

CHARTER ORDINANCE NO. 3

A CHARTER ORDINANCE EXEMPTING THE CITY OF ABILENE, KANSAS, FROM K.S.A. 79-1952, AND PROVIDING SUBSTITUTE AND ADDITIONAL PROVISIONS ON THE SAME SUBJECT, AUTHORIZING AND LIMITING TAX LEVIES IN ANY ONE YEAR ON EACH DOLLAR OF ASSESSED TANGIBLE VALUATION AND PRESCRIBING AN AGGREGATE FOR ALL CITY-WIDE TAX LEVIES, AND REPEALING CHARTER ORDINANCE NO. 1.

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

Section 1. The City of Abilene, Kansas, being a city of the second class, by the power vested in it by Article 12, Section 5 of the Constitution of the State of Kansas, hereby elects to exempt and exempts itself from; and makes inapplicable to it, K. S. A. 79-1952, which is not applicable uniformly to all cities, and the legislature not having established classes of cities for the purpose of imposing tax limitations and prohibitions, and provides substitute and additional provisions as herinafter provided.

Section 2 The Governing Body of the City of Abilene, Kansas, is hereby authorized and empowered to levy taxes in each year for the following city purposes, but said governing body shall not fix a rate of levy in any one year on each dollar of assessed tangible valuation of said city in excess of the following named rates:

- General Operating Fund (which shall include the following activities):  
 General government; police department; fire department; health and sanitation, including refuse collection and disposal; highways (all public traveled ways, including bridges); sewer maintenance, sanitary and storm; sewage treatment and disposal; parks, cemeteries; streets lighting; rest room; hydrant rental; forestry; military memorial maintenance-----25.00 mill
- Provided, That any revenues derived from the motor vehicle and motor fuel taxes shall be budgeted to the credit of the highways department of said general operating fund and shall be used exclusively for the purposes for which received.
- Library-----3.00 mills  
 Provided, that two mills of said levy shall be outside the aggregate levy limit prescribed by this section:
- Street Lighting: As provided by section 14-1005 of the General Statutes of 1949 or any amendments thereto-----5.00 mills
- Special Lighting: As authorized by section 14-535 of the General Statutes of 1949 or any amendments thereto-----1.00 mill
- Water funds: As provided by section 14-1005 of the General Statutes of 1949 or any amendments thereto-----5.00 mills
- Cemetery: Paving of street leading to, as authorized in section 14-505 of the General Statutes of 1949 or any amendments thereto-----2.00 mills
- Airport: Acquisition and maintenance----- .50 mill
- Band: As provided in section 12-14a02 of the General Statutes of 1949 or any amendments thereto:  
 Without an election----- .50 mill  
 With an election-----1.00 mill

Provided, that the aggregate of all city-wide tax levies of said city, except levies for the payment of bonds and interest thereon, and levies for the control and eradication of noxious weeds, and levies authorized by other statutes to be outside the aggregate, is hereby limited to twenty-seven (27) mills on each dollar of assessed tangible valuation of said city.

Section 3. That Charter Ordinance No. 1 be and the same is hereby repealed.

Section 4. This Ordinance shall be published once each week for two consecutive weeks in the official city newspaper.

Section 5. This is a Charter Ordinance and shall take effect sixty-one (61) days after final publication, unless a sufficient petition for referendum is filed and a referendum held on the Ordinance as provided in Article 12, Section 5, Subdivision (c) 3, of the Constitution of Kansas, in which case the Ordinance shall become effective if approved by the majority of the electors voting thereon.

Passed by the Governing Body by a unanimous vote of the members-elect voting in favor thereof the 14th day of February, 1967.

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