

ORDINANCE NO. 2142

AN ORDINANCE REGARDING THE ISSUANCE OF DEMOLITION PERMITS WITHIN THE CITY OF COUNCIL GROVE, KANSAS.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF COUNCIL GROVE, KANSAS:

Section 1. DEMOLITION PERMIT. All demolition permits issued by the City of Council Grove shall expire forty-five days after the date of issuance.

Section 2. FEES. The fee for issuance of a demolition permit shall be \$24.00.

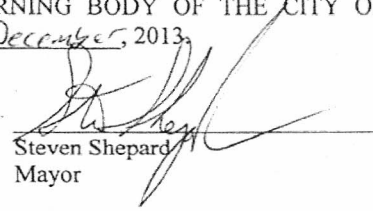
Section 3. PENALTY. Failure to complete a demolition within forty-five days will result in the fine of \$10.00 per day for each and every day that the demolition project exceeds forty-five days. The fine shall be paid to the City Building Inspector. If not paid within 10 days after assessment, an action may be commenced in Municipal Court. In such case the fine shall be \$20.00 per day for each and every day that the demolition exceeds forty-five days.

Section 4. EXTENSION OF TIME FOR DEMOLITION. Any demolition permit holder may request an extension of their demolition time, however such extension must be requested before the initial demolition period expires. In order to receive an extension of a demolition permit the permit holder must show good cause as to why such demolition permit should be extended by the governing body. A determination of what constitutes "good cause" will be the sole discretion of the governing body.

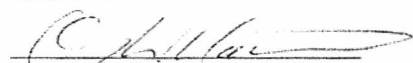
Section 5. REPEAL. Ordinance 2054 of the Ordinances of the City of Council Grove, Kansas, is hereby repealed.

Section 6. EFFECTIVE DATE. This ordinance shall take effect upon its publication in the official city newspaper.

PASSED AND APPROVED BY THE GOVERNING BODY OF THE CITY OF COUNCIL GROVE, KANSAS, ON THIS 12 day of December, 2013.


Steven Shepard
Mayor

ATTEST:


Danny Matthews
City Clerk



ORDINANCE NO. 1974

AN ORDINANCE ADOPTING THE NATIONAL ELECTRIC CODE: PROVIDING FOR PERMIT FEES; PROVIDING FOR PENALTIES FOR THE VIOLATION OF THIS ORDINANCE; AND REPEALING ANY AND ALL ORDINANCES IN CONFLICT WITH THIS ORDINANCE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF COUNCIL GROVE, KANSAS:

Section 1. REPEAL. This ordinance does hereby repeal any and all ordinances in conflict with this ordinance.

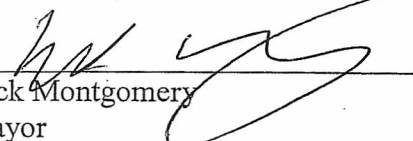
Section 2. NATIONAL CODE INCORPORATED. The National Electric Code, edition of 2005, published by the National Fire Protection Association is hereby incorporated by reference as though fully set out herein save and except such article. Not less than three copies of the National Electric Code shall be kept on file in the Office of the City Clerk for inspection by and use of the public at all reasonable business hours. The filed copies shall be marked or stamped "Official Copy as Incorporated by the Code of the City of Council Grove, Kansas, Ordinance No. 1974." All sections or portions of the filed copies of the National Electric Code shall be clearly marked to show deletion, modifications or amendments thereto.

Section 3. FEES. The current fee schedule approved by the City shall be used for individual permits.

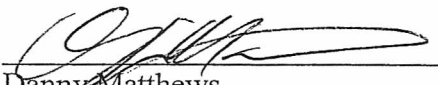
Section 4. VIOLATIONS AND PENALTIES. Any person violating any provision of this article shall be deemed guilty of a code violation and, upon conviction thereof, shall be punishable by a fine not to exceed \$100.00. Each separate day or any portion thereof, during which any violation of this article occurs or continues, shall be deemed to constitute a separate offense and, upon conviction thereof, shall be punishable as herein provided.

Section 5. EFFECTIVE DATE. This ordinance shall take effect and be in full force from and after its publication on the Council Grove Republican, the official city newspaper.

PASSED AND APPROVED BY THE GOVERNING BODY OF THE CITY OF COUNCIL GROVE, KANSAS ON THIS 17th day of October, 2005.


