION 1. Chapter 16.24, of the Code of the City of Wichita is hereby amended to read as follows:

Sec. 16.24.010. - Definitions.

Unless otherwise expressly stated, or the context clearly indicates a different intention, the following terms shall, for the purpose of this chapter, have the meaning indicated in this section:

- (a) "Automatic grease removal device" means units, which use devices such as belts, wheels, or skimmers to actively remove the floatable grease from the waste stream. Typical devices include a moving belt entering and exiting a trapped volume of wastewater. The mechanism captures the grease, which is deposited into a separate holding container.
- (b) "Building discharge line system" means a sewer line or lines maintained and controlled by private persons for the purpose of conveying sewage from the waste producing location to the sanitary sewer collection system.
- (c) "Common grease interceptor" means an interceptor to which grease wastes are directed from more than one facility having different operators or type of operations, such as in a multi-tenant building.
- (d) "Drainage fixture unit" (dfu) means a measurement unit for potential water use for a given plumbing fixture or appliance, as provided for in the International Plumbing Code and the Uniform Plumbing Code.
- (e) "Director" means the director of Public Works & Utilities, or designee, who has been given the administrative authority to enforce this chapter.
- (f) "Fats, oils, and grease program" means the division of Public Works & Utilities responsible for controlling the amount of grease contributed from food service establishments which may impact the POTW.
- (g) "Food service establishment" means any facility which cuts, cooks, bakes, prepares or serves food, or which disposes of food-related wastes; including, but not limited to, food manufacturers and packagers, restaurants, grocery stores, bakeries, lounges, hospitals, hotels, nursing homes, churches, schools, festivals, and amusement parks.
- (h) "Garbage grinder" means a device, which shreds or grinds up solid or semisolid waste materials into smaller portions for discharge into the sanitary sewer collection system.

- (i) "Generator" means a user, by site, who produces wastes from the user's process operations. The generator is responsible for assuring that the produced waste is disposed of in accordance with all federal, state and local disposal regulations.
- (j) "Gravity grease interceptor" means a device that is constructed to intercept oily and greasy wastes from a food service establishment kitchen and food preparation area. Typical installation is located outside and in-ground as close to the kitchen fixtures as possible while allowing for accessibility for inspections and maintenance.
- (k) "Grease" means a material composed primarily of fatty matter from animal or vegetable sources or from hydrocarbons of petroleum origins. The terms "oil and grease" or "oil and grease substances" shall be deemed as grease by definition.
- (l) "Grease interceptor" means a plumbing appurtenance that is installed in a sanitary drainage system to intercept oily and greasy wastes from a wastewater discharge. The device is constructed as to intercept, separate and hold, free-floating oil and grease substances in order to keep oil and grease substances from entering the sanitary sewer collection system.
- (m) "Multi-tenant building" means a facility with spaces for two or more tenants, including but not limited to strip centers, office buildings, and shopping malls.
- (n) "NPDES" means National Pollution Discharge Elimination System under which the city's wastewater treatment plant is permitted.
- (o) "POTW" means publicly owned treatment works or "treatment works" as defined by Part 40 Section 260.10 of the Code of Federal Regulations, which is owned or operated in this instance by the city. This definition includes any sewers or pipes that convey wastewater to the city sewage treatment plants.
- (p) "Pretreatment administrator" means an individual employed by the Wichita Water-Utilities who is charged with the responsibility of administering the provisions of the pretreatment program to ensure compliance by users with applicable laws, rules, regulations, resolutions and ordinances relative to the concentration(s) of substances found in the waste stream of facilities connected to the POTW.
- (q) "Sewage" means the liquid and water-carried domestic or industrial wastes from dwellings, commercial establishments, industrial facilities and institutions, whether treated or untreated. The terms "waste" and "wastewater" shall be deemed as sewage by definition.
- (r) "Transporter" is a user who transfers waste from the site of a generator to an approved site for disposal or treatment. The transporter is responsible for assuring that all federal, state and local regulations are followed regarding waste transport.
- (s) "Hydro mechanical grease interceptors" means a device placed under or in close proximity to sinks or other fixtures likely to discharge grease to intercept, separate, or hold oil and grease substances to prevent their entry into the sanitary sewer collection system. These interceptors are identified by flow rate, separation and retention efficiency.
- (t) "User" means the owner or operator of a facility meeting or coming under the herein-described food service categories.
- (u) "Waste" means the liquid and water-carried domestic or industrial wastes from dwellings, commercial establishments, industrial facilities and institutions, whether treated or untreated. Wastes may include but not be limited to discharges from scullery sinks, pot and pan sinks, dishwashing machines, soup kettles and floor drains located in areas where grease-containing

materials may exist. The terms "sewage" and "wastewater" shall be deemed as waste by definition.

