

RESOLUTION 2021-53

A resolution of the Leavenworth County Kansas Board of County Commission, issuing a Special Use Permit for a Landscaping, Lawn Care, Lawn Maintenance, Snow Removal and Related Business– CW Lawns, LLC on the following described property:

A tract of land in the Southeast corner of the Southeast Quarter of Section 33, Township 9 South, Range 22 East of the 6th P.M, in Leavenworth County, Kansas more commonly known as 24619 163rd 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 24th day of September, 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 10th day of November, 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 December, 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 December, 2021, and incorporated herein by reference;

That Case No. DEV-21-165, Special Use Permit for a Landscaping, Lawn Care, Lawn Maintenance, Snow Removal and Related Business– CW Lawns, LLC be 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 7 am to 7 pm, Monday through Friday, with the exception of snow and ice events.
3. There shall be no storage of commercial waste except firewood.
4. The applicant shall not store materials or equipment, other than commercial vehicles and trailers, outside.
5. The SUP shall be limited to six (6) employees.
6. Firewood sales shall be delivery only.
7. The applicant shall maintain the existing landscaping and screening.

8. No lawn waste from outside of Leavenworth County shall be disposed of at the Leavenworth County Transfer Station.
9. The applicant shall abide by the Permanent Emerald Ash Borer Quarantine as established by the Kansas Department of Agriculture.
10. The applicant will comply with the below memorandums:
 - a. Chuck Magaha – Emergency Management, September 30, 2021
11. 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.
12. No on-street parking shall be allowed.
13. This SUP shall be limited to the Narrative dated September 16, 2021 and October 21, 2021 submitted with this application.
14. 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 33, Township 9 South, Range 22 East, also known as 24619 163rd Street, parcel no. 108-33-0-00-00-025.00 in Leavenworth County, Kansas.

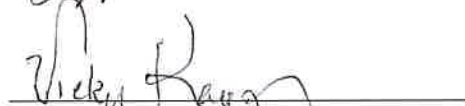
Adopted this 1st day of December, 2021
Board of County Commission
Leavenworth, County, Kansas



Mike Smith, Chairman



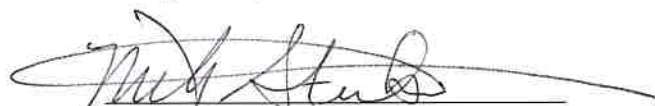
Jeff Culbertson, Member



Vicky Kaaz, Member

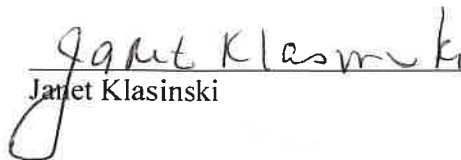


Doug Smith, Member



Mike Stieben, Member

ATTEST



Janet Klasinski

