

RESOLUTION NO. 07-2018

**A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF CHEROKEE COUNTY, KANSAS, REPEALING RESOLUTION NUMBER 03-2018 AND ESTABLISHING NEW RATES FOR SEPTIC AND SEWER SYSTEM APPLICATIONS, PERMITS AND LICENSES, AND BUILDING PERMITS.**

**BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF CHEROKEE COUNTY, KANSAS:**

**SECTION 1. GENERAL AUTHORITY.** K.S.A. 19-101, *et. seq.*, and K.S.A. 19-212 authorize the Board of County Commissioners of Cherokee County, Kansas, to transact all County business and perform all powers of local legislation deemed appropriate, and to make all contracts and do all other acts in relation to the property and concerns of the County necessary to the exercise of its corporate or administrative powers.

**SECTION 2. PROJECT.** The Board of County Commissioners is transferring the administrative responsibilities for enforcement of regulations pertaining to construction and reconstruction of private sewers and drains in the unincorporated areas of Cherokee County from the Cherokee County Health Department to the Cherokee County Department of Emergency Management. The Department of 911 Mapping shall issue all building permits for the unincorporated areas of Cherokee County, Kansas.

**SECTION 3. ADMINISTRATION.** Administrative fees shall be imposed to help offset the costs associated with Federal, State and County environmental code enforcement by the Cherokee County Department of Emergency Management.

**SECTION 4. FEE SCHEDULE:**

**BUILDING PERMIT APPLICATIONS - NON-COMMERCIAL: \$25.00**

- 911 address and proof of ownership must accompany application
- New site-built structures, housing and storage (not used for farming)
- Modular homes / Mobile homes / Manufactured homes  
Owner/occupant shall notify Cherokee County before moving manufactured home, mobile home or modular home into the County.  
Proof of title is required prior to issuance of building permit.  
The modular home / mobile home shall be manufactured after June 15,

1976 and conform to the standards of the National Manufactured Home Construction and Safety Standards (42 U.S.C § 5403 and 24 C.F.R. 3280 *et. seq.*)

The modular home / mobile home / manufactured home shall be installed by a licensed manufactured home installer, qualified pursuant to Kansas Statutes Annotated - K.S.A.58-4219, as amended.

**FLOOD PLAIN PERMIT (new construction and additions): \$50.00**  
911 address and proof of ownership must accompany application

**DECKS AND IN-GROUND POOLS - no permit required**

**AGRICULTURE STRUCTURES: \$0.00**  
Permit is required before construction; no cost

**BUILDING PERMIT APPLICATIONS - COMMERCIAL: \$50.00**  
911 address and proof of ownership must accompany application

**CELL TOWERS: \$50.00**  
911 address and proof of ownership must accompany application

**SEPTIC SEWER SYSTEMS:**  
**SITE PLANS MUST ACCOMPANY ALL SEPTIC SYSTEM APPLICATIONS**  
Contractor waste water septic permit application fee -- \$20.00  
Contractor permit fee for reconstruction -- \$30.00  
Contractor permit fee for new construction -- \$40.00  
Contractor's application & license annual fee -- \$60.00  
Sewage system re inspection for resale -- \$150.00

**SEPTIC HAULER:**  
License and annual inspection fee -- \$50.00

**PROCEDURES:**  
All application forms shall be available from the Cherokee County Emergency Management office, Cherokee County 911 Mapping Office or on the Cherokee County official website.

**SECTION 5. PENALTIES FOR NON-COMPLIANCE:**

- Owner: In the event the property owner has not completed application(s) and obtained the requisite permit(s), and the owner receives written notice from the County, the owner shall have thirty (30) days to comply. The application and permit fees are doubled for failure to comply within thirty (30) days from the date of the letter, and the County reserves the right to certify unpaid fees as special


assessments against the property.

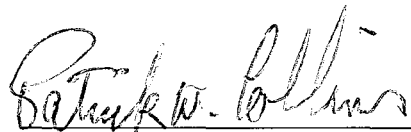
- Contractor: Contractors' failures to timely submit permit for reconstruction or new construction and licenses to the Emergency Management Department, prior to the commencement of construction, shall result in penalties amounting to ten dollars (\$10.00) every thirty (30) days compliance is delayed.


**SECTION 6. PUBLICATION.** This Resolution shall be effective upon passage. The County Clerk shall cause this resolution to be published in the official County Newspaper.

**SECTION 7. CONFLICT.** That all resolutions, County policies or parts thereof in conflict herewith are hereby repealed insofar as they conflict herewith.

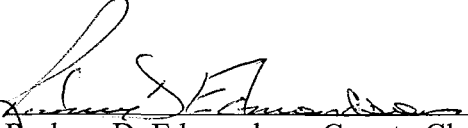
**PASSED and APPROVED** by the Board of County Commissioners of Cherokee County, Kansas, this 12 day of March, 2018.

  
Cory Moates, Chairman  
Cherokee County Commissioner

  
Patrick Collins  
Cherokee County Commissioner

  
Neal Anderson  
Cherokee County Commissioner

ATTEST:

  
Rodney D. Edmondson, County Clerk

(Seal)