### **Public Notice**

ORDINANCE NO. 1450

AN ORDINANCE AUTHORIZING THE OPERATION OF MICRO UTILITY TRUCKS ON THE STREETS WITHIN THE CORPORATE LIMITS OF THE CITY OF COLBY; PROVIDING FOR RELATED MATTERS INCLUDING PENALTIES FOR THEREOF.

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

SECTION 1. OPERATION OF MICRO UTILITY TRUCKS; PENALTY.

- (a) Micro utility trucks may be operated upon the public highways, streets, roads and alleys within the corporate imits of the city.
- "Micro utility truck" means any motor vehicle which is not less than 48 inches in width, has an overall length. including the bumper, of not more than 144 inches, has an unladen weight, including fuel and fluids, of more than 1500 pounds, can exceed 40 miles per hour as originally manufactured, and is manufactured with a metal cab.
- (c) No micro utility truck shall be operated on any public highway, street, road or alley unless such truck shall comply with the equipment requirements under the provisions of Article 17, Chapter 8 of the Kansas Statutes Annotated and amendments thereto
- Every person operating a micro utility truck on the public highways, streets, roads and alleys of the city shall be subject to all of the duties applicable to a driver of a vehicle imposed by law.
- A violation of this section shall be deemed an ordinance traffic infraction. Upon an entry of a plea of guilty or no contest or upon being convicted of such violation, the penalty imposed shall be in accordance with Section 201, 2008 Standard Traffic Ordinance, and amendments thereto, or such other similar provision as the City may then have in effect.

#### SECTION 2. SAME; VALID DRIVER'S LICENSE REQUIRED; PENALTY.

No person shall operate a micro utility truck on any public highway, street, road or alley within the corporate limits of the city unless such person has a valid driver's license. The penalty imposed for a violation of this section shall be in accordance with Section 194, 2008 Standard Traffic Ordinance, and amendments thereto, or such other similar provision as the City may then have in effect.

### SECTION 3. PUBLICATION; EFFECTIVE DATE.

This ordinance shall be published one time in the official city newspaper, and shall take effect and be in force from and after said publication

PASSED BY THE CITY COUNCIL AND SIGNED BY THE MAYOR this 21st day of

(S) K. G. Bieber, Mayor

(S) Joni L. Ketchum, City Clerk

[SEAL]

(Published in the Colby Free Press October 24, 2008)

## friends don't let friends drive drunk.

U.S. Department of Transportation

### Public Notice

ORDINANCE NO. 1449

ORDINANCE AMENDING THE COLBY/THOMAS COUNTY METROPOLITAN AREA ZONING REGULATIONS (ADOPTED BY ORDINANCE NO. 1258 DATED APRIL 15, 1997), TO ALLOW WIND ENERGY SYSTEMS IN ALL ZONING CLASSIFICATIONS BY SPECIAL PERMISSION OF THE **GOVERNING BODY OF THE CITY** OF COLBY, KANSAS.

IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF COLBY, KANSAS:

SECTION 1: The City of Colby, Kansas, has authority under K.S.A. 12-3009 through K.S.A. 12-3012, and K.S.A. 12-3301 and K.S.A. 12-3302, and any amendments thereto, to adopt and incorporate by reference Zoning Regulations in code form as prepared and published by the City of Colby, Kansas.

SECTION 2: A public hearing was held before the Colby/Thomas County Metropolitan Area Planning Commission on October 16, 2008, on a proposed amendment to the Colby/Thomas County Metropolitan Area Zoning Regulations to Allow Wind Energy Systems in All Zoning Classifications by Special Permission of the Governing Body of the City of Colby,

SECTION 3: That Article 2, Section 21-202 of the Colby/Thomas County Metropolitan Area Zoning Regulations be amended by adding the following:

