

(First Published in the Horton Headlight on the ____ day of _____, 2008, 1x)

ORDINANCE NO. 1081

AN ORDINANCE AMENDING MUNICIPAL ORDINANCE NO. 706, §7, AND ESTABLISHING AMENDED BUILDING PERMIT FEES WITHIN THE CORPORATE TERRITORIAL LIMITS OF THE CITY OF HORTON, KANSAS.

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

Section 1. Section 7, Municipal Ordinance No. 706 (May 22, 1967), is hereby repealed and following substitute language is adopted:

“No building shall be erected, enlarged or altered within the city without applying for a permit therefor from the Building Official, as provided in Section 105 of the International Building Code, 2006 Edition, as amended by Ordinance No. 1080 (2008), and paying the permit fee therefor.”

“The fees prescribed in this section shall be paid with the submission of the permit, and no permit shall be considered as submitted until such permit fee has been paid. All fees prescribed and collected shall be paid to the City Clerk or designees of the City Clerk.”

“The following building fees shall be applicable for all permits submitted to the Office of the Horton City Clerk, City of Horton, prior to the consideration of any permit submitted. Such fees are based on the estimated valuation of the construction as estimated by the Building Official.”

- (a) Estimated valuation of \$1.00 to \$500.00.....\$25.00.
- (b) Estimated valuation of a \$501.00 to \$2,000.00.....\$25.00
for the first \$500.00 plus \$2.00 per additional \$100.00 or fraction thereof, to and including \$2,000.00.
- (c) Estimated valuation of \$2,001 to \$25,000.00.....\$50.00
for the first \$2,000.00 plus \$5.00 per additional \$1,000.00 or fraction thereof, to and including \$25,000.00.
- (d) Estimated valuation of \$100,001.00 to 500,000.00.....\$200.00
for the first \$50,000.00 plus \$3.00 per additional \$1,000.00 or fraction thereof, to and including \$100,000.00.

(e) Estimated valuation in excess of \$500,001.00.....\$1,000
for the first \$500,000.00 plus \$2.00 per additional \$1,000.00 or fraction thereof.

Section 3. All building permits issued prior to the effective date of this ordinance shall remain in effect until abandoned after 180 days of inactivity or completion of the scope of construction within original permit. All permits issued after the effective date of this ordinance shall be subject to the permit schedule within section 2 of this Ordinance.

Section 4. The Governing Body of the City of Horton, Kansas, shall have the authority to waive any of the building permit fees hereinbefore ordained where the Governing Body has made a finding by resolution that such waiver of fees is (i) in pursuit of a legitimate economic development interest; (ii) for the benefit of a benevolent association that is registered as not for profit under the United States Internal Revenue Code; or (iii) for the benefit of increasing affordable housing for low and moderate income individuals and households.

Section 5. The Horton City Clerk is hereby ordered and directed to cause this ordinance to be published at least once in The Horton Headlight, the newspaper of general circulation for the City of Horton, Kansas.

Section 6. This ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect from and after the date of its final passage and adoption.

Passed by the Governing Body of the City of Horton, Kansas, this 19th day of February, 2008.

Mr. Tim Lentz, Mayor, City of Horton, Kansas

ATTEST:

Ms. Candy Schmitt, City Clerk, City of Horton, Kansas