

A RESOLUTION SETTING THE FEE SCHEDULE FOR ZONING FEES IN LABETTE COUNTY, KANSAS

WHEREAS, the Board of County Commissioners of Labette County, Kansas, hereinafter "the Board," have the authority under K.S.A. 19-101 to do all acts necessary to the exercise of its corporate and administrative powers; and

WHEREAS, the Board under K.S.A. 12-741 et seq. established planning and zoning in Labette County, Kansas, including the zoning regulations by Resolution No. 2024-24-L, which became effective on July 12, 2024; and

WHEREAS, K.S.A. 12-741 et seq. is enabling legislation allowing the Board to enact laws and regulations for the County which are not in conflict with the provisions of the act; and

WHEREAS, K.S.A. 12-741 et seq. and more specifically K.S.A. 12-757 & 12-759 grants the power to establish a scale of reasonable fees to be paid by applicants, in advance, when applying for zoning amendments or appeals of a zoning decision.

NOW, THEREFORE, BE IT RESOLVED BY THE LABETTE COUNTY BOARD OF COUNTY COMMISSIONERS THAT, pursuant to K.S.A. 19-101, K.S.A. 12-741 et seq., and more specifically, K.S.A. 12-757 & K.S.A. 12-759, the Labette County Board of County Commissioners hereby set the schedule of Zoning Fees as:

Conditional Use Application.....	\$1,500.00
Conditional Use Application WECS, SECS, BESS, & Private (Non-Utility) Renewable Transmission Lines.....	\$4,000.00
Exception Application.....	\$1,200.00
Rezoning Application.....	\$1,200.00
Variance Application.....	\$1,200.00
Appeals Application.....	\$1,000.00

Reimbursement: Each application for Conditional Use, Exception, Rezoning, Variance or Appeals Agreement shall include a written agreement by the Applicant to reimburse the County for all unusual and extraordinary expenses incurred by the County to process the application and conduct the public hearing. Unusual and extraordinary expenses are defined as costs incurred by the County that exceed the application fee. Examples include, but are not limited to, staff charge, publication fee, notifications to property owners, consultant's expenses, renting a venue to conduct a public hearing or renting audio-visual equipment.

Refund Policy:

1. Application withdrawn prior to notification: 50% of the application fee plus unexpended fees not to exceed total expense to the County.
2. Application withdrawn after notification but prior to Planning Board public hearing: 25% of the application fee plus unexpended fees not to exceed total expense to the County.
3. Application withdrawn after Planning Board public hearing: 0% of the application fee plus unexpended fees not to exceed total expense to the County.

A written receipt must be issued by the County to the person making the payment. Records of the fee payment must be kept in accordance with Kansas state law.

This resolution shall take effect after being published in the county newspaper once a week for three consecutive weeks. The County Clerk is hereby ordered to publish said resolution as described above.

It is so resolved this 31st day of July, 2025.

ATTEST:

Gena Landis
Gena Landis, County Clerk



Vincent B. Schibi
Vincent B. Schibi, Chairman

Terry Weidert
Terry Weidert, Commissioner

APPROVED AS TO FORM ONLY:

Brian K. Johnson
Brian K. Johnson, County Counselor

Tom Barrett
Tom Barrett, Commissioner