

RESOLUTION NO. 338

A RESOLUTION ESTABLISHING A RATE FOR REIMBURSEMENT OF CERTAIN MANDATED CHARGES.

R E C I T A L S:

1. The City, pursuant to State law, has the responsibility for the implementation of the State Building Code.

2. Pursuant to State legislation, effective July 1, 1992, the City Building Inspector has been required to provide to any owner or builder of a single-family residence or certain other multi-family construction a detector to determine the presence of radon gas in the area of the structure.

3. It has been found by the Legislature that the presence of radon gas in an inappropriate quantity is dangerous to the citizens living within that particular area.

4. It is the desire and intention of the Mayor and Council to establish a rate for the provision of such detection equipment as will provide for basic reimbursement of the cost of the detector and the overhead costs involved in the provision and maintenance of such stock.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS BY THE CITY COUNCIL OF THE CITY OF McCLEARY, THE MAYOR CONCURRING:

SECTION 1: Until the earlier occurring of the termination of the program requiring the provision of radon detectors as currently mandated by State law or amendment or repeal of this Resolution, the Building Official shall collect \$15 from the owner or applicant or his, her, or its

agent, to reimburse the municipality for the costs incurred in the acquisition, maintenance, and distribution of the radon detector.

SECTION II: The Building Official shall provide to the individual to whom the radon detector is delivered the appropriate information in relation to the responsibility of the individual for the return of the detector to the appropriate testing laboratory.

SECTION III: This Resolution shall be deemed confirmatory of action previously taken by the Building Official and, to the extent that any such reimbursement fees have already been collected, it shall be deemed ratification of such action.

PASSED THIS 12th day of August, 1992, by the City Council of the City of McCleary, and signed in approval therewith this 12th day of August, 1992.


CITY OF McCLEARY:


D. GARY DENT, Mayor

ATTEST:


DONNIE ROSTEDT, Clerk-Treasurer

APPROVED AS TO FORM:


DANIEL O. GLENN, City Attorney