

RESOLUTION 2017-30

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

A tract of land in the Northeast Quarter of the Northeast Quarter of Section 19, Township 9 South, Range 22 East in Leavenworth County, Kansas, more fully described as follows: Beginning at the Northeast corner of said Northeast Quarter; thence West 20 feet; thence South 330.58 feet to the true point of beginning, thence West 1283.25 feet; thence South 332.75 feet along the West line of the Northeast Quarter of said Northeast Quarter as now established; thence East 1283.50 feet to the Westerly right of way line of Township road and being 330.57 feet South of the true point of beginning; thence north 330.57 feet along said right of way to true point of beginning. All in Leavenworth County, Kansas, less that part, if any, taken or used for road, more commonly known as 26723 179th 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 3rd day of February, 2017, 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 10th day of May, 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 25th day of May, 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 25th day of May, 2017, and incorporated herein by reference;

That Case No. DEV-17-008 Special Use Permit for a horse boarding 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 8am to 9pm, Monday to Saturday.
3. The applicant shall pay a Traffic Impact Fee (TIF) of \$206.25.
4. The SUP shall be limited to three (3) employees other than family members.
5. The applicant shall provide a copy of liability insurance for a minimum coverage of \$1,000,000 with Leavenworth County listed as a policy holder.
6. The applicant shall adhere to the following memorandum:
 - a. Chuck Magaha – Emergency Management, April 3, 2017
7. No lights on any outdoor arena.

8. 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.
9. No on-street parking shall be allowed.
10. This SUP shall be limited to the Narrative dated February 3, 2017 submitted with this application.
11. 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 19, Township 9 Range 22, also known as 26723 179th Street, parcel no. 104-19-0-00-00-015.00 in Leavenworth County, Kansas.

Adopted this 25th day of May, 2017
Board of County Commission
Leavenworth, County, Kansas



Doug Smith, Chairman

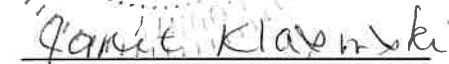


Clyde D. Graeber, Member



Robert W. Holland, Member





Janet Klasinski