ORDINANCE NO. 17690

AN ORDINANCE introduced by Councilmember Harold Lane relating to the insurance requirement for tree, shrub and vine services regarding the dollar amounts of liability insurance coverage required and liability deductible allowed for damage to property, amending City of Topeka Code § 150-140, Insurance requirement, and specifically repealing said original section.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That § 150-140, Insurance requirement, of The Code of the City of Topeka is hereby amended to read as follows:

Insurance requirement.

No license under this division shall be effective and no such license shall be issued until the applicant or licensee shall present to the city clerk a satisfactory public liability insurance policy covering all operations of such applicant or licensee in such business in the city in the sum of at least $25,000.00 $100,000.00 for each person injured and containing a limitation of liability of not less than $50,000.00 $200,000.00 in case of injury of two or more persons in any one accident and in the sum of not less than $5,000.00 $50,000.00 for damage to property. Such policy may be written to allow the first $150.00 $500.00 of liability for damage to property to be deductible. Should any policy be cancelled, the city shall be notified of such cancellation within ten days after such cancellation is effective, and provisions to that effect placing upon the company writing such policy the duty to give such notice shall be incorporated in such policy. If any such insurance policy at any time fails, in the opinion of the city forester, to comply with the provisions of this section or to afford reasonably satisfactory
protection to the persons intended to be protected thereby, he/she shall in writing so
notify the licensee and the city clerk, and failure to maintain the insurance required by
this section shall be grounds for revocation of any such license or, in the discretion of
the city forester, for the suspension thereof until the insurance required by this section is
so furnished, and it shall be unlawful for any person to engage in business while the
license to do so is for any reason suspended or after such license is for any reason
revoked.

Section 2. That § 150-140 of The Code of the City of Topeka, Kansas, is
hereby repealed.

Section 3. This ordinance shall take effect and be in force from and after its
passage, approval and publication in the official City newspaper.

Passed and approved by the City Council  
June 12, 2001

[Signature]
Harry Felker, Mayor

ATTEST:

[Signature]
Iris E. Walker, City Clerk

[Stamp]
CITY ATTORNEY'S OFFICE

CCORD/ INSURANCE REQ.
TREE SERVICE  5/16/01