

RESOLUTION 2021-35

A resolution of the Leavenworth County Kansas Board of County Commission, issuing a Special Use Permit for a Contractor's Yard – Dave's Plus Construction, LLC on the following described property:

A tract of land in the east half of Section 9, Township 11 South, Range 22 east of the 6th PM, in Leavenworth County, Kansas more commonly known as 18429 166th 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 22nd day of April, 2021, 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 5th day of August, 2021; 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 1st day of September, 2021, 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 1st day of September, 2021, and incorporated herein by reference;

That Case No. DEV-21-071, Special Use Permit for a Contractor's Yard – Dave's Plus Construction, LLC approved subject to the following conditions:

1. The SUP shall be limited to a period of fifteen (15) years.
2. The business shall be limited to the hours of 6 am to 7 pm, Monday through Friday and 7:00AM until 1:00PM on Saturday.
3. The SUP shall be limited to five employees, not including family members.
4. The applicant shall adhere to the emergency plan on file.
5. In the event that any explosives are stored on the property they must alert the Fire District and Emergency Management to update the emergency plan.
6. 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.
7. No on-street parking shall be allowed.

8. This SUP shall be limited to the Narrative dated April 22, 2021 submitted with this application.
9. 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 9, Township 11 South, Range 22, also known as 18429 166th Street, parcel no. 182-09-0-00-00-018.01 in Leavenworth County, Kansas.



Janet Klasinski
Janet Klasinski

Adopted this 1st day of September, 2021
Board of County Commission
Leavenworth, County, Kansas

Michael Smith
Michael Smith, Chairman

Jeff Culbertson
Jeff Culbertson, Member

Vicky Kaz
Vicky Kaz, Member

Doug Smith
Doug Smith, Member

Mike Stieben
Mike Stieben, Member