(Ord. No. 47-553, § 1, 8-24-2007)

Sec. 16.24.020. - General criteria—Waste discharge requirements.

Waste discharge in food service establishments from fixtures and equipment which may contain grease; including, but not limited to, scullery sinks, pot and pan sinks, pre-rinse/pre-wash sinks in dishwashing areas, wok stoves, self-cleaning stove ventilation/exhaust hood, dishwashers, soup kettles, mop sinks, food prep sinks, and floor drains located in areas where grease-containing materials may exist, may be discharged into the sanitary sewer collection system only under the conditions of this chapter.

When grease-containing materials are processed through garbage grinders, the waste from said garbage grinders should be directed to the grease interceptor. The director must approve garbage grinder disposal installations. An additional 30 percent of wetted volume will be added to the calculated size of the grease interceptor that is to receive garbage grinder waste.

Toilets, urinals, and other similar fixtures shall not discharge through the grease interceptor unless specifically approved, in writing, by the director.

All waste shall enter the grease interceptor through the inlet pipe only.

(Ord. No. 47-553, § 2, 8-24-2007)

Sec. 16.24.025. - General criteria—Design and approval.

Grease interceptors shall be constructed in accordance with the design(s) approved by the director and shall have a minimum of two compartments with fittings designed for grease retention. Other grease removal devices or technologies not meeting the gravity grease interceptor definition in Section 16.24.010 (j) shall be subject to the written approval of the director. Such approval shall be based on demonstrated removal efficiencies of the proposed technology. Hydro mechanical grease interceptors, also known as "Under the sink" grease interceptors, shall not be approved.

Access manholes, with a minimum diameter of 24 inches, shall be provided over each chamber and sanitary tee. The access manholes shall extend at least to finished grade and shall be designed and maintained to prevent water inflow or infiltration. The manholes shall also have readily removable traffic bearing covers to facilitate inspection, grease removal, and wastewater sampling activities.

There shall be an adequate number of access points for cleaning and inspecting all areas of the grease interceptor. Manhole covers shall be gas tight in construction. In areas where additional weight loads may exist, the grease interceptor shall be designed to have adequate load-bearing capacity.

Permission to use an automatic grease removal device (AGRD) as described in Section 16.24.010 (a) must be approved by the director. Prior to using an automatic grease removal device, the permit holder shall submit an Application for Variance to the Pretreatment Administrator. Installation of the AGRD is subject to the approval of the director after examining the information contained in the Application for Variance. The device may be permitted in conjunction with, or in lieu of, a gravity grease interceptor. A solids separator or strainer of sufficient size shall be installed in-line prior to the wastewater entering the automated grease removal device or as an integral part of the device. All manufacturer installation guidelines must be adhered to.

(Ord. No. 47-553, § 3, 8-24-2007)

Sec. 16.24.030. - General criteria—Location.

Each grease interceptor shall be so installed and connected that it shall be at all times easily accessible for inspection, cleaning and removal of the intercepted grease. A gravity grease interceptor may not be installed in any part of a building where food is handled. Location of the grease interceptor shall meet the approval of the director. Multiple gravity grease interceptors installed at a single location shall be installed in series.

All new construction multi-tenant buildings shall include a separate waste line for each leasable space that discharges to a common interceptor. This waste line shall be permanently marked to identify it as required by the director. When a space is leased, sold, or rented to a food service establishment, all kitchen drains and any other drains that may carry grease waste shall be connected to this waste line; no domestic sewage may be connected to this line. The property owner shall be responsible for proper maintenance of this interceptor in accordance with the provisions of this ordinance. Festivals and amusement parks shall be considered a single facility for the purpose of this chapter.

(Ord. No. 47-553, § 4, 8-24-2007)

Sec. 16.24.040. - General criteria—Gravity grease interceptor size.

