

RESOLUTION 2016- 43

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

Lot 5, Kamphaus Estates, a subdivision in Leavenworth County, Kansas
in Leavenworth County, Kansas more commonly known as 24581 127th Street

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 23rd day of September, 2016, 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 9th day of November, 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 1st day of December 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 1st day of December 2016, and incorporated herein by reference;

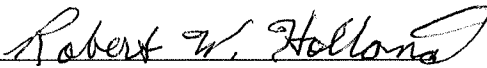
That Case No. DEV-16-106, Special Use Permit for Horse Boarding approved subject to the following conditions:

1. The SUP shall be limited to a period of five (5) years.
2. The SUP shall be limited to seven (7) events per year.
3. The business shall be limited to the hours of 4 PM – 8PM, Monday through Thursday; 8AM-8PM Friday-Sunday – except scheduled events
4. Scheduled events shall be limited to 8 AM – 10 PM.
5. The applicant shall pay a Traffic Impact Fee (TIF) of \$420.46.
6. The applicant shall provide a certificate of liability insurance with a minimum of \$1,000,000 per occurrence with certificate holders listed as County of Leavenworth.
7. The applicant shall provide porta-potties and handwashing stations for the events, or an engineered septic system shall be required. Porta-potties shall be provided by a licensed Septage Hauler in Leavenworth County.
8. The applicant shall adhere to the following memorandums:
 - a. Chuck Magaha – Emergency Management, October 26, 2016
9. 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.

10. No on-street parking shall be allowed.
11. This SUP shall be limited to the Narrative dated September 23, 2016 submitted with this application.
12. This SUP shall comply with all local, state, and federal rules and regulations that may be applicable. After approval of this SUP by the Board of County Commission all conditions listed shall be adhered to and copies shall be provided to the Planning and Zoning Office within 30 days.

located in Section 32, Township 9 Range 23, also known as 24581 127th Street,
parcel no. 099-32-0-00-00-012.06 in Leavenworth County, Kansas.

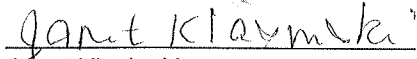
Adopted this 1st day of December, 2016
Board of County Commission
Leavenworth, County, Kansas


Robert W. Holland, Chairman


Clyde D. Graeber, Member


Dennis Bixby, Member




Janet Klasinski