

August 31, 2006)

**RESOLUTION NO. 2006-18**

**A RESOLUTION CONCERNING THE ADOPTION BY REFERENCE OF THE ELLIS COUNTY SUBDIVISION REGULATIONS FOR ALL THE UNINCORPORATED PORTION OF ELLIS COUNTY, KANSAS, EXCEPT CERTAIN PORTIONS SURROUNDING THE CITIES OF ELLIS AND HAYS, KANSAS.**

**WHEREAS**, the Ellis County Joint Planning Commission has prepared in book form the proposed Ellis County Subdivision Regulations for all of unincorporated Ellis County, Kansas, except for certain portions surrounding the cities of Ellis and Hays, Kansas; and

**WHEREAS**, the Ellis County Joint Planning Commission has conducted a public hearing on said proposed Ellis county Subdivision Regulations for all of unincorporated Ellis County, Kansas, except for certain portions surrounding the cities of Ellis and Hays, Kansas; and,

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

**WHEREAS**, the Ellis County Joint Planning Commission has, by a majority vote of all its members, recommended that the Governing Body of Ellis County, Kansas, adopt said Ellis County Subdivision Regulations for all of unincorporated Ellis County, Kansas, except for certain portions surrounding the cities of Ellis and Hays, Kansas, as proposed;

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ELLIS COUNTY, KANSAS, that:**

1. The proposed Ellis County Subdivision Regulations for all of the unincorporated portion of Ellis County, Kansas, except for certain portions surrounding the cities of Ellis and Hays, Kansas, are hereby adopted pursuant to K.S.A. 12-741 et seq, as amended.
2. The said Ellis County Subdivision Regulations for all of the unincorporated portion of Ellis County, Kansas except for certain portions surrounding the cities of Ellis and Hays, Kansas, were prepared in book form by the Ellis County Joint Planning Commission, entitled "September 1, 2006 Edition", and the same is hereby declared to be approved and incorporated 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 Ellis county Subdivision Regulations shall be filed with the County Clerk marked "Official Copy as Incorporated by Resolution Number 2006-18" 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 provision of this Resolution which shall be declared invalid shall not affect the validity and authority of any other sections.
6. Any previous resolutions or any parts of resolutions in conflict with this Resolution are hereby repealed.
7. This Resolution shall be in full force and effect on September 1, 2006, after its publication once in the official county newspaper.

**ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS** of Ellis County, Kansas, this 28th day of August, 2006.

Christopher S. Channell, Chairman

Dennis J. Pfannenstiel, Commissioner

Vernon L. Berens, Commissioner

ATTEST: (SEAL)

Alberta Klaus, County Clerk