

## RESOLUTION 2016-5

A resolution of the Leavenworth County Kansas Board of County Commission, issuing a Special Use Permit for a Repair Service on the following described property:

Lot 4, Ken Leach Subdivision, Leavenworth County, Kansas.

WHEREAS, it is hereby found and determined that a request for a Special Use Permit as described above was filed with the Secretary of the Leavenworth County Planning Commission, on the 21<sup>st</sup> day of December, 2015, and

WHEREAS, it is hereby found that the Leavenworth County Planning Commission, after notice as required by law, did conduct a public hearing upon the granting of such request for a Special Use Permit on the 10<sup>th</sup> day of February, 2016; and

WHEREAS, it is hereby found that the Leavenworth County Planning Commission, based upon specific findings of fact incorporated by reference herein, did recommend that the Special Use Permit be approved, subject to special conditions as set forth; and

WHEREAS, the Board of County Commission considered, in session on the 25<sup>th</sup> day of February, 2016, the recommendation of the Leavenworth County Planning Commission.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commission of Leavenworth County, Kansas, that:

1. Based upon the recommendation and findings of fact of the Leavenworth County Planning Commission; and,
2. Based upon the findings of fact adopted by the Board of County Commission in regular session on the 25<sup>th</sup> day of February, 2016, and incorporated herein by reference;

That Case No. DEV-15-128, Special Use Permit for a Repair Service, is approved subject to the following conditions:

1. The SUP shall be limited to a period of ten (10) years.
2. The business shall be limited to the hours of 8 AM to 5 PM, Monday through Saturday
3. Used oils & fluids shall be properly stored and disposed of.
4. Used tires shall be properly disposed of.
5. All floor drains connected to the septic system shall be capped or plugged. Other drains shall collect all fluids for proper disposal.
6. Applicant shall not store part, junk vehicles or other items related to the business outside.
7. The SUP shall be limited to no employees other than family members.
8. The applicant shall pay a Traffic Impact Fee (TIF) of \$58.93.
9. The applicant shall adhere to the following memorandums:
  - a. Trevor Huhn, Public Works – January 7, 2016
  - b. Chuck Magaha, Emergency Management – December 30, 2015
10. No signage is allowed in the right-of-way. No signage is requested with the SUP. All signage shall comply with Article 25, Sign Regulations of the Leavenworth County Zoning and Subdivision Regulations.
11. No on-street parking shall be allowed.
12. This SUP shall comply with all local, state, and federal rules and regulations that may be applicable.

13. After approval of this SUP by the Board of County Commissioners all conditions listed shall be adhered to and copies shall be provided to the Planning and Zoning Office within 30 days.

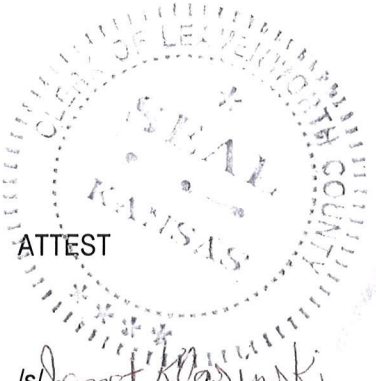
Located in Section 15, Township 12, Range 21, also known as 221019 Linwood Road, parcel no 225-15-0-00-00-008.01 in Leavenworth County, Kansas.

Adopted this 25<sup>th</sup> day of February, 2016  
Board of County Commission  
Leavenworth, County, Kansas

/s/ Robert W. Holland  
Robert W. Holland, Chairman

/s/ Clyde D. Graeber  
Clyde D. Graeber, Member

/s/ Dennis Bixby  
Dennis Bixby, Member



ATTEST

/s/ Janet Klasinski  
Janet Klasinski  
By Helen Klunkenborg