Each food service establishment shall be served by an approved gravity grease interceptor(s) and sized by volume based on the maximum potential drainage fixture units. All fixtures with a potential to carry grease waste shall be plumbed to the gravity grease interceptor. The following DFUs shall be assigned to each individual fixture.

| Table 1 | |
|------------------------------------|-----|
| Individual Fixture | DFU |
| Bar Sink | 2 |
| Dishwasher—(Commercial) | 6 |
| Floor Drain | 3 |
| Hand wash Sink | 1 |
| Mop Sink | 3 |
| 2 compartment Sink* | 2 |
| 3 or 4 compartment Sink* | 4 |
| Service Sink (Utility, Janitorial) | 3 |
| Pre-Rinse Sink | 4 |

| | |
|--------------------------------|---|
| Floor Drain (Emergency Shower) | 0 |
| Garbage Grinder | 6 |
| Wok Stove | 4 |
| Ice Maker | 0 |
| Clothes Washer (Domestic) | 3 |

* Includes Food Prep and Pot washing sinks

For Fixtures not listed above, use the following equivalents:

| Drain Size of Fixture | DFU |
|-----------------------|---------|
| 1¼ inch | 1 Unit |
| 1½ inch | 3 Units |
| 2 inch | 4 Units |
| 3 inch | 6 Units |
| 4 inch | 8 Units |

Interceptor Sizing: The volume of the interceptor shall be determined by adding the total number of DFUs from the grease waste fixtures listed in Tables 1 and 2, and using the following table. If the DFUs are not known, the interceptor shall be determined based on the maximum allowable DFUs for the pipe size connected to the inlet of the interceptor.

| DFUs | Interceptor Volume in Gallons |
|------|-------------------------------|
| | |

| | |
|-----------------|------------------------------------|
| < 8 | Eligible for interceptor exemption |
| 8-20 | 500 |
| 21-34 | 750 |
| 35-89 | 1,000 |
| 90-171 | 1,250 |
| 172-215 | 1,500 |
| 216-306 | 2,000 |
| 307-341 | 2,500 |
| 342-427 | 3,000 |
| 428-575 | 4,000 |
| 576-719 | 5,000 |
| 720-2111 | 7,500 |
| 2112-2639 | 10,000 |
| 2640 and higher | 15,000 |

(Ord. No. 47-553, § 5, 8-24-2007)

Sec. 16.24.050. - Installation requirements.

- (a) New Facilities: on or after the effective date of the ordinance codified in this chapter, all food service establishments which are newly proposed, constructed, undergoing a change of ownership, or existing facilities which shall be expanded or renovated to include a food service establishment where such facilities did not previously exist, shall be required to have an approved gravity grease interceptor. Such food service establishments shall submit drainage plumbing plans to the director or designee for approval prior to obtaining a building permit. The director shall approve the prerequisite for an approved, properly sized, type and location of the gravity grease interceptor.

Sizing calculations shall be in accordance to the tables listed herein and shall be installed prior to the opening or reopening of said facilities.

Establishments undergoing a change of ownership without expanding or renovating the facility may apply for permission to use an automatic grease removal device as described in Section 16.24.025.

- (b) Existing Facilities: on or after the effective date of the ordinance codified in this chapter, all existing food service establishments shall be required to install an approved, properly operated and maintained gravity grease interceptor within 120 days of notification by the city that any of the following conditions exist:
 - (1) The facilities are found by the director to be contributing grease in quantities sufficient to cause sanitary sewer line stoppages or to necessitate increase maintenance on the sanitary sewer collection system in order to keep main line stoppages from occurring.
 - (2) Remodeling of the food preparation or kitchen waste plumbing facilities which are subject to a permit issued by the Metropolitan Area Building and Construction Department. The compliance date under this subsection (b), will be determined by the director.
- (c) Extensions: Any requests for extensions to these required installation dates must be made in writing to the director at least seven days in advance of the compliance date. The written request shall include the reasons for the user's failure or inability to comply with the compliance date set forth, the additional time needed to complete the remaining work, and the steps to be taken to avoid future delays.

(Ord. No. 47-553, § 6, 8-24-2007)

Sec. 16.24.060. - Grease interceptor maintenance.