Dick Montgomery
Mayor

ATTEST:


Danny Matthews
City Clerk

ORDINANCE NO. 2015

AN ORDINANCE ADOPTING THE INTERNATIONAL PLUMBING CODE: PROVIDING FOR PERMIT FEES; PROVIDING FOR PENALTIES FOR THE VIOLATION OF THIS ORDINANCE; AND REPEALING ANY AND ALL ORDINANCES IN CONFLICT WITH THIS ORDINANCE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF COUNCIL GROVE, KANSAS:

Section 1. INTERNATIONAL PLUMBING CODE OF 2006 ADOPTED. The International Plumbing Code, edition of 2006, published by the International Code Council is hereby incorporated by reference as though fully set out herein save and except such article. Not less than three copies of the International Plumbing Code shall be kept on file in the Office of the City Clerk for inspection by and use of the public at all reasonable business hours. The filed copies shall be marked or stamped "Official Copy as Incorporated by the Code of the City of Council Grove, Kansas, Ordinance No. 2015." All sections or portions of the filed copies of the International Plumbing Code shall be clearly marked to show deletion, modifications or amendments thereto.

Section 2. FEES. The current fee schedule approved by the City shall be used for individual permits.

Section 3. EXCEPTION. The following section is excepted: Section 109 in its entirety.

Section 4. AMENDMENTS. Section 608.16.1 is amended as follows:

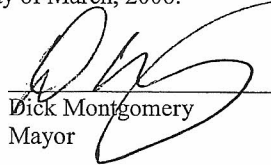
608.16.1 Beverage Dispensers. The water supply connection to beverage dispensers shall be protected against backflow by a backflow preventer conforming to ASSE 1013, AWWA C511, CSA B64.4, CSA B64.4.1 or by an air gap. The backflow preventer device and the piping downstream therefrom shall not be affected by carbon dioxide gas.

Section 5. VIOLATIONS AND PENALTIES. Any person violating any provision of this article shall be deemed guilty of a code violation and, upon conviction thereof, shall be punishable by a fine not to exceed \$100.00. Each separate day or any portion thereof, during which any violation of this article occurs or continues, shall be deemed to constitute a separate offense and, upon conviction thereof, shall be punishable as herein provided.

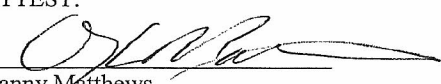
Section 6. REPEAL. This ordinance does hereby repeal any and all ordinances in conflict with this ordinance. #1975

Section 7. EFFECTIVE DATE. This ordinance shall take effect and be in full force from and after its publication on the Council Grove Republican, the official city newspaper.

PASSED AND APPROVED BY THE GOVERNING BODY OF THE CITY OF COUNCIL GROVE, KANSAS ON THIS 26 day of March, 2006.


Dick Montgomery
Mayor

ATTEST:


Danny Matthews
City Clerk

ORDINANCE NO. 2016

AN ORDINANCE ADOPTING THE INTERNATIONAL MECHANICAL CODE: PROVIDING FOR PERMIT FEES; PROVIDING FOR PENALTIES FOR THE VIOLATION OF THIS ORDINANCE; AND REPEALING ANY AND ALL ORDINANCES IN CONFLICT WITH THIS ORDINANCE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF COUNCIL GROVE, KANSAS:

Section 1. INTERNATIONAL MECHANICAL CODE OF 2006 ADOPTED. The International Mechanical Code, edition of 2006, published by the International Code Council is hereby incorporated by reference as though fully set out herein save and except such article. Not less than three copies of the International Mechanical Code shall be kept on file in the Office of the City Clerk for inspection by and use of the public at all reasonable business hours. The filed copies shall be marked or stamped "Official Copy as Incorporated by the Code of the City of Council Grove, Kansas, Ordinance No. 2016." All sections or portions of the filed copies of the International Mechanical Code shall be clearly marked to show deletion, modifications or amendments thereto.

Section 2. FEES. The current fee schedule approved by the City shall be used for individual permits.

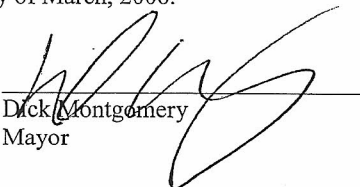
Section 3. EXCEPTION. The following section is excepted: Section 109 in its entirety.

