

(First Published in *The Wichita Eagle*, on April 29, 2016)

ORDINANCE NO. 50-189

AN ORDINANCE CREATING SECTION 10.34 OF THE CODE OF THE CITY OF WICHITA, KANSAS, PERTAINING TO FEES.

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

SECTION 1. Section 10.34.010 of the Code of the City of Wichita, Kansas, is hereby created to read as follows:

In accordance with the provisions of Title 10, permit and license processing charges will be as established in the following table.

Permit or License	Charge
Use of right-of-way permit – one time processing charge	\$125
Use of Easement Permit – one time processing charge	\$330
Contractor License Exam	\$70
Contractor License Fee (per year)	\$60
Sidewalk permit – 20 feet or fewer (per address)	\$90
Sidewalk permit – more than 20 feet (per address)	\$105
Overweight Vehicle	\$55
Wheel Chair ramp / Curb Cut / Flumes (per address)	\$100
Dirt cut permit (per block)	\$150
Pavement Cut permit (per block)	\$100
Above Ground Structure Permit (each)	\$240
Test well (each)	\$100
Parking meter hood (per day, each)	\$20
Use of street permit—Base Processing Charge (each)	\$55
Use of street permit (per square foot)	\$0.009
Temporary asphalt/unpaved permit (per address)	\$60

SECTION 2. Section 10.34.020 of the Code of the City of Wichita, Kansas, is hereby created to read as follows:

The charges in this Section are intended to offset the actual cost of inspections and the recovery of the costs of the permitting process. Beginning in 2016, the charges above shall be adjusted by applying an increase commensurate with a running average of the Consumer Price Index for all Urban Consumers (CPI-U) for the preceding three years; this charge and the adjustment thereof shall be determined by the City Engineer and be adjusted in \$5 increments except for the Use of Street Permit charges, which shall be adjusted in \$0.001 increments.

Section 10.34.030 of the Code of the City of Wichita, Kansas, is hereby created to read as follows:

In accordance with the provisions of Chapter 10.08, annual fees will be as established in the following tables.

“Annual permit fees for non-residential properties—Established.” Any applicant desiring a Use Permit, shall, upon approval of application, pay a fee as required by this Section. The annual permit fees for Use Permits shall be as set forth in this section. Except as described in Section 10.08.210 (e), the minimum annual permit fee for Use Permits shall be twenty-five (25) dollars.

ENCROACHMENT DESCRIPTION	ANNUAL FEE
(1) At-grade scales for vehicles.	\$0.65 / square ft.
(2) Ventilation and other ducts, sidewalk elevators, and similar Structures.	\$0.65 / square ft.
(3) Bridges, roofs, canopies, and similar Structures.	\$0.30 / square ft.
(4) Clocks, sculptures, and similar Structures.	\$25.00 / each
(5) Fences, walls, retaining walls, and similar Structures.	\$1.00 / linear ft.
(6) Overhead hoist beams and cranes.	\$31.00 / each
(7) Permanent flag poles and light poles supported by public property, (not permitted in footway).	\$25.00 / each
(8) Fire escapes, steps, docks, loading platforms, or landings.	\$12.50 / square ft.
(9) Tunnels for private use.	\$0.25 / cubic ft.
(10) Tanks under public property, including necessary connection pipes and other appurtenances.	\$0.15 / gallon of capacity

All tank installations shall be regulated by the International Building Code, the International Fire Code, and any applicable City e-zoning ordinances, and any other applicable regulations. No tank installation shall be used for storage of material with a flash point below 37.8°C (100.0°F), as listed on the material's MSDS sheet.	
(11) Manholes, coalholes, vaults or subsurface spaces other than tunnels. The space shall be measured from the private property line to the outside of the wall enclosing the space and from the floor of the space to the traffic surface.	\$0.05 / cubic ft.
(12) Car tracks (private, not operated by common carrier).	\$2.50 / linear ft.
(13) Pipe lines, wires, or conduits not exceeding five hundred (500) feet in length and two (2) feet in diameter that are not public utilities.	\$1.50 / linear ft.
(14) Pipes over two (2) feet in diameter are not permitted except by special permission of the City Engineer.	Determined by City Engineer
(15) Pipes exceeding five hundred (500) feet in length.	\$2.50 / linear ft.
(16) Use of streets, alleys or other public right-of-way. This section is for any use not categorized including paved parking in the right-of-way.	
(a) In the area bounded on the south by the centerline of Waterman Street, on the west by the centerline of the Arkansas River, on the north by the centerline of Central Street, and on the east by the centerline of Washington Street.	\$1.00 / square ft.
(b) In the remainder of the City the use of the five thousand (5,000) square feet of land or less.	\$0.50 / square ft.
(c) In the remainder of the City, the use of five thousand (5,000) square feet of land or more is subject to the approval of the City Manager.	Determined by City Manager
(17) Use of drainage dedications or easements for purposes such as gardens or fenced-in areas.	\$0.03 / square ft.
(18) Wells, either supply or discharge, on public property, including necessary connection pipes and appurtenances.	\$25.00 / each
(19) Bollards.	\$5.00 / each
(20) Benches.	\$25.00 / each
(21) Open drainage Structures of any type.	\$0.50 / square ft.
(22) Any other Encroachment, including planters.	\$10.00 / square ft.
(23) "Sandwich board" signs with an area of twelve (12) square feet or less (subject to approval by MABCD)	\$25.00 / sign plus MABCD fees
(24) All other signs, per square foot of sign face (one side only) (subject to approval by MABCD)	\$1.00 / square ft. plus MABCD fees

“Same—Annual permit fees for residential properties—Established.” Any Permittee desiring a Use Permit for use by a single-family residence shall, upon approval of application, pay a fee as required by this section. The annual permit fees for Use Permit shall be as set forth in this section. The minimum annual permit fee for Use Permits shall be twenty-five (25) dollars.

ENCROACHMENT DESCRIPTION	ANNUAL FEE
(1) Brick pavers or colored/tinted/stamped/embossed concrete that complies with the requirements of the Americans with Disabilities Act.	\$0.10 / square ft.
(2) Fences, walls, retaining walls, and similar Structures, provided any such Structures are “good neighbor” Structures, with the finished side facing the Right-of-Way or the adjacent property.	\$0.25 / linear ft.
(3) Drainage flumes, walkways, or any flatwork other than standard Drive approaches or sidewalks that comply with the requirement of the Americans with Disabilities Act.	\$0.10 / square ft.

SECTION 4. This ordinance shall be included in the Code of the City of Wichita, Kansas, and shall be effective upon its passage and publication once in the official City paper.

PASSED by the governing body of the City of Wichita, Kansas this 26th day of April 2016.

Jeff Longwell, Mayor

ATTEST:

Karen Sublett, City Clerk

Approved as to Form:

Jennifer Magaña
Director of Law and City Attorney