- (a) Pumping. All grease interceptors shall be maintained by the user at the user's expense. Maintenance shall include the complete removal of all contents, including floating materials, wastewater, and bottom sludge and solids. Decanting or discharging of removed waste back into the interceptor from which the waste was removed or any other grease interceptor, for the purpose of reducing the volume to be disposed, is prohibited.
- (b) Pumping Frequency. Grease interceptors must be pumped out completely a minimum of once every 90 days, or more frequently as needed, to prevent carryover of grease into the sanitary sewer collection system, unless it can be demonstrated to the director that the pumping frequency can be extended past the three-month period. If the owner/operator wishes to extend the pumping period of the interceptor past 90 days, the facility owner/operator must complete a variance to the grease interceptor maintenance schedule. A variance request fee of not less than \$50.00 may apply to recover the costs the city may incur for the variance study.
- (c) Disposal of Grease Interceptor Pumpage. All waste removed from each grease interceptor must be disposed of at a facility permitted by the city to receive such waste in accordance with the provisions of this chapter. In no way shall the pumpage be returned to any private or public portion of the sanitary sewer collection system or the sewage treatment plants, without prior written approval from the director.
- (d) Additives. Any additive(s) placed into the grease interceptor or building discharge line system on a constant, regular, or scheduled basis shall be reported to the director. Such additives shall include, but not be limited to, commercially available bacteria or other additives designed to absorb, purge, consume, treat or otherwise eliminate grease and oils. Additives containing enzymes are prohibited. The use of additives shall in no way be considered as a substitution to the maintenance procedures required herein.

(e) Physical integrity. All grease interceptors shall be maintained in operable condition and to meet the criteria described in Section 16.24.025 at all times. The integrity of the baffle wall separating the two compartments shall be maintained; rebar shall not be exposed, and grease interceptors with leaks or holes shall be repaired or replaced at the discretion of the director.

(Ord. No. 47-553, § 7, 8-24-2007)

Sec. 16.24.070. - Permit requirements.

(a) Permit: It is unlawful for any facility producing grease to discharge waste into the sanitary sewer collection system without authorization from the director. Authorization shall be given in the form of a wastewater discharge permit within 30 days of the facility owner/operator becoming aware of the permit requirements, the owner/operator shall submit an application for a permit to the water utilities. In lieu of acquiring permit application information from the facility owner/operator, the utility may issue a conditional permit by acquiring permit application information from city departments. Within 30 days of receipt of the conditional permit and application, the owner/operator shall certify that all information contained in the application is true and correct. If a response is not received from the owner/operator within 30 days of receiving the conditional permit, the city will consider that the permit information is true and correct and will proceed with general permit issuance. If, after examining the information contained in the grease discharge permit application, it is determined by the director that the proposed discharge does not conflict with the provisions of this chapter, a general permit containing terms and conditions associated with food service establishments as described in this chapter shall be issued allowing the discharge of such wastes into the sanitary sewer collection system. Each grease discharge permit shall be issued for a time not longer than five years from the date of the permit. The terms and conditions of the permit may be subject to modification by the city during the term of the permit as limitations or requirements as identified in this chapter are modified or other just causes exist. The user shall be informed of any proposed changes in the issued permit at least 30 days prior to the effective date of the change(s). Any changes or new conditions in the permit shall include a reasonable time schedule for compliance.

As a condition precedent to the granting of a permit, the permittee under this section will agree to hold harmless the city and the city's employees from any liabilities arising from the permit holder's operations under this permit.

(b) Fees.

(1) Permit Fees: the fees for wastewater discharge permits shall be as set forth in Section 16.04.055. The fees shall be established to insure full cost recovery and shall include but not be limited to the cost of field, administrative, engineering and clerical expenses involved. The annual permit fee shall be applied to the permittee's August water utilities service bill and be paid in accordance to the schedule set forth in the billing document.

(2) Grease Maintenance Fee: every food service establishment which does not have an approved grease interceptor shall be subject to a grease maintenance fee which covers the costs associated with grease removal expenses incurred by the POTW. The costs shall be based upon removal and treatment of grease originating from food service establishments, which is discharged to the POTW. The fee shall be applied to the water utilities service bill on a monthly frequency. The cost shall be as set forth in Section 16.04.055.

(3) Low Grease Discount for Grease Maintenance Fee: At the discretion of the Director, food service establishments may be eligible for a discounted Grease Maintenance Fee after review of

menu, and food preparation and handling practices. The discounted grease maintenance fee shall be as set forth in Section 16.04.055. Facilities might be eligible for a low grease discount if they prepare and/or serve only baked goods, coffee, ice cream, or precooked foods that are stored in the original packaging until heated for service, such as hot dogs on a roller grill. Food preparation activities or situations which are ineligible for a discount include, but are not limited to, the following:

1. Frying, including donuts
2. Cooking meat, poultry, seafood, or pizza
3. Washing dishes from catered meals or foods prepared offsite
4. Presence of a garbage grinder
5. Any facility which has been found to be contributing grease in quantities sufficient to cause sanitary sewer line stoppages or to necessitate increased maintenance on the sanitary sewer collection system in order to keep main line stoppages from occurring.

