

RESOLUTION 2017- 47

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 15, Block 6, TANGLEWOOD WEST SUBDIVISION, a subdivision in Leavenworth County, Kansas

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 22nd day of May, 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 12th day of July, 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 27th day of July, 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 27th day of July, 2017, and incorporated herein by reference;
1. That Case No. DEV-17-067 Special Use Permit for a day care facility approved subject to the following conditions: The SUP shall be limited to a period of five (5) years.
 2. The business shall be limited to the hours of 8 am to 5 pm, Monday through Friday.
 3. The applicant shall pay a Traffic Impact Fee (TIF) of \$395.55
 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, June 12, 2017
 - b. Chuck Magaha – Emergency Management, June 6, 2017
 8. No signage is allowed in the right-of-way. 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 May 22, 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 26, Township 11 Range 22, also known as 15126 Meadow Lane parcel no. 187-26-0-40-04-016.00 in Leavenworth County, Kansas.

Adopted this 27th day of July, 2017
Board of County Commission
Leavenworth, County, Kansas

/s/ *Doug Smith*
Doug Smith, Chairman

ATTEST

/s/ *Clyde D. Graeber*
Clyde D. Graeber, Member

/s/ *Janet Klasinski*
Janet Klasinski

/s/ *absent*
Robert W. Holland, Member

