

RESOLUTION NO. 133-2016

Date Adopted: 09/07/2016

Date Published:

Date Effective: 09/14/2016

A RESOLUTION MODIFYING CHAPTER 27 OF THE *SEDGWICK COUNTY CODE* REGARDING THE PROPERTY TITLE TRANSFER INSPECTION CODE BY RESCINDING SEDGWICK COUNTY RESOLUTION NO. 74-06.

WHEREAS, the Board of County Commissioners established a Property Title Transfer Inspection Code pursuant to Resolution No. 74-06 on May 10, 2006; and

WHEREAS, the Board of County Commissioners has determined that the functions contained within the Property Title Transfer Inspection Code are not required to be completed by Sedgwick County and can be performed by private sector inspectors; and

WHEREAS, in the interests of ensuring a smooth transition away from the model under which Sedgwick County staff completes all property title transfer inspections, an interim optional application period has been established.

NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, AMENDS THE *SEDGWICK COUNTY CODE* AS FOLLOWS:

SECTION 1. SEDGWICK COUNTY RESOLUTION NO. 74-06 IS RESCINDED.

Sedgwick County Resolution No. 74-06 is hereby rescinded, effective the 1st day of January, 2017. Accordingly, any provisions of Chapter 27 of the *Sedgwick County Code* that were added as a result of Sedgwick County Resolution No. 74-06 are rescinded on said effective date. Said provisions include Art. IV (termed Art. III within Resolution No. 74-06, for which an Art. III already existed) and Secs. 27-99 through 27-103 (termed Secs. 27-59 through 27-63 within Resolution No. 74-06).

SECTION 2. OPTIONAL APPLICATION PERIOD.

Between the 14th day of September, 2016, and the 31st day of December, 2016 (“Optional Application Period”), whenever any property title transfers occur in the unincorporated area of Sedgwick County, Sec. 27-102 (c) is modified so that the grantor or his/her authorized representative “may” (in place of “shall”) make an application for an inspection to be completed by Sedgwick County, rather than requiring that both an application for inspection occur and that the inspection be completed by Sedgwick County.

Both during and after the Optional Application Period, a third party besides Sedgwick County may complete the property title transfer inspections. Alternatively, parties may decide not to have a property title transfer inspection completed.

For applications submitted to the County during the Optional Application Period, Sedgwick County will perform the inspections pursuant to Resolution No. 74-06.

After the Optional Application Period, Sedgwick County will no longer perform property title transfer inspections.

SECTION 3. PUBLICATION AND EFFECTIVE DATE.

Upon the adoption of this Resolution, the Clerk of Sedgwick County shall publish this Resolution once in the official County newspaper. This Resolution shall take effect on the 14th day of September, 2016, but Resolution No. 74-06 will not be fully rescinded until the 1st day of January, 2017.

Commissioners present and voting were:

DAVID M. UNRUH	<u>NO</u>
TIM R. NORTON	<u>NO</u>
KARL PETERJOHN	<u>AYE</u>
RICHARD RANZAU	<u>AYE</u>
JAMES M. HOWELL	<u>AYE</u>

Dated this 7th day of September, 2016.

BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

ATTEST:

KELLY B. ARNOLD, County Clerk

JAMES M. HOWELL, Chairman
Commissioner, Fifth District

RICHARD RANZAU, Chair Pro Tem
Commissioner, Fourth District

APPROVED AS TO FORM:

JUSTIN M. WAGGONER
Assistant County Counselor

DAVID M. UNRUH
Commissioner, First District

TIM R. NORTON
Commissioner, Second District

KARL PETERJOHN
Commissioner, Third District