(Ord. No. 47-553, § 8, 8-24-2007)

Sec. 16.24.075. - Administrative requirements.

(a) Manifest. All pumpage from gravity grease interceptors must be tracked by a manifest, which confirms pumping, hauling and disposal of waste. This manifest shall contain the following information:

(1) Generator information:

Name
Address
Volume pumped
Date and time of pumping
Amount of floatable grease and settable solids in inches
Total liquid depth in inches, including grease and solids
Signature of generator verifying generator information

(2) Transporter information:

Company name
Address
Driver name and signature verifying transporter information

(3) Receiving facility information:

Facility name
Address
Date and time of receiving signature verifying receipt of waste

Upon receipt of the waste, the receiving facility shall send one copy of each manifest to the following address: Pretreatment Administrator, 2305 E. 57th Street South, Wichita, Kansas, 67216.

(b) Maintenance Log. A grease interceptor log shall be maintained for each grease interceptor, including automatic grease removal devices and hydro mechanical grease interceptors. This log shall include the date, time, amount pumped, hauler and disposal site, and monthly inspection results of the floatable grease and settable solids levels in inches and shall be kept in a conspicuous location for

inspection. Said log shall be made immediately available to any representative of the Public Works & Utilities Department upon request.

- (c) Reporting. The information required in the maintenance log must be submitted by the permitted food service representative to the water utility every 15th day of the month following each quarter-year period.

The report shall be submitted within fifteen days after the end of the reporting period to the pretreatment administration.

(Ord. No. 47-553, § 9, 8-24-2007)

Sec. 16.24.080. - Monitoring, inspection and entry.

- (a) Monitoring. When required for the purposes of this chapter, the user shall provide, operate and maintain, at user's expense, safe and accessible monitoring facilities (such as a suitable manhole) at all times to allow observation, inspection, sampling and flow measurement of the building sewer or internal drainage systems. When the physical location and hydraulic conditions are suitable, a manhole or similar facility existing on the sanitary sewer collection system may be utilized as the user's manhole when agreed to by both the user and the director.
- (b) Inspection and Entry. Authorized personnel of the city, bearing proper credentials and identification, shall have the right to enter upon all properties subject to this chapter, at any reasonable time and without prior notification, for the purpose of inspection, observation, measurement, sampling, testing or record review, in accordance with this chapter.

(Ord. No. 47-553, § 10, 8-24-2007)

Sec. 16.24.090. - Emergency suspension of services.

The city may suspend water or sewer service when such suspension is necessary, in the opinion of the director, in order to stop an actual or threatened discharge which:

- (1) Presents or may present an imminent or substantial endangerment to the health or welfare of persons or the environment;
- (2) Causes stoppages, or excessive maintenance to be performed to prevent stoppages, in the sanitary sewer collection system;
- (3) Causes interference to the POTW; or
- (4) Causes the city to violate any condition of its NPDES permit. Any person notified of a suspension of the water or sewer service shall immediately stop or eliminate the discharge. In the event of a failure of the person to comply voluntarily with the suspension order, the city shall take such steps as deemed necessary, including immediate termination of water or sewer service, to prevent or minimize damage to the POTW system or sewer connection or endangerment to any individuals. The city shall reinstate the water or sewer service when such conditions causing the suspension have passed or been eliminated. A detailed written statement submitted by the user describing the cause(s) of the harmful discharge and the measure(s) taken to prevent any future occurrence shall be submitted to the Pretreatment Administrator within fifteen days of the date of occurrence.

(Ord. No. 47-553, § 11, 8-24-2007)

Sec. 16.24.100. - Violation.

It is unlawful for any user to discharge into the sanitary sewer collection system in any manner that is in violation of this chapter or of any condition set forth in this chapter.

(Ord. No. 47-553, § 12, 8-24-2007)

Sec. 16.24.105. - Enforcement.

