

**RESOLUTION NO. \_\_\_\_\_**

Date adopted: \_\_\_\_ / \_\_\_\_ / 2016

Effective date: \_\_\_\_ / \_\_\_\_ / 2016

**A RESOLUTION AMENDING CHAPTER 2, ARTICLE V, DIVISION 2,  
SEC. 2-127 OF THE SEDGWICK COUNTY CODE TO REMOVE  
A REFERENCE TO THE KANSAS COLISEUM.**

WHEREAS, K.S.A. 19-4701 *et seq.* established the code for the enforcement of county codes and resolutions; and

WHEREAS, on the 25<sup>th</sup> day of August, 1993, the Board of County Commissioners adopted Resolution No. 159-1993, which resolution adopted the Sedgwick County Code; and

WHEREAS, the Board of County Commissioners of Sedgwick County, Kansas, has authority to enact and provide procedures for the enforcement of the Sedgwick County Code in the unincorporated area of Sedgwick County as provided in K.S.A. 19-101, *et seq.*; and

WHEREAS, it has come to the attention of the County that Chapter 2, Article V, Division 2, Sec. 2-127 of the Sedgwick County Code contains an out-of-date reference to the Kansas Coliseum; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, that the following amendment shall be made to the Sedgwick County Code.

**SECTION 1. Article V. Division 2, Sec. 2-127 of the Sedgwick County Code is amended to read as follows:**

Sec. 2-127. - Guidelines for consideration of requests.

- (a) The county will consider requests for industrial development bonds from tenants located in unincorporated areas of the county. Requests from tenants within three (3) miles of any first, second or third class city will be considered, but the county will make every effort to work compatibly with the goals and objectives of the city.
- (b) Most favorable consideration will be given to those projects which:
  - 1) Will result in significant employment increases in the county.
  - 2) Will add needed economic diversification and versatility to the county or serve to meet some particular economic or social need of the county or some specific area of the county.
  - 3) Will increase the range of available job skills.
  - 4) Would not otherwise be feasible without the issuance of tax-exempt bonds.

- 5) Will not remove property from tax rolls.
  - 6) Will not create an unduly unfair advantage for one firm over another in the same market.
- (c) Types of projects which will be most likely to receive favorable consideration are as follows:
- 1) Manufacturing or processing centers.
  - 2) Distribution centers.
  - 3) National or regional corporation offices and facilities.
  - 4) Medical facilities in areas of the county where need exists.
- (d) Types of projects most likely not to receive favorable consideration are as follows:
- 1) General retail facilities.
  - 2) Multifamily apartment projects.
  - 3) General office facilities.
  - 4) Hotels and motels.
  - 5) Retirement centers.

In the case of projects listed in this subsection, favorable consideration could be obtained if an urgent economic or social need for the project can be demonstrated and the project would not otherwise be feasible through conventional sources of financing.

## **SECTION 2.           OTHER PROVISIONS.**

All other portions of chapter 2 of the Sedgwick County Code shall remain in full force and effect as written therein.

## **SECTION 3.           SEVERABILITY.**

Should any section, clause or provision of this resolution be declared by any court of competent jurisdiction to be invalid, the same shall not affect the validity of this resolution as a whole, or any part thereof, other than the part so declared to be invalid.

## **SECTION 4.           PUBLICATION AND EFFECTIVE DATE.**

The Sedgwick County Clerk is directed to publish this resolution once in the official county newspaper. This resolution shall take effect upon its publication in the official county newspaper.

Commissioners present and voting were:

DAVID M. UNRUH  
TIM R. NORTON  
KARL PETERJOHN  
RICHARD RANZAU  
JAMES M. HOWELL

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Dated this \_\_\_\_\_ day of \_\_\_\_\_, 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:

  
\_\_\_\_\_  
PATRICIA PARKER  
Assistant County Counselor

\_\_\_\_\_  
DAVID M. UNRUH  
Commissioner, First District

\_\_\_\_\_  
TIM R. NORTON  
Commissioner, Second District

\_\_\_\_\_  
KARL PETERJOHN  
Commissioner, Third District