- 13. Small wind energy systems of not more than 100 kW shall be permitted in all zoning classifications where structures of any sort are allowed, provided that:
- Definition: A small wind energy system shall be defined as a wind energy conversion system consisting of a wind turbine, a tower, and associated control or conversion electronics, which has a rated capacity of not more than 100 kW and which is intended primarily to reduce on-site consumption of utility
- Set Backs: The wind system structure shall be set back a minimum of 110% of the maximum height of the structure (including turbine blades) from any property boundary of the installation site; in addition, no guy wire anchor may extend closer than ten (10) feet to the property boundaries of the installation site.
- Tower Height: For property sizes less than 1/2 acre, maximum tower height shall be subject to set-backs as provided in Article 2 and restrictions imposed by FAA regulations. For property sizes between 1/2 acre and one acre, the tower height shall be limited to 150 feet, subject to setbacks provided in Article 2 and FAA regulations. For property sizes of one acre or more, there is no limitation on tower height other than set-backs provided in Article 2 and restrictions imposed by FAA regulations.
- Noise: Small wind energy systems shall not exceed 60 decibels of sound measured at the property boundary of the installation site
- Notification of Adjoining Property Owners: Applicants for a wind energy system shall notify all adjoining property owners within two hundred feet of the installation site of their intention to erect a wind energy system and shall file an affidavit of mailing said notice with the office of the City Clerk. The notice shall contain the time and date of the public hearing to be held before the Colby/ Thomas County Metropolitan Area Planning Commission and a detailed description of the wind energy system to be installed.
- Approved Wind Turbines: Small wind turbines must have been approved by a small wind certification program

### **Public Notice**

- recognized by the American Wind Energy Association. A copy of the certification must accompany the permit application.
- The wind energy systems shall not cause interference to microwave communications or radio and television transmission or reception in the area All blades shall be constructed of nonmetallic substances.
- Compliance with FAA Regulations: Small wind energy systems must comply with applicable FAA regulations, including any necessary approvals for installations close to an airport. A copy of the FAA Form 7460-1, Notice of Proposed Construction or Alteration, must accompany the permit application.
- Liability Insurance: Owners of small wind energy systems must carry liability insurance with a combined single limit of no less than \$2,000,000 as evidenced by a Certificate of Insurance attached to the permit application. Each insurance policy shall contain a clause to the effect that the policy shall not be canceled, reduced, restricted or limited at any time unless the city clerk is given ten (10) days written notice Failure to provide insurance may result in disconnection of the wind energy system from the utility company's distribution system.
- Interconnection Agreement: No small wind energy system shall be installed until evidence has been given that the utility company has approved the customer's request to install an interconnected customer-owned generator.
- Removal of Wind Energy System: Any wind energy system which is inoperable or unused for a period of one (1) year shall be removed at the owner's expense and shall be deemed a hazard and a dangerous and unfit structure within the meaning of the code of the City of Colby, Kansas, Chapter 4, Article 6, Dangerous and Unsafe Structures (K.S.A. 12-1751); (Ordinance 1371, Section 1; Code 2007). If the owner has not removed the structure as required herein, the City may exercise its remedies pursuant to those code sections and ordinances cited above as amended from time to time

SECTION 4. That the previous Section 13 be renumbered as Section 14 as follows

14. Before issuance of any special permit for any of the above buildings or uses the Governing Body shall refer the proposed application to the Planning Commission, which Commission shall be given thirty (30) days in which to make a report regarding the effect of such proposed building or use upon the character of the neighborhood, traffic conditions, public utility facilities, and other matters pertaining to the public health, public safety, and general No action shall be taken upon any application for a proposed building or use referred to above, until and unless the report of the Planning Commission has been filed; provided, however, if no report is received from the Commission within thirty (30) days it shall be assumed that approval of the application has been given by said

SECTION 5. That this Ordinance shall take effect and be in force from and after its passage and publication once in the official City newspaper

PASSED BY THE GOVERNING BODY AND APPROVED BY THE MAYOR this 21st day of October, 2008

(S) K. G. Bieber, Mayor

6 PM

6:30

7 PM

7:30

8 PM

ATTEST:

(Published in the Colby Free Press October 24, 2008)



Barn Special: \$17,600

 $40' \times 56' \times 12'$  fully erected, colored metal, engineered trusses on 4' centers, posts on 8' centers, 2"x 6" wallboards on 2' centers, #2 lumber used on roof purlins and wallboards. Includes: 1- upgraded walk door, 1-12' slider, rat guard, eve trim, top and bottom closure strips, tax, and a one year guarantee. Additional freight may apply.

