

**RESOLUTION NO. 2016-05**

**A RESOLUTION AUTHORIZING THE ISSUANCE  
OF CONDITIONAL USE PERMIT #CU2016-01 TO RANDALL ABLA ALLOWING A  
LAWNMOWER REPAIR SHOP IN AN EXISTING 14 FT X 24 FT BUILDING AT  
16438 ANDREW LANE, LIBERAL, KANSAS**

**BEFORE** the Board of County Commissioners of Seward County, Kansas:

**WHEREAS**, Randall Abla desires to operate a lawnmower repair shop in a 14' x 24' accessory structure located on a parcel of land located in the NW/4 of Section 15, Township 34 South, Range 32 West of the 6<sup>th</sup> PM, Seward County, Kansas more particularly described as:

Beginning at a point which is four hundred thirty-six feet (436') North, and two thousand two hundred thirty feet (2230') East of the Southwest corner of said Northwest Quarter; thence East parallel to the South line of said Quarter Section a distance of one hundred feet (100'); thence South perpendicular to said South line a distance of four hundred thirty-six feet (436'); thence West parallel to said South line a distance of one hundred feet (100'); thence North a distance of four hundred thirty-six feet (436') to the point of beginning.

And

Beginning at a point which is four hundred thirty-six feet (436') North, and two thousand three hundred thirty feet (2330') East of the Southwest corner of said Northwest Quarter; thence East parallel to the South line of said Quarter Section a distance of one hundred feet (100'); thence South perpendicular to said South line a distance of four hundred thirty-six feet (436'); thence West parallel to said South line a distance of one hundred feet (100'); thence North a distance of four hundred thirty-six feet (436') to the point of beginning.

Also known as Lots 24 & 25 Rolling Hills Addition.

Being described as such in Book 395, Page 536 and 538 of the Office of the Register of Deeds of Seward County, Kansas.

commonly known as 16438 Andrew Lane, Liberal, Seward County, Kansas; and

**WHEREAS**, Mr. Abla