Section 4. VIOLATIONS AND PENALTIES. Any person violating any provision of this article shall be deemed guilty of a code violation and, upon conviction thereof, shall be punishable by a fine not to exceed \$100.00. Each separate day or any portion thereof, during which any violation of this article occurs or continues, shall be deemed to constitute a separate offense and, upon conviction thereof, shall be punishable as herein provided.


Section 5. REPEAL. This ordinance does hereby repeal any and all ordinances in conflict with this ordinance. #176

Section 6. EFFECTIVE DATE. This ordinance shall take effect and be in full force from and after its publication on the Council Grove Republican, the official city newspaper.

PASSED AND APPROVED BY THE GOVERNING BODY OF THE CITY OF COUNCIL GROVE, KANSAS ON THIS 26 day of March, 2006.


Dick Montgomery
Mayor

ATTEST:


Danny Matthews
City Clerk

ORDINANCE NO. 2017

AN ORDINANCE ADOPTING THE INTERNATIONAL BUILDING CODE: PROVIDING FOR PERMIT FEES; PROVIDING FOR PENALTIES FOR THE VIOLATION OF THIS ORDINANCE; AND REPEALING ANY AND ALL ORDINANCES IN CONFLICT WITH THIS ORDINANCE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF COUNCIL GROVE, KANSAS:

Section 1. INTERNATIONAL BUILDING CODE OF 2006 ADOPTED. The International Building Code, edition of 2006, published by the International Code Council is hereby incorporated by reference as though fully set out herein save and except such article. Not less than three copies of the International Building Code shall be kept on file in the Office of the City Clerk for inspection by and use of the public at all reasonable business hours. The filed copies shall be marked or stamped "Official Copy as Incorporated by the Code of the City of Council Grove, Kansas, Ordinance No. 2017." All sections or portions of the filed copies of the International Building Code shall be clearly marked to show deletion, modifications or amendments thereto.

Section 2. EXCEPTION. Section 112 is excepted in its entirety.

Section 3. FEES. The current fee schedule approved by the City shall be used for individual permits.

Section 4. SAME; EXEMPTIONS. Work requiring a permit shall not be assessed a fee when labor and materials total less than \$1,500.00.

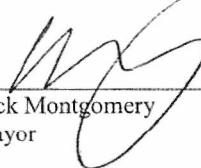
Section 5. GRANDFATHER CLAUSE. Parts of structures erected prior to December 15, 1958 which project beyond the street or building line may be maintained as constructed subject to the authority of the governing body.

Section 6. VIOLATIONS AND PENALTIES. Any person violating any provision of this article shall be deemed guilty of a code violation and, upon conviction thereof, shall be punishable by a fine not to exceed \$100.00. Each separate day or any portion thereof, during which any violation of this article occurs or continues, shall be deemed to constitute a separate offense and, upon conviction thereof, shall be punishable as herein provided.

Section 7. REPEAL. This ordinance does hereby repeal any and all ordinances in conflict with this ordinance. ~~#117~~

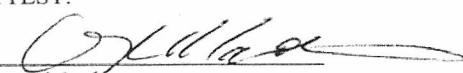
Section 8. EFFECTIVE DATE. This ordinance shall take effect and be in full force from and after its publication on the Council Grove Republican, the official city newspaper.

PASSED AND APPROVED BY THE GOVERNING BODY OF THE CITY OF COUNCIL GROVE, KANSAS ON THIS 26 day of March, 2007.



Dick Montgomery
Mayor

ATTEST:



Danny Matthews
City Clerk

ORDINANCE NO. 2018

AN ORDINANCE ADOPTING THE INTERNATIONAL RESIDENTIAL CODE: PROVIDING FOR PERMIT FEES; PROVIDING FOR PENALTIES FOR THE VIOLATION OF THIS ORDINANCE; AND REPEALING ANY AND ALL ORDINANCES IN CONFLICT WITH THIS ORDINANCE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF COUNCIL GROVE, KANSAS:

Section 1. INTERNATIONAL RESIDENTIAL CODE OF 2006 ADOPTED. The International Residential Code, edition of 2006, published by the International Code Council is hereby incorporated by reference as though fully set out herein save and except such article. Not less than three copies of the International Residential Code shall be kept on file in the Office of the City Clerk for inspection by and use of the public at all reasonable business hours. The filed copies shall be marked or stamped "Official Copy as Incorporated by the Code of the City of Council Grove, Kansas, Ordinance No. 2018." All sections or portions of the filed copies of the International Residential Code shall be clearly marked to show deletion, modifications or amendments thereto.