1-866-492-1978

785-626-3121

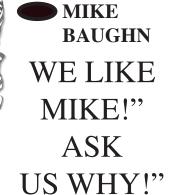
Vap Construction, Inc. • Owner: Jeff Vap • vaps@sbcglobal.net "According to Uncle Sam...this is the year to build! Call your accountant to see if your building will qualify for the 50% Depreciation Allowance under the 2008 Economic Stimulus Act!"

Once again we announce our endorsement and support for Sheriff Mike Baughn as the best choice for Sheriff on the November 4th General Election ballot. We have a combined experience of over 35 years in personnel administration, supervision and leadership. We know what it takes to train, manage and develop employees to provide professional services to the public, as well as manage a limited budget for today's law enforcement needs. We also know Sheriff Mike Baughn is the person to do just that, because he has done it and is still doing it. Sheriff Baughn is the right person for the job. Write-in MIKE BAUGHN for Sheriff, darken the oval to the left of his name and re-elect Mike as our Sheriff!



Cloyde D. Hopper Campaign Manager Baughn for Sheriff

7 Other CFP 10/24/08 indd 1





Thomas W. Jones Campaign Chairman Baughn for Sheriff

ADV. PAID FOR BY BAUGHN FOR SHERIFF; SHARRON KNOX, TREASURER

# 近OCAL TU 近ISTINGS



FREE PRESS

## **SUNDAY**

### **OCTOBER 26**

	6 AM	6:30	7 AM	7:30	8 AM	8:30	9 AM	9:30	10 AM	10:30	11 AM	11:30	
(LBY/ABC			Good Morning America (N) (CC)		This Week-George Stephanopoulos		Hour of Power (CC)		Paid Paid Program		First United Methodist Church		
(SNK/NBC	(Off Air)	Bring Wall St					Paid Program	Paid Program	Your Bible	Bring Wall St	Juicing Mach	Paid Program	
KBSL/CBS	Paid Program	Newspr- ing TV	Cake (EI) (CC)	Horse- land (EI)	CBS News Sunday M (N) (CC)				Dino Squad	Sushi Pack (EI)		NFL Today Host James Brown. (Live)	
K15CG 2	Mister Rogers	Barney- Friends	Ninos en-Casa	Plaza Sesamo	Kinder- garten	Mama- Movies	Wish- bone (EI)	Saddle Club	Animalia	Keeping Kids	Wealth- Track	To the Contrary	
ESPN 28	Football Final	NFL Matchup			SportsCer (CC)	nter (Live)	NFL Countdown (Live) (CC)						
USA 37	Paid Program	Chang- ing	Ed Young	Joel Osteen	The Starter Wife Mollywood (CC)		Wings (CC)		vie: Bring It On (2000) High-school erleaders vie for a coveted national title.			Movie:	
TBS (38)	(5:05) Movie: Movie: The Honeymooner Saving Silverman ★ Comedy) Cedric the Enterta					(2005,	Movie: Ho Pan to sav	ok ★★★ (1) e kids from	991, Fantasy) (PA) Lawyer turns into Peter Captain Hook. <i>Dustin Hoffman.</i> <b>(CC)</b>				
WGN 39	Paid Program	Amazing Facts	Key of David	Paid Program	Jimmy Swaggart (CC)		Feed the Children	Paid Program	Whacke- d Out d Out		Boston Legal An Eye for an Eye (CC)		
TNT (40)		vie: Salem' netown. <i>Rol</i>				unters vam	pires in his		he Ring ***\frac{1}{2} (2002) A videotape dly consequences for its viewers.				
DSC (42)	Paid Program	Paid Program	Paid Program	Paid Program	Time Warp	Time Warp			Prototype Boxing Ro	Expedition Al		n Alaska	
A&E (47)	Biography Michaels (		Biography Jovi (CC)	Jon Bon	Private Sessions Foreigner Foreigner.		The Sopranos (CC)		The Sopranos Proshai Livushka		Movie: Overboard ★★½ (1987) (CC)		
HIST (48)	The Zulu	Wars (CC)			MonsterQuest Mega Hog (CC)		MonsterQuest Swamp Beast (CC)		MonsterQuest Chupacabra (CC)		MonsterQuest Giant Squid Ambusl		
NICK (55)	Jimmy Neutron	Tak and Power	OddPar- ents	OddPar- ents	Spon- geBob	Spon- geBob	Barn- yard	Mighty B	Tak and Power	Spon- geBob	Spon- geBob	Spon- geBob	
DISN (56)	The Wiggles	Johnny- Sprites	Ein- steins	Tigger & Pooh	Mickey Mouse	Mickey Mouse	lmag. Movers	Handy Manny	Higgly- town	Charlie & Lola	Movie: Halloweer	ntown ★★	
FAM 58	Step by Step	Step by Step	Sabrina- Witch	Sabrina- Witch	Full House	Full House	My Wife and Kids	My Wife and Kids			★★ (1989, Fantasy)		
HALL 60	Odyssey Network		NASCAR Angels	M*A*S*H (CC)		M*A*S*H (CC)	Cheers (CC)	Cheers (CC)	Cheers (CC)	Cheers (CC)	Diagnosis (CC)	Murder	

