

RESOLUTION NO. 2020-17

A RESOLUTION TO APPROVE CASE NO. W2020-1 A REQUEST TO WAIVE THE SEWARD COUNTY ZONING REGULATIONS AND SEWARD COUNTY SUBDIVISION REGULATIONS TO ALLOW FOR A LOT SPLIT ON A TRACT OF LAND LOCATED IN THE UNINCORPORATED AREA OF SEWARD COUNTY, KANSAS.

WHEREAS, the Seward County/City of Kismet Planning Commission of Seward County, Kansas, received an application for a conditional use permit from CMS Electric Cooperative Inc. to allow for construction and operation of an electric substation on a 2.06-acre tract in the unincorporated area of Seward County. The property described below is within the unincorporated portion of Seward County and described as follows:

A tract in Section 1, Township 35 South, Range 33 West of the 6th Principal Meridian, Seward County Kansas. More particularly described as follows:

Beginning at the Northeast Quarter of said Section 1; Thence South 01°12'39" West along the East line of said Northeast Quarter a distance of 300.00 feet; Thence North 01°12'20" East distance of 300.00 feet to a point on the North line of said Northeast Quarter; Thence South 88°27'39" East along said North line a distance of 300.00 feet to the point of beginning.

WHEREAS, the Seward County/City of Kismet Planning Commission has published in the official county newspaper on the 20th day of September 2020, notice of public hearing for said Conditional Use Permit Application; and

WHEREAS, the Seward County/City of Kismet Planning Commission notified owners of property within 1000 feet of the proposed conditional use permit by mail of the public hearing; and

WHEREAS, The Seward County/City of Kismet Planning Commission held a Public Hearing on October 12th, 2020, reviewed the criteria for granting Conditional Use Permits as listed in the Seward County Zoning Regulations Article 32-105 (2) and recommends approval of the application; and

WHEREAS, the Seward County/City of Kismet Planning Commission, on October 12th, 2020 in regular session and by a 5-0 vote of those members present and voting, recommended that the Seward County Board of County Commissioners approve the Conditional application as requested; and

WHEREAS, the Seward County Board of County Commissioners, after duly reviewing the recommendation of the Planning Commission and considering all public comments and concerns regarding said conditional use application, find that the dividing of the said property would not be detrimental to the surrounding properties,

NOW, THEREFORE, BE IT RESOLVED, that the Seward County Board of County Commissioners does hereby approve the Conditional Use Permit Application and hereby authorize the issuance of Conditional Use Permit #CU2020-1 to CMS Electrical Cooperative Inc. to construct and operate an electrical Substation on the 2.06 acre property located at :

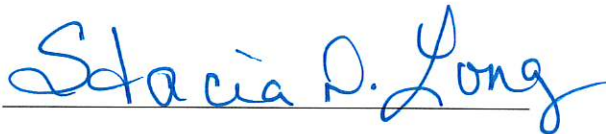
PASSED AND ADOPTED by the Seward County Board of County Commissioners this 2nd day of November 2020. This Resolution shall take effect and be in force from and after its adoption and publication once in the official county newspaper.


Acting.
Nathan McCaffery, Chairperson

(S E A L)

ATTEST:





Stacia Long, County Clerk