Section 2. EXCEPTION. Section R112 is excepted in its entirety.

Section 3. FEES. The current fee schedule approved by the City shall be used for individual permits.

Section 4. SAME; EXEMPTIONS. Work requiring a permit shall not be assessed a fee when labor and materials total less than \$1,500.00.

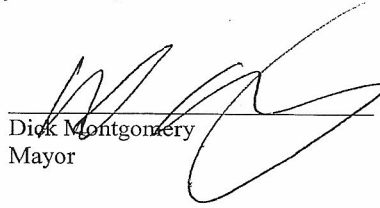
Section 5. GRANDFATHER CLAUSE. Parts of structures erected prior to December 15, 1958 which project beyond the street or building line may be maintained as constructed subject to the authority of the governing body.

Section 6. VIOLATIONS AND PENALTIES. Any person violating any provision of this article shall be deemed guilty of a code violation and, upon conviction thereof, shall be punishable by a fine not to exceed \$100.00. Each separate day or any portion thereof, during which any violation of this article occurs or continues, shall be deemed to constitute a separate offense and, upon conviction thereof, shall be punishable as herein provided.

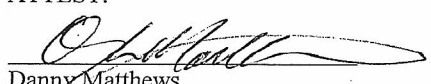
Section 7. REPEAL. This ordinance does hereby repeal any and all ordinances in conflict with this ordinance. ~~#1913~~

Section 8. EFFECTIVE DATE. This ordinance shall take effect and be in full force from and after its publication on the Council Grove Republican, the official city newspaper.

PASSED AND APPROVED BY THE GOVERNING BODY OF THE CITY OF COUNCIL GROVE, KANSAS ON THIS 26 day of March, 2007.


Dick Montgomery
Mayor

ATTEST:


Danny Matthews
City Clerk

ORDINANCE NO. 2090

AN ORDINANCE AMENDING PORTIONS OF THE LICENSE AND FEE REQUIREMENTS OF THE BUILDING AND CONSTRUCTION CODE OF THE CITY OF COUNCIL GROVE.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF COUNCIL GROVE, KANSAS:

Section 1. PURPOSE. The purpose of this ordinance is to amend certain provisions of the license and fees provision of the building code for the purpose of meeting existing practice; applying requirements consistently; requiring passage of State accepted testing for each trade listed on a new license; to require continuing education units for each trade listed on a renewed license; to make categories defined by Council Grove Ordinance consistent with State categories; to provide for regulation of apprentices; and to clarify fees.

Section 2. LICENSING REQUIRED. (a) No person, other than a duly licensed contractor, shall engage in any of the building trades within the limits of the City or the Council Grove Lake Park.

(b) An annual licensing period of January 1 to December 31 is hereby established for building contractors, electrical contractors, mechanical contractors and plumbing contractors.

(c) An application for a new license must be accompanied by the appropriate license fee(s), proof of liability insurance and a certificate showing that the applicant has passed a state accepted test for each license category (trade) that is to be listed on the license.

(d) An application for a license renewal must be accompanied by the appropriate license fee(s), proof of liability insurance and a completed City of Council Grove form indicating that the applicant has completed the required amount of applicable Continuous Education for each license category (trade) that is to be listed on the license.

(e) Failure to renew a license by January 31 of the following year shall result in forfeiture of the license. The license will only be reinstated after the contractor has paid a late fee of fifty dollars (\$50.00) and complied with all the requirements for a new license as set forth in this section.

Section 3. LICENSE CATEGORIES. The following license categories are hereby established and defined:

(a) Building Contractor.

(1) General – Having the necessary technical knowledge to properly plan and supervise the unlimited erection, alteration, addition, or repair of any building or structure.

(2) Building – Having the necessary technical knowledge to properly plan and supervise the erection, remodel or addition to any building not exceeding three stories in height and non-structural remodeling of any building.

(3) Residential – Having the necessary technical knowledge to properly plan and supervise the erection, remodeling, addition, repair or improvement of one-family and two-family dwellings.

(b) Electrical Contractor

(1) Master – Having the necessary qualifications, training, experience and technical knowledge to properly plan, layout and supervise the erection, installation, alteration, repair, relocation, replacement, addition to, or maintenance of electrical equipment and systems in any building or structure.

(2) Journeyman – Having the necessary qualifications, training, experience and technical knowledge to install and repair electrical systems in any building or structure.

