

ORDINANCE NO. 3033 2025

AN ORDINANCE ESTABLISHING PROCEDURES FOR THE ADOPTION, AMENDMENT, LEGAL EFFECT, AND PUBLIC AVAILABILITY OF THE MASTER FEE SCHEDULE OF THE CITY OF GARDEN CITY, KANSAS, WHICH SETS THE AMOUNTS AND RATES OF THOSE COSTS, FEES, CHARGES, ASSESSMENTS, AND OTHER MONETARY OBLIGATIONS IMPOSED BY THE CITY AND LISTED THEREIN FOR SERVICES, PROGRAMS, ADMISSIONS, LICENSES, PERMITS, AND OTHER MUNICIPAL CHARGES; AMENDING CURRENT CODE SECTION 42-1; REPEALING CURRENT CODE SECTION 42-1 AND REPLACING IT WITH AN AMENDED VERSION OF THE SAME; CREATING NEW CODE SECTION 42-2; ALL TO THE CODE OF ORDINANCES OF THE CITY OF GARDEN CITY, KANSAS.

BE IT ORDAINED by the Governing Body of the City of Garden City, Kansas:

SECTION 1. AMENDMENT. That Section 42-1 of Chapter 42, Article I of the Code of Ordinances of the City of Garden City, Kansas, is hereby amended to read as follows:

Section 42-1. Master Fee Schedule.

- (a) **PURPOSE.** The purpose of the Master Fee Schedule is to establish the amounts or rates of those costs, fees, charges, assessments, and other monetary obligations imposed by the City and listed in the Master Fee Schedule for services, programs, admissions, licenses, permits, and other municipal charges.
- (b) **ADOPTION.** The Governing Body shall adopt a Master Fee Schedule by resolution at least once each calendar year. Failure by the Governing Body to adopt a new Master Fee Schedule for any given year shall not invalidate or terminate the previously adopted Master Fee Schedule, which shall remain in full force and effect until a subsequent Master Fee Schedule is adopted by resolution. Each Master Fee Schedule adopted by resolution shall automatically supersede and revoke any previously adopted Master Fee Schedule, without the need for an express statement of revocation.
- (c) **AMENDMENT.** The Governing Body may amend the Master Fee Schedule from time to time by subsequent resolution. Each resolution amending the Master Fee Schedule shall automatically supersede and revoke the corresponding portions of any previously adopted Master Fee Schedule, to the extent amended by such resolution, without the need for an express statement of revocation. Any amendment of the Master Fee Schedule by resolution shall constitute an adoption of the Master Fee Schedule for all purposes of this Code, including, but not limited to, any provision of this Code referencing the Master Fee Schedule as "adopted by resolution," regardless of the styling or title of the resolution.
- (d) **INCORPORATION; LEGAL EFFECT; APPLICATION.** The Master Fee Schedule is hereby incorporated as if fully set forth herein. Any amounts or rates prescribed in the Master Fee Schedule shall have the same force and effect as amounts or rates otherwise provided in this Code. The Master Fee Schedule shall apply to all costs, fees, charges, assessments, and other monetary obligations imposed by the City and listed in the Master Fee Schedule, regardless of whether any such cost, fee, charge, assessment, or other monetary obligation was originally established by ordinance, regulation, resolution, administrative action, or otherwise. Nothing in this Article or in the Master Fee Schedule shall be construed to modify or supersede any substantive requirement, standard, or condition imposed by this Code or other applicable law, as the Master Fee Schedule sets only the monetary obligations associated with such requirements, standards, or conditions.
- (e) **CONFLICTS.** In the event of a conflict between an amount or rate prescribed in the Master Fee Schedule and any amount or rate stated elsewhere in this Code, the Master Fee Schedule shall control.

SECTION 2. ADDITION. That new Section 42-2 of Chapter 42, Article I of the Code of Ordinances of the City of Garden City, Kansas, is hereby added as follows:

Section 42-2. Same – Availability and public access.

- (a) **ELECTRONIC AVAILABILITY.** An electronic copy of the Master Fee Schedule shall be posted and made continuously available to the public on the City's official website, located at <https://www.garden-city.org/> or any successor website used by the City.
- (b) **PUBLIC INSPECTION.** A printed copy of the Master Fee Schedule shall be maintained in the office of the City Clerk and made available for public inspection. Each department responsible for charging or collecting any fee, cost, charge, assessment, or other monetary obligation included in the Master Fee Schedule shall also maintain a printed copy for public inspection.
- (c) **EFFECT OF NONCOMPLIANCE.** The City's compliance with the provisions of this Section is directory rather than mandatory and any failure or omission to comply shall not affect or impair the validity or enforceability of the Master Fee Schedule.

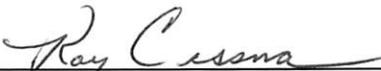
SECTION 3. REPEAL & AMENDMENT. Section 42-1 of Chapter 42, Article I of the Code of Ordinances of the City of Garden City, Kansas, as previously existing and amended, shall be repealed and replaced as specified herein, upon the effective date of this Ordinance.

SECTION 4. SEVERABILITY. If any chapter, article, division, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or otherwise invalid by a court of competent jurisdiction, for any reason, such holding shall not affect the constitutionality or validity of the remaining portions of this Ordinance. The Governing Body hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

SECTION 5. HEADINGS; SECTION REFERENCES. The headings used in this Ordinance are intended for convenience of reference only and shall not affect the interpretation or construction of this Ordinance or any part hereof.

SECTION 6. EFFECTIVE DATE; SUMMARY PUBLICATION. This Ordinance shall take effect and be in full force and effect from and after January 1, 2026 and the occurrence of all of the following: (a) its passage and signature; (b) publication of a summary of this Ordinance in The Garden City Telegram, the official city newspaper; and (c) publication of the full text of this Ordinance on the City's official website in accordance with subsection (b) of K.S.A. 12-3007.

PASSED AND APPROVED by the Governing Body of the City of Garden City, Kansas, this 18th day of November, 2025.



ROY CESSNA, Mayor

ATTEST:



CELYN N. HURTADO, City Clerk
KORI A. LONGORIA, Deputy City Clerk

APPROVED AS TO FORM AND CONTENT:


JENNIFER V. CUNNINGHAM, City Attorney