

ORDINANCE NO. 126

AN ORDINANCE REQUIRING A BUILDING PERMIT FOR THE CONSTRUCTION OF SEA WALLS, DOCKS AND SIMILAR STRUCTURES.

IT IS HEREBY ORDAINED BY THE GOVERNING BODY OF THE CITY OF LINN VALLEY, KANSAS:

Section 1. **Definitions.**

- A. *Bulkhead/Sea Wall* means a revetment or retaining wall sunk into hard ground and designed to prevent slippage or water erosion of the shoreline.
- B. *Dock* means a structure, usually supported by piles, extending over the water and equipped for mooring boats.
- C. *Ramp or Boat Ramp* means a paved inclined passageway extending from dry land into the water so as to provide for safe launching and removal of boats into or from the water.
- D. *Structural alterations* mean any change, except for repair or replacement, in the supporting members of a building or other structure.
- E. *Common Property* means property owned by the Linn Valley Lakes Property Owners Association ("POA") or over which said POA has control through easements or other agreements.

Section 2. **Prohibition.**

- A. No bulkhead, sea wall, dock, boat ramp or other similar structure shall be constructed, nor shall structural alterations be made to such, nor shall any dredging of or within waterways be undertaken, either on private property or on common property without an approved permit issued by the building inspector in accordance with the Ordinances of the City and with Regulations and Policies established by the building inspector.
- B. No permit to build or make structural alterations to a bulkhead, sea wall, dock, boat ramp or other similar structure on common property shall be granted unless the Board of Directors of the POA or its designee shall have granted its approval of the application for such permit in writing.

Section 3. **Approval.** This ordinance shall become effective upon its approval and publication in the official newspaper of the City of Linn Valley.

APPROVED THIS 14<sup>TH</sup> DAY OF DECEMBER, 2009.

  
MAYOR

ATTEST:

  
CITY CLERK