(3) Residential – Having the necessary qualifications, training, experience and technical knowledge to properly plan, layout and supervise the erection, installation, alteration, repair, relocation, replacement, addition to, or maintenance of electrical equipment and systems in one-family and two-family dwellings.

(c) Mechanical Contractor [Heating, Ventilation and Air Conditioning (HVAC)]

(1) Master – Having the necessary qualifications, training, experience and technical

knowledge to properly plan, layout and supervise the erection, installation, alteration, repair, relocation, replacement, addition to, or maintenance of HVAC equipment and systems in any building or structure.

- (2) Journeyman – Having the necessary qualifications, training, experience and technical knowledge to install and repair HVAC systems in any building or structure.
- (3) Residential – Having the necessary qualifications, training, experience and technical knowledge to properly plan, layout and supervise the erection, installation, alteration, repair, relocation, replacement, addition to, or maintenance of HVAC equipment and systems in one-family and two-family dwellings.

(d) Plumbing Contractor

- (1) Master – Having the necessary qualifications, training, experience and technical knowledge to properly plan, layout and supervise the erection, installation, alteration, repair, relocation, replacement, addition to, or maintenance of plumbing equipment and systems (including gas), in any building or structure.
- (2) Journeyman – Having the necessary qualifications, training, experience and technical knowledge to install and repair plumbing systems (including gas) in any building or structure.
- (3) Residential – Having the necessary qualifications, training, experience and technical knowledge to properly plan, layout and supervise the erection, installation, alteration, repair, relocation, replacement, addition to, or maintenance of plumbing equipment and systems (including gas) in one-family and two-family dwellings.

Section 4. APPRENTICES. All employees of a licensed firm, doing installation, construction, repairs and/or maintenance work for that firm, are considered to be apprentices unless they are individually licensed for the trade in which they are engaged. Apprentices hired by licensed firms must be registered with the city clerk. This registration shall acknowledge that the individual is an employee of the licensed firm and that the licensed firm is responsible for their work performance. The registration shall also state the trade(s) in which the apprentice is working. Apprentices must be under the supervision of an individual who is licensed in the same trade. Employers shall provide apprentices not less than six hours annually of continuing education relative to construction, maintenance and code updates for the trade in which the apprentice is working.

Section 5. APPRENTICE FEES. The fee for registration required of an apprentice shall be as follows: \$15.00 per apprentice per year.

Section 6. LICENSE FEES. The fees for the licenses required by this article shall be as follows:

(a) Building Contractor.

- (1) General: \$45.00.
- (2) Building: \$35.00.
- (3) Residential: \$25.00

(b) Electrical Contractor.

- (1) Master: \$35.00.
- (2) Journeyman: \$25.00.
- (3) Residential: \$25.00.

(c) Mechanical Contractor.

- (1) Master: \$35.00.
- (2) Journeyman: \$25.00.
- (3) Residential: \$25.00

(d) Plumbing Contractor.

- (1) Master: \$35.00.
- (2) Journeyman: \$25.00.
- (3) Residential: \$25.00

In years when a new code is adopted, the City will sell any new codebook to those licensed in the City at cost.

Section 7. TRAINING. (a) All those electrical, mechanical and plumbing contractors licensed by the City are required to obtain not less than twelve hours biennially or six hours annually of continuing education relative to construction, maintenance and code updates. Contractors holding licenses for multiple building trades shall obtain the required annual training for each license category (trade), recognizing that some training is applicable to more than one trade.

(b) All those building, electrical, plumbing, mechanical, specialty and limited contractors applying for a new contractor's license by the City are required to provide a certificate of competency indicating that they have successfully passed, with a minimum score of 75%, an examination designated by the State of Kansas as follows:

- (1) Building – Standard examinations promulgated and/or administered by the International Conference of Building Officials (ICBO), 6738 NW Tower Drive, Kansas City, Missouri 64151 or from Block and Associates, Florida Farm Bureau Building, 5700 SW 34th St., #1303, Gainesville, Florida 32608 are designated as the standard examinations for the determination of the competency of persons seeking licensure as general, building or residential contractors.
- (2) Electrical – Standard examinations promulgated and/or administered by International Code Council (ICC), the International Association of Plumbing and Mechanical Officials (IAPMO) or Prometric are designated as the standard examinations for the determination of the competency of persons seeking licensure as master, journeyman or residential electricians.
- (3) Mechanical – Standard examinations promulgated and/or administered by International Code Council (ICC), the International Association of Plumbing and Mechanical Officials (IAPMO) or Prometric are designated as the standard examinations for the determination of the competency of persons seeking licensure as master, journeyman or residential heating, ventilation or air conditioning mechanics.
- (4) Plumbing – Standard examinations promulgated and/or administered by International Code Council (ICC), the International Association of Plumbing and Mechanical Officials (IAPMO) or Prometric are designated as the standard examinations for the determination of the competency of persons seeking licensure as master, journeyman or residential plumbers.

