

RESOLUTION 2017- 32

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

Lot 8, less the East 40 feet thereof, Block 4 in KNOLLWOOD ESTATES SUBDIVISION, in the County of Leavenworth, according to the recorded plat thereof. more commonly known as 12575 McIntyre Road.

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 March, 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;

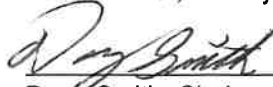
That Case No. DEV-17-031, Special Use Permit for a day care facility approved subject to the following conditions:

1. The SUP shall be limited to a period of five (5) years.
2. The business shall be limited to the hours of 7 am to 5 pm, Monday through Friday.
3. The applicant shall pay a Traffic Impact Fee (TIF) of \$147.32.
4. The SUP shall be limited to two employees besides the applicant.
5. The applicant shall remain licensed by the Leavenworth County Health Department and state agencies as required by state law.
6. 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.
7. The applicant shall adhere to the following memorandums:
 - a. Michael Swan – Planning and Zoning, April 3, 2017
 - b. Chuck Magaha – Emergency Management, April 12, 2017
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 March 23, 2017 submitted with this application.

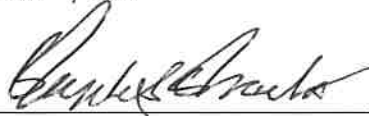
11. This SUP shall comply with all local, state, and federal rules and regulations that may be applicable. After approval of this SUP by the Board of County Commission all conditions listed shall be adhered to and copies shall be provided to the Planning and Zoning Department within 30 days.

located in Section 5, Township 10 Range 23, also known as 12575 McIntyre Road, parcel no. 163-05-0-00-00-004.00 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



ATTEST



Janet Klasinski