

ORDINANCE NO. 244

AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF LINN VALLEY REQUIREMENTS AND FEES FOR BUILDING PERMITS ISSUED BY THE CITY OF LINN VALLEY, KANSAS.

IT IS HEREBY ORDAINED BY THE GOVERNING BODY OF THE CITY OF LINN VALLEY, KANSAS:

SECTION 4-202 OF THE CITY CODE SHALL BE AMENDED TO READ AS FOLLOWS:

Section 1. The following sections of the 2006 International Building Code are hereby amended to read in their entirety:

Section 108.1 Payment of fees. A permit shall not be valid until the fees prescribed by law have been paid, nor shall an amendment to a permit be released until the additional fee, if any, has been paid.

Section 108.1.1 An application fee shall be required with all permit applications. Review of the application will not commence until such fee is paid. The application fee shall be applied to payment of the permit fee. The application fee will not be refunded for an application denied approval by the city or withdrawn.

Section 108.1.2 If the full permit fee has not been paid within thirty days of issuance, approval of the permit shall be withdrawn.

Section 108.2 Permit Fees. On buildings, structures with electrical, gas, mechanical, plumbing systems, or alterations requiring a permit, a fee for each permit shall be paid as required prior to commencing any work included on said permit.

Section 108.2.1 All said fees shall be set by resolution.

Section 108.2.2 Permit fees for improvements or construction, not included in 108.2.1 shall be determined by multiplying the base fee by the number of inspections needed.

Section 108.2.3 The base fee will be applied to approved changes to an existing permit. Fees will be due upon the building official's approval of changes.

Section 108.2.4 An environmental impact fee set by resolution will be assessed for installation of each sewer holding tank and water holding tank in addition to the required permit fees. Environmental impact fee shall be set by resolution.

Section 108.2.5 No permit or fee shall be required or assessed for the following:

- a. Roof repair if project does not exceed \$5,000 in cost
- b. Yard fences under six feet in height.

c. Skid Sheds less than 240 square feet, not permanently fixed to concrete slab or other structural base, and with no connection to utilities including: electric, water, and/or sewer waste disposal.

d. Lot clearing – removal of brush and small trees. Excavation shall require a building permit. Excavation is defined as removal of soil or rock from a property site or within a site to form an open face, or hole using tools or machinery. Purposes for excavation may include but not exclusively for footings, basements, and structural foundations.

e. Culverts not connecting to city or county roadways.

f. Driveways not connecting to city or county roadways.

g. Non-structural concrete slab

c. General outside maintenance excluding foundation and electrical work that does not exceed \$5000 in cost.

Work exempt from permit requirements must comply with city code and ordinances.

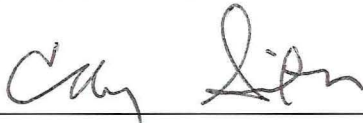
108.4 Penalties. Any person who commences any work requiring a permit prior to obtaining the necessary permit shall be required to obtain a permit and be subject to a fine of no more than \$100 a day, but not less than \$25 a day, until such time as the property permit is obtained.

108.6 Refunds. The building official is authorized to grant refunds of up to one half of original permit fees up to \$200 provided the request for a refund is submitted in writing no more than 60 days from the date of issuance of permit.

Section 2. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed as to the conflicting portions.

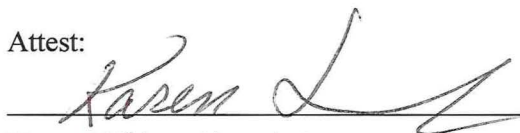
Section 3. This ordinance shall take effect and be in full force from and after its adoption by the governing body of the city, approved by the mayor, and publication of summary in the official newspaper and publication of the entire ordinance on the official city website, www.linnvalleyks.com.

ADOPTED AND PASSED by the governing body of the City of Linn Valley, Kansas on twelfth 12th day of December 2022.



Cindy Smith, Mayor

Attest:



Karen Siffring, City Clerk