Section 8. LIABILITY INSURANCE. Before issuance of any contractor's license, the contractor shall be required to furnish public liability insurance in the amount of not less than \$500,000.00. Proof of such insurance shall be made annually by all contractors.

Section 9. EXCEPTION TO LICENSING REQUIREMENT. (a) When work is done in a single-family dwelling used exclusively for living purposes, including the usual accessory structures in connection with a single-family dwelling and when such person is the owner of record of such dwelling and accessory buildings, and the same are occupied by such owner and when such owner shall personally perform the principal labor in connection therewith, rather than act in a supervisory capacity. No owner shall use this section of the code to circumvent any part of the certification or licensing requirements. An owner occupant of a single-family dwelling may act as the general contractor when all subcontractors are licensed as required by this article.

(b) When demolition of a structure is being done by the bona fide owner of record of land, and when such owner shall personally perform or supervise, by his or her immediate presence, the labor in connection therewith. However, the owner shall comply with any demolition bond requirements of the City.

The owner shall be required to furnish insurance as required in either of the following instances:

- (1) If such building or structure is more than two stories in height; or
- (2) If such building or structure is less than eight feet from the property line on a street side.

(c) Building contractors performing construction involving the distribution, collection or metering of any public utility including municipal water and wastewater treatment plants and equipment facilities, provided that such construction has been designed by licensed engineers and a project engineer is on site full time for making all necessary inspections as a representative of the utility. Projects at these facilities not used for distribution, collection, or metering are not exempt from the provisions of licensing.

Section 10. LICENSE SUSPENSION; REVOCATION; APPEAL; UNLAWFUL ACTS. (a) The license of any contractor may be suspended temporarily, for a period of not to exceed 30 days at any one time, by building inspector at his or her own discretion. Notice shall be given in writing to such contractor giving reasonable notice of a time of hearing of the complaint or the matter alleged against such contractor involving any one or more of the following:

- (1) Misrepresentation of a material act by applicant in obtaining a license;
- (2) Use of license to obtain a permit for another;
- (3) Failure or neglect to observe conditions of permit authorizing encumbering of streets or sidewalks for safety of public;
- (4) Performance of any construction work without a permit where one is required by law;
- (5) Willful or repeated violations of the construction laws, or failure to comply with any lawful order of the city inspector.

(b) Any licensee may within 15 days appeal in writing to the building trades board from any order of the chief building official suspending his or her license for its final decision thereon. The building trades board must recommend to the governing body appropriate action. The governing body may upon such hearing terminate such suspension within nor more than 30 days thereafter, or may revoke such license. If any license shall be revoked, the contractor shall not be eligible for a new license during a period of six months thereafter. No fee shall be refunded in event of the suspension or revocation of any contractor's license.

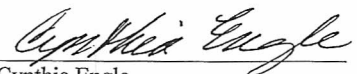
(c) It shall be unlawful to engage in the occupation or trade of contractor during the time any license of such contractor has been suspended or revoked.

Section 11. PENALTY. Any person violating the terms or conditions of this article may be assessed a fine of not less than \$100.00 nor more than \$500.00 for each day of a violation of this ordinance and article and may also be subject to an injunction from doing any work specified in this article within the City or at the Council Grove Lake Park.


Section 12. REPEAL. Sections 4-210, 4-306, 4-704 through 4-714 inclusive of Ordinance No. 1820 and Ordinance No. 1853 of the Ordinances of the City of Council Grove, Kansas, are hereby repealed.

Section 13. EFFECTIVE DATE. This Ordinance shall be effective upon its publication in the official city newspaper.

PASSED AND APPROVED BY THE GOVERNING BODY OF THE CITY COUNCIL
ON THIS 15th day of August, 2011.


Cynthia Engle
Mayor

ATTEST:


Danny Matthews
City Clerk/City Administrator

