

RESOLUTION 2009-09

A RESOLUTION CONCERNING THE ADOPTION BY REFERENCE OF THE JULY, 2008 EDITION OF THE JEFFERSON COUNTY SUBDIVISION REGULATIONS FOR ALL OF JEFFERSON COUNTY, KANSAS, EXCEPT THOSE LANDS WITHIN THE INCORPORATED CITIES.

WHEREAS, the Jefferson County Planning Commission has prepared in book form the proposed July, 2008 Edition of the Jefferson County Subdivision Regulations for all of Jefferson County, Kansas, except those lands within the incorporated cities; and,

WHEREAS, the Jefferson County Planning Commission has conducted a public hearing on said proposed July, 2008 Edition of the Jefferson County Subdivisions Regulations for all of Jefferson County, Kansas, except those lands within the incorporated cities; and ,

WHEREAS, said public hearing was conducted pursuant to K.S.A. 12-741 et seq, as amended, following published notification; and,

WHEREAS, the Jefferson County Planning Commission has, by majority vote of all its members, has recommended that the Governing Body of Jefferson County, Kansas, adopt said July, 2008 Edition of the Jefferson County Subdivision Regulations for all of Jefferson County, except those lands within the incorporated cities, as proposed;

NOW, THEREOFE BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF JEFFERSON COUNTY, KANSAS, that:

1. The proposed July, 2008 Edition of the Jefferson County Subdivision Regulations for all of Jefferson County, Kansas, except those lands within the incorporated cities, with certain amendments made of record are hereby adopted pursuant to K.S.A. 12-741 et seq.
2. The said Jefferson County Subdivision Regulations for all of Jefferson County, Kansas, except those lands within incorporated cities, were prepared in book form by the Jefferson County Planning Commission under the date July, 2008, and the same is hereby declared to be approved and incorporated herein by reference as fully as if set out herein pursuant to K.S.A. 12-3301, as amended, and K.S.A. 12-3303 through 12-3305.
3. Not less than three (3) copies of the Jefferson County Subdivision Regulations shall be filed with the County Clerk marked "Official Copy as Incorporated by Resolution Number _____" and to which there shall be attached a published copy of this Resolution, said copies to be open for inspection and available to the public at all reasonable hours.

4. Any person or corporation who shall violate any of the provisions of these Regulations or fail to comply herewith, or with any of the requirements thereof; or who shall build or alter any building in violation of any detailed statement or plan submitted and approved hereunder shall be guilty of a misdemeanor and, upon conviction thereof, shall be liable to a fine of not more than five hundred dollars (\$500.00) and / or imprisonment for not more than six (6) months for each offense and each day such violation shall be permitted to exist shall constitute a separate offense. The owner of any building or premises or part thereof, where anything in violation of these Regulations shall be placed, or shall exist, and any architect, builder, contractor, agent, person or corporation employed in connection therewith, and who assisted in the commission of any such violation, shall be guilty of a separate offense and upon conviction thereof shall be subject to the same fine as hereinbefore provided.
5. Any provisions of this Resolution shall be declared invalid shall not affect the validity and authority of any other sections.
6. The previous Subdivision Regulations Book of Jefferson County, Kansas, and any previous resolutions or any parts of resolutions in conflict with this Resolution are hereby replaced.
7. All applications duly submitted prior to the effective date of this Resolution, with appropriate payment of all fees, and in the process of being considered by Jefferson County officials under the provisions of the Jefferson County Subdivision Regulations in effect prior to the effective date of this resolution, shall be considered and acted upon under provisions of said previous Jefferson County Subdivision Regulations.
8. This Regulations shall be in full force and effect from and after its publication once in the official county newspaper.

ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS of Jefferson County, Kansas,
this 2nd day of March 2009.

/S/ Richard Malm, Chairman

/S/ Lynn Luck, Member

/S/ Roy Dunnaway, Member

Attest: /S/ Linda M. Buttron, County Clerk

(seal)