

ORDINANCE NO. 1015

AN ORDINANCE AMENDING ARTICLE 7 OF CHAPTER IV OF THE EDGERTON, KANSAS MUNICIPAL CODE TO REVISE PROVISIONS PERTAINING TO LICENSING REQUIREMENTS OF CONTRACTORS ENGAGED IN NON-RESIDENTIAL CONSTRUCTION WORK WITHIN THE CITY

WHEREAS, the governing body believes it is in the best interest and safety of residents within the City that certain proficiency standards are required of contractors engaged in construction activity within the City; and

WHEREAS, Johnson County, Kansas administers a comprehensive contractor licensing program that has been implemented, or required as part of obtaining a building permit, by most Johnson County cities; and

WHEREAS, the City believes conditioning City building permits upon a showing by the applicant that they hold a valid license issued through the Johnson County Contractor licensing program will eventually enhance the proficiency of construction activity within the City; and

WHEREAS, given that the licensing requirement may be a new expense, and/or require additional coursework or training, not currently required by contractors working within the City, the City believes the best approach to implementation of the licensing requirement is to initially impose it upon non-residential contractors and then continue to analyze whether it makes sense to impose it upon all contractor construction within the City.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF EDGERTON, KANSAS:

SECTION 1: Article 7 of Chapter IV of the Edgerton, Kansas Municipal Code is hereby amended to state the following:

ARTICLE 7. CONTRACTOR LICENSING

4-701. COUNTY LICENSE REQUIRED. (a) All persons undertaking work which requires a building permit as provided in Section 4-109, or seeking to obtain that permit from the City, are required to have a currently valid Johnson County, Kansas contractor's license. That County license shall have been issued by the County in accordance with the provisions of the Johnson County Contractors Licensing program and the Contractor Licensing Regulations adopted by the Board of County Commissioners by Resolution 058-01 on August 9, 2001, and any regulations subsequently adopted by the Contractor Licensing Review Board as authorized by said County Licensing

Regulations, as said Resolution and regulations may be amended from time to time by said Boards.

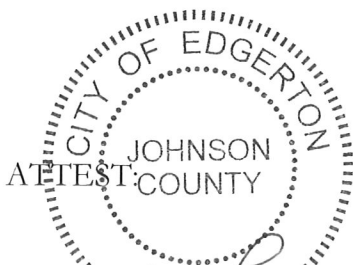
(b) The following shall be exempt from the licensing requirement of Section 4-701(a) herein above:

- (1) Installation, repair or replacement of fences or decks.
- (2) Installation, repair or replacement of driveways or other flatwork.
- (3) Industrial Permittees who supervise their employees for Mechanical, Electrical and Plumbing installations and who assume charge of the repair, improvement, movement, putting up, tearing down, and maintenance of these systems, for use by such owner and which systems will not be for sale or rent, and the control of access to said systems are controlled by the owner so that only employees and nonpublic invitees are allowed access to them, and such employees shall possess the necessary qualifications, training, experience, and technical knowledge to properly maintain, repair and install these systems.
- (4) The Building Inspector may waive the provisions of this section where it can be established that no license exists for the installations, alteration, or repair of a certain type of work requiring a permit, or due to other unique circumstances.
- (5) Construction, repair or replacement of structures used for Residential Purposes.

SECTION 2: Repeal. Former Article 7 of Chapter IV of the Edgerton Municipal Code is hereby repealed.

SECTION 3: Effective Date. This Ordinance shall be effective after its passage, approval and publication once in the City's official paper.

ADOPTED BY THE GOVERNING BODY AND APPROVED BY THE MAYOR OF EDGERTON, KANSAS ON THE 28 DAY OF APRIL, 2016.




Janeice Rawles, City Clerk


Donald Roberts, Mayor

APPROVED AS TO FORM:


Patrick G. Reavey, City Attorney