

RESOLUTION 2017-6

A resolution of the Leavenworth County Kansas Board of County Commission, issuing a Special Use Permit for an agriculturally-related business on the following described property:

Lot 3, PONY CREEK SUBDIVISION, a subdivision in Leavenworth County, Kansas more commonly known as 15930 246th Street Lawrence, KS 66044

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 10th day of November, 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 8th day of February, 2017; 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 23rd day of February, 2017, the recommendation of the Leavenworth County Planning Commission.

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

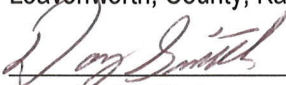
1. Based upon the recommendation and findings of fact of the Leavenworth County Planning Commission; and,
2. Based upon the findings of fact adopted by the Board of County Commission in regular session on the 23rd day of February, 2017, and incorporated herein by reference;

That Case No. DEV-16-118, Special Use Permit for an agriculturally-related business 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 10 am to 6 pm, Monday through Sunday
3. The applicant shall pay a Traffic Impact Fee (TIF) of \$85.15
4. If the winery were to cease to operate, the Special Use Permit (SUP) shall self-terminate.
5. The SUP shall be limited to two (2) employees other than the business owners and family.
6. The applicant shall adhere to the following memorandums:
 - a. Chuck Magaha – Emergency Management, December 12, 2016
7. No signage is allowed in the right-of-way. No additional signage is requested with the SUP. All signage shall comply with Article 25, Sign Regulations of the Leavenworth County Zoning and Subdivision Regulations.
8. No on-street parking shall be allowed.
9. This SUP shall be limited to the Narrative dated November 10th, 2016 submitted with this application.
10. 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 Department within 30 days.

located in Section 25, Township 11 Range 20, also known as 15930 246th Street
parcel no. 207-25-0-00-00-010.04 in Leavenworth County, Kansas.

Adopted this 23rd day of February, 2017
Board of County Commission
Leavenworth, County, Kansas



Doug Smith, Chairman

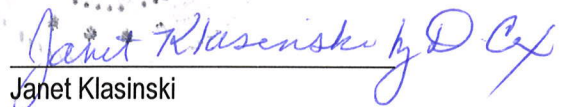


Clyde D. Graeber, Member



Robert W. Holland, Member





Janet Klasinski