### **OCTOBER 26 SUNDAY**

	12 PM	12:30	1 PM	1:30	2 PM	2:30	3 PM	3:30	4 PM	4:30	5 PM	5:30
KLBY/ABC	NASCAR Countdow	n (Live)	NASCAR	Racing: Sp	rint Cup F	Cup Pep Boys Auto 500. From Hampton, Ga. (Live)						News (N) (CC)
KSNK/NBC 8 8	Food Fast	Paid Program	Bring Wall St	CORR Off	Road Racing (CC) Figure Skating: Skate (CC)			e America.	(Live)	Storm Stories	NBC News	
KBSL/CBS	NFL Footh Stadium. (		s City Chief	s at New Yo	ork Jets. Gia	rk Jets. Giants NFL Paid Progran			Arete Hon Courage i		Evening News	News (CC)
K15CG 2	McLaug- McLaug- Theol- Religior hlin hlin ogy Ethics				Classic G (CC)	ospel	Healthy Body	Doctors on Call	Sewing- Nancy	Beads, Baubles	The Histo Historical.	ry Project
ESPN 28		ling: Denny ship. Wichit		College Formula (CC)		Basket- ball	Basket- ball	2008 Worl of Poker L		2008 Worl		Baseball Tonight
USA 37		vie: Head (2001) (CC			i <b>nging Dov</b> nedy) <i>Steve</i>					s ★★½ (1999, Comedy-Drama) A that laughter is the best medicine.		
TBS 38									Movie: The School of Rock ★★★ (2003) Jack Black. (CC)			
WGN 39	Movie: Th Escape Fr	e Neverend om Fantas	ding Story sia ★★ (1994	III: 4) <b>(CC)</b>	Movie: Back to the Secret Garden *** (2000, Fantasy) Camilla Belle. (CC)				Coach (CC)	Coach (CC)	ALF (CC)	ALF (CC)
TNT (40)			xorcism of rror) Laura		Movie: Go Boston ma	od Will Hu In must dea	<b>inting ★★★</b> Il with his ge	$\frac{1}{2}$ (1997) A enius and e	young motions.		eel Magnolias *** Ily Field. (CC)	
DSC (42)	(11:00) Ex Alaska	pedition	Sharkman hypnotize		utzen attempts to Deadly Reptiles II (CC)				MythBust firefighting		Dirty Jobs Hydroseeding.	
A&E (47)	(11:00) Mo Overboard		Paranor- mal	Paranor- mal	Intervention Antwahn and Billy Jose Cansec Last Shot (Co						CSI: Miami Murder in a Flash (CC)	
HIST (48)	Gangland gangs. (CC		Gangland of Destruct		Gangland Salt Lake (		Gangland Bandidos of San Antonio. (CC)		Gangland Blood in the Streets (CC)		Gangland Disciples	Satan of Chicago.
NICK 55	Jimmy Ne Boy Geniu		OddPar- ents	Tak and Power	Barn- yard	Jimmy Neutron	Mighty B	Spon- geBob	Spon- geBob	Spon- geBob	Ned's School	Drake & Josh
DISN 56	(11:00) Movie:	Wizards- Place	Wizards- Place	Wizards- Place	Wizards- Place	Wizards- Place	Wizards- Place	Wizards- Place	Wizards- Place	Wizards- Place	Wizards- Place	Wizards- Place
FAM (58)			Family ★★ ston, Raul J		Movie: Addams Family Values ★★½ (1993, Comedy) Anjelica Huston.				Movie: Tim Burton's Corpse Bride  ★★★½ (2005) Voices of Johnny Depp.			
HALL 60			n Mystery: ng Governo				Evening N Griffith. (Co		Movie: McBride: Fallen Idol (2006, Mystery) John Larroquette. (CC)			