The director shall have the administrative authority to enforce this chapter. Whenever the city finds that any user has violated or is violating this chapter, or any prohibition, limitation, or requirements contained herein, the director will implement the Fats, Oils, and Grease Program enforcement response plan. Enforcement response necessary to initiate corrective action may include but not be limited to the following:

- (a) Notice of Violation. The city may serve upon any user a written notice stating the nature of violation. Within 15 days of the date of notice, a plan for the satisfactory correction thereof shall be submitted to the director by the user.
- (b) Administrative Order. When the director finds that a user has violated or continues to violate the provisions set forth in this chapter, or the order issued there under, the director may issue an order for compliance to the user responsible for the discharge. Orders may contain any requirements as might be reasonable, necessary and appropriate to address the noncompliance; including, but not limited, to the installation of pretreatment not technology, additional self-monitoring and management practices.
- (c) Consent Order. The director is empowered to enter into consent orders, assurances of voluntary compliance or other similar documents establishing an agreement with the user responsible for noncompliance. Such orders will include specific action to be taken by the user to correct the noncompliance within a time period specified by the order. Consent orders shall have the same force and effect as administrative orders issued pursuant to subsection (b) of this section.

(Ord. No. 47-553, § 13, 8-24-2007)

Sec. 16.24.110. - Administrative penalty.

Notwithstanding any other remedies or procedures available to the city, any user who is found by the Pretreatment Administrator or by the Fats, Oils, and Grease Program staff to have violated any provision of this chapter, or any permit or any order issued hereunder, may be assessed an administrative penalty of not to exceed \$1,000.00 per violation. Each day on which noncompliance shall occur or continue shall be deemed a separate and distinct violation. Such assessment may be added to the user's next scheduled sewer service charge and the city shall have such other collection remedies as are available at law.

(Ord. No. 47-553, § 14, 8-24-2007)

Sec. 16.24.120. - Request for hearing and appeal.

- (a) Hearing. Any person affected by a penalty, order or directive of the city issued pursuant to this chapter may, within ten days of the issuance of such penalty, order, or directive, request a hearing before the director to show cause why such should be modified or made to not apply to such person. Such request shall be in writing and addressed to the director at 455 North Main Street, Wichita, Kansas. The director or a designee shall hold the requested hearing as soon as practical after

receiving the request, at which time the person affected shall have an opportunity to be heard. At the conclusion of the hearing, the director shall issue a written response to the person requesting the hearing affirming, modifying or rescinding the penalty, order, or directive at issue.

- (b) Appeal. Any person aggrieved by the decision of the director may appeal such decision to the city council within ten days of the receipt of the decision by filing notice of appeal with the city clerk. Upon hearing, the city council may affirm, modify or reverse the decision of the director. Any appeal of the city council's decision shall be as provided by state law.

(Ord. No. 47-553, § 15, 8-24-2007)

Sec. 16.24.130. - Authorization.

The director is authorized to promulgate such rules and regulations as shall be reasonable and necessary to carry out the provisions of this chapter according to its terms and intent.

(Ord. No. 47-553, § 16, 8-24-2007)

Sec. 16.24.140. - Criminal penalties.

Any person who shall be convicted of violating any provision of this chapter or any permit or order issued hereunder shall be deemed guilty of a misdemeanor and shall be punished by a fine of not more than \$1,000.00 or by imprisonment for not more than six months or by both. Each day that any such violation occurs shall constitute a separate offense and shall be punishable as a separate violation. If upon trial of any person found guilty of a misdemeanor hereunder, it shall appear to the court that the violation complained of is continuing, the court shall enter such order as it shall deem appropriate to cause the violation to be abated. The provisions of this section are independent of and in addition to any administrative or other legal action that may be taken by the city under the provisions of this chapter.

(Ord. No. 47-553, § 17, 8-24-2007)

Sec. 16.24.150. - Severability.

If any part or parts of this chapter shall be held to be invalid, such invalidity shall not affect the remaining parts of this chapter. The governing body declares that it would have passed remaining parts of this chapter if it had known that such part or parts thereof would be declared invalid.

(Ord. No. 47-553, § 18, 8-24-2007)

SECTION 2. The previous version of Chapter 16.24 is hereby repealed.

SECTION 3. This ordinance shall take effect and be in force on and after September 1, 2019, and upon publication once in the official City paper.

ADOPTED at Wichita, Kansas, this 23rd day of July, 2019.

Jeff Longwell, Mayor
City of Wichita

ATTEST:

Approved as to Form:

Karen Sublett,
City Clerk

Jennifer Magaña, Director of Law
and City Attorney