

## RESOLUTION 2020-01

A resolution of the Leavenworth County Kansas Board of County Commission, issuing a Special Use Permit for an Auto Service Station & Repair –Vidas Mechanical on the following described property:

A tract of land beginning at a point 880 feet south of the NE corner of the NW quarter of Section 15, Township 10 South, Range 22 East of the 6th P.M, in Leavenworth County, Kansas, more commonly known as 15911 Fairmount 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 1<sup>st</sup> day of October, 2019, 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 11<sup>th</sup> day of December, 2019; 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 8<sup>th</sup> day of January, 2020, 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 8th day of January, 2020, and incorporated herein by reference;

That Case No. DEV-19-110, Special Use Permit for an Auto Service Station & Repair –Vidas Mechanical 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 7am to 7pm Monday through Friday, and 8am to 12pm Saturdays.
3. Vehicles/equipment to be picked up within 48 hours after repairs are completed.
4. The SUP shall have no employees other than the applicant.
5. The applicant shall adhere to the following memorandums:
  - a. Chuck Magaha – Emergency Management, November 27, 2019
6. No signage is allowed in the right-of-way. Signage is requested with the SUP. All signage shall comply with Article 25, Sign Regulations of the Leavenworth County Zoning and Subdivision Regulations.
7. The proper disposal of used equipment fluids as addressed in Mr. Stamp's narrative shall be followed.

8. No parts shall be stored in the view of the public.
9. No burning of construction debris, nor debris allowed to be brought in from off site.
10. This SUP shall comply with all local, state, and federal rules and regulations that may be applicable.
11. No on-street parking shall be allowed.
12. This SUP shall be limited to the Narrative dated October 1, 2019 submitted with this application.
13. 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 15, Township 10 South, Range 22, also known as 15911 Fairmount Road, parcel no. 155-15-0-00-00-011.00-0 in Leavenworth County, Kansas.

Adopted this 8<sup>th</sup> day of January, 2020  
Board of County Commission  
Leavenworth, County, Kansas

  
\_\_\_\_\_  
Doug Smith, Chairman

  
\_\_\_\_\_  
Jeff Culbertson, Member

  
\_\_\_\_\_  
Vicky Kaaz, Member

absent  
\_\_\_\_\_  
Chad Schimke, Member

  
\_\_\_\_\_  
Mike Stieben, Member

  
ATTEST  
  
Janet Klasinski