### **SUNDAY OCTOBER 26**

8:30

9 PM

9:30

10 PM | 10:30 | 11 PM | 11:30

KLBY/ABC 4 6	America's Home Vide		Extreme Makeover: Home Edition (CC)			Housewives (CC) (N) (CC)		& Sisters	News (N) (CC)	KAKE Sports	Lawyer on Line	Paid Program	
KSNK/NBC 8 8	Football N America (I					Old Virgin ★★★ (2005) Three co- heir buddy get a sex life. (CC)			News (N)	Monk Mr. the Marath		The Insider	
KBSL/CBS	60 Minutes (N) (CC)		The Amazing Race 13 (N) (CC)				The Unit I Lessons (1		News (N) (CC)	News (N)	Catch it Kansas	Whacke- d Out	
K15CG 2	Farmers' TV	Sun- flower						e The Choice 2008 Biographies of ohn McCain and Barack Obama.			To Be Announced		
ESPN 28	SportsCer (CC)	SportsCenter (Live) College Football: Cer			ntral Florida	at Tulsa. (	Live) (CC)		SportsCe	nter (Live) (	CC)	Sports- Center	
USA 37)	House Whac-A- Mole (CC)				House On One Room				Movie: Patch Adams ★★½ (1999)				
TBS 38	(4:30) Mov School of							<b>e Pink Pan</b> PA) <i>Steve</i> i			Movie: Hook *** (1991) (PA) (CC)		
WGN 39	WKRP in Cin.	WKRP in Cin.		Newhart (CC)	Honey- mooners	Honey- mooners	WGN News	Instant Replay	Be- witched	Be- witched	Dream- Jeannie	Dream- Jeannie	
TNT 40	(4:30) Mov Magnolias								vie: Pretty Woman ★★★ (1990) A corporate raider es a hooker to act as a business escort. (CC)				
DSC 42	De- stroyed	De- stroyed	Nature's D	Deadliest			Storm Chasers When Parts Fly (N)		Cash Cab (CC) Cab (CC)		Nature's Deadliest		
A&E 47)	CSI: Miam (CC)	i Legal	CSI: Miam Addiction (							The Cleaner Pilot (CC)		CSI: Miami Addiction (CC)	
HIST 48		History's Mysteries Gangland: Aryan History of Halloween Brotherhood (CC)		Cities of the Underworld (CC) Ancient Discoverie		Ancient Discoverie		Ganglan ies (CC) Brotherh					
NICK 55		iCarly (CC)	<b>Zoey 101</b> of P.C.A. (			Home Improve.	George Lopez	George Lopez	Family Matters	Family Matters	Home Improve.	Home Improve.	
DISN 56	Wizards- Place	Wizards- Place		Wizards- Place	Movie: Ha Kalabar's	lloweentov Revenge (2	<b>vn II:</b> 2001)	Zack & Cody	Zack & Cody	Hannah Montana	That's- Raven	Cory in House	
FAM 58		Movie: Beetlejuice (1988) Two ghosts try o scare away their home's new tenants.			Movie: Poltergeist ★★★½ (1982, Horror) A family's lives are disrupted by vengeful ghos					Fresh Prince	Joel Osteen	Feed the Children	
HALL 60	Murder, She Wrote Petrified Florist (CC) Murder, She Wrote Threshold of Fear				Murder, S The Big Ki		Murder, S Dead to Ri			Bride: Fall ohn Larroqu	en Idol (2006,		

