

**RESOLUTION TO AMEND WICHITA-SEDGWICK COUNTY
UNIFIED BUILDING AND TRADE CODE TABLE B
FOR BUILDING PERMIT FEES**

RESOLUTION NO. D42-2018

Published on: _____

Effective Upon Publication

WHEREAS, the Board of County Commissioners of Sedgwick County and the City of Wichita City Council have hereby adopted the Wichita-Sedgwick County Unified Building and Trade Code ("UBTC") through Resolution No. 175-2012 and Ordinance No. 49-412; and

WHEREAS, the UBTC is the joint building and trade code within the city limits of the City of Wichita, the unincorporated area of Sedgwick County, and the second- and third-class cities within Sedgwick County that agree to have Sedgwick County inspect and/or enforce such codes within their city limits; and

WHEREAS, the Wichita City Council approved Resolution No. R-95-560 on December 12, 1995, which resulted from litigation regarding building permit fees; and

WHEREAS, the City of Wichita and Sedgwick County wish to comply with the provisions of City Resolution No. R-95-560 and delegate authority to the Metropolitan Area Building and Construction Department ("MABCD") Director to lower building permit fees as described within this Resolution.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS:

SECTION 1.

Article I, Section 2, Table B, entitled "Building Permit Fees," is amended to state as follows:

TABLE B

BUILDING PERMIT FEES

1. Residential – New Build:

On Residential New Build, the building permit shall be 38 cents for each square foot of finished space and 30 cents for each square foot of unfinished space. For non-commercial, accessory structures (all private, non-dwelling structures on residential property), the building permit shall be 25 cents for each square foot of finished space and 20 cents for each square foot of unfinished space. If unfinished space of an accessory structure exceeds 5,000 square feet, the building permit shall be 20 cents for each square foot of unfinished space for the first 5,000 square feet and 10 cents for each additional unfinished square foot thereafter.

2. Commercial – New Build:

Total Valuation	Fee
\$1.00 to \$1,000.00	\$40.00
\$1001.00 to \$2,000.00	\$40.00 for the first \$1,000.00 plus \$3.00 for each additional \$100.00, or fraction thereof, to and including \$2,000.00
\$2,001.00 to \$40,000.00	\$70.00 for the first \$2,000.00 plus \$11.00 for each additional \$1,000.00, or fraction thereof, to and including \$40,000.00
\$40,001.00 to \$100,000.00	\$488.00 for the first \$40,000.00 plus \$9.00 for each additional \$1,000.00, or fraction thereof, to and including \$100,000.00
\$100,001.00 to \$500,000.00	\$1,028.00 for the first \$100,000.00 plus \$7.00 for each additional \$1,000.00, or fraction thereof, to and including \$500,000.00
\$500,001.00 to \$1,000,000.00	\$3,828.00 for the first \$500,000.00 plus \$5.00 for each additional \$1,000.00, or fraction thereof, to and including \$1,000,000.00
\$1,000,001.00 to \$5,000,000.00	\$6,328.00 for the first \$1,000,000.00 plus \$3.00 for each additional \$1,000.00, or fraction thereof to and including \$5,000,000.00.
\$5,000,001.00 and up	\$18,328.00 for the first \$5,000,000.00 plus \$2.25 for each additional \$1,000.00 or fraction thereof.

3. For all remodels or rebuilds for both residential and commercial, the building permit shall be based upon the amounts specified in paragraph 2 above.
4. MABCD will maintain a reserve fund to allow for continued operating costs in the event of a sudden decline in permit fee revenues. Consistent with City of Wichita Resolution R-95-560 and reflecting the agreement reached between the City and the Wichita Area Builders Association, among other parties, this will be a three-month to four-month department operating reserve. In order to reduce funds in excess of a four-month reserve, the Director of the MABCD is granted authority to make temporary and discretionary reduction of fees not to exceed 20% below those published in Table B. The MABCD Director may remove said temporary reduction, or a portion thereof, 60 days after providing notification to the Board of County Commissioners of Sedgwick County and the governing body of the City of Wichita.

SECTION 2.

Should any section, clause or provision of this Resolution be declared by any court of competent jurisdiction to be invalid, the same shall not affect the validity of this Resolution as a whole, or any part thereof, other than the part so declared to be invalid.

SECTION 3.

The Sedgwick County Clerk is directed to publish this Resolution upon its approval. This Resolution shall be effective upon publication.

Commissioners present and voting were:

DAVID M. UNRUH	<u>aye</u>
MICHAEL B. O'DONNELL, II	<u>aye</u>
DAVID T. DENNIS	<u>aye</u>
RICHARD RANZAU	<u>absent</u>
JAMES M. HOWELL	<u>aye</u>

Dated this 21st day of March, 2018.

BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

ATTEST:

Kelly B. Arnold
KELLY B. ARNOLD, County Clerk



David T. Dennis
DAVID T. DENNIS, Chairman
Commissioner, Third District

David M. Unruh
DAVID M. UNRUH, Chair Pro Tem
Commissioner, First District

APPROVED AS TO FORM:

Justin M. Waggoner
JUSTIN M. WAGGONER
Assistant County Counselor

Michael B. O'Donnell, II
MICHAEL B. O'DONNELL, II
Commissioner, Second District

Richard Ranzau
RICHARD RANZAU
Commissioner, Fourth District

James M. Howell
JAMES M. HOWELL
Commissioner, Fifth District