

RESOLUTION 2017- 38

A resolution of the Leavenworth County Kansas Board of County Commission, adopting a new "Building Permit Exceptions Policy" to govern all parcels of land under jurisdiction of the Board of County Commissioners, Leavenworth County, Kansas.

WHEREAS, it is hereby determined that non-compliant parcels are not entitled to a building permit in instances where a previous single-family home was destroyed by more than fifty percent.

WHEREAS, it is hereby found that county letters inaccurately describing a parcel as compliant and entitled to a building permit were sent to property owners when the parcel was non-compliant at the time of issuance.

NOW, THEREFORE, BE IT RESOLVED:


1. That a request for a building permit to rebuild a single-family residence destroyed by more than fifty-one percent on a parcel of which the status is deemed non-compliant shall be granted, provided that the property owner applies for a variance in conjunction with the building permit application.
2. That a request for a building permit for a single-family residence on a parcel accompanied with a county-issued letter inaccurately describing a parcel as compliant and/or entitled to building permits shall be granted provided that the use or layout of said parcel has not changed since the issuance of such letter and provided that the property owner applies for a variance in conjunction with the building permit application.
3. That if a variance is not granted in either aforementioned scenario said parcel of land shall have a county-issued Status of Parcel Letter deeming said parcel as non-compliant placed on file and recorded with the Leavenworth County Register of Deeds.
4. That all land divisions of any parcel of land shall adhere to the Leavenworth County Zoning and Subdivisions Regulations, Leavenworth County Sanitary Code and all other county regulations.

Adopted this 29th day of June, 2017
Board of County Commission
Leavenworth, County, Kansas

/s/ 
Doug Smith, Chairman

/s/ 
Clyde D. Graeber, Member



/s/ 
Janet Klasinski

/s/ 
Robert W. Holland, Member