### **MONDAY OCTOBER 27**

6 PM | 6:30 | 7 PM | 7:30 | 8 PM | 8:30 | 9 PM | 9:30 | 10 PM | 10:30 | 11 PM | 11:30 |

KLBY/ABC  4 6	News (N) (CC)	Enter- tainment	Dancing With the Stars (Live) (CC)			Saman- tha Who	Boston Le Happy Tra		News (N) (CC)	Nightline Jimmy Kir (N) (CC) (CC)		nmel Live	
KSNK/NBC 8 8	News (N)	Wheel of Fortune		nuck Chuck ersus Tom Sawyer Sum (N) (C					News (N)	The Tonig With Jay I			
KBSL/CBS	News (N) (CC)	Inside Edition	Big Bang Th	How I Met	Two/Half Men	Worst Week	CSI: Miami Stand News (N) Your Ground (CC) (CC)		News (N) (CC)	Late Show David Lett			
K15CG			Antiques Roadshov	Jackpot!			e LBJ: We seliever (Par		World News	This Is America	Charlie Ro (CC)	Charlie Rose (N)	
ESPN 28	Monday Night Countdown (Live) (CC)		down	NFL Footb (Live)	all: Indiana	apolis Colts	at Tenness	ee Titans. I	P Field.	SportsCer	nter (Live) (	CC)	
USA (37)	NCIS Dead Man Talking (CC)		House Acc (CC)	ceptance	WWE Monday Night Raw (Live) (CC)				NCIS Shal	om (CC)	Law & Order: Criminal Intent		
TBS 38	Seinfeld (CC)	Seinfeld (CC)	Family Guy (CC)	Family Guy (CC)	Family Guy (CC)	Family Guy (CC)	Name Is Earl	Name Is Earl	Seinfeld (CC)	Sex and the City	Sex and the City	Movie: I Am Sam	
WGN 39	7th HeavenAnd Three's Expiation (CC) a Crowd			Three's a Crowd	Three's a Crowd	Three's a Crowd	WGN News at Nine (N) (CC)		Scrubs (CC)	Scrubs My Fault	Corner Gas	Becker (CC)	
TNT 40	Law & Ord (CC) (DVS				The Close Child (CC)			Bones The Crank in the Shaft (CC)		Without a Trace One Wrong Move			
DSC (42)		How It's Made	De- stroyed	De- stroyed	UFOs Ove (N)	r Earth	Investigat	ion X (N)	How It's Made	How It's Made	De- stroyed	De- stroyed	
A&E (47)	CSI: Miam	i (CC)	Intervention		Intervention (CC)	on Sandra	Paranormal State I Am Six (N) (CC)		Criss Angel Mindfreak (CC)		Intervention Drug addicts. (CC)		
HIST 48			Modern M Halloween						Bloodlines: Dracula Family		Modern Marvels Halloween Tech		
NICK (55)	Zoey 101 (CC)	iCarly (CC)	OddPar- ents	iCarly (CC)	Home Improve.	Home Improve.	George Lopez	George Lopez	Family Matters	Family Matters	Home Improve.	Home Improve.	
DISN 56	Zack & Cody	Hannah Montana	Movie: Ha (2004) Del	vie: Halloweentown High 04) Debbie Reynolds. (CC)		Wizards- Place	Wizards- Place	Life With Derek	Zack & Cody	Hannah Montana	That's- Raven	Cory in House	
FAM 58	That '70s Show	That '70s Show				nce Fiction) A giant mutated Matthew Broderick. (CC)			The 700 C	lub (CC)	Samurai Girl (Part 5 of 6) (CC)		
HALL 60	Walker, Te Ranger (P		Walker, Te Ranger (P		Movie: Lo Katherine	<b>ve Comes</b> Heigl, Dale	<b>Softly</b> (200 <i>Midkiff.</i>	3, Drama)	Murder, S Day of the		Murder, She Wrote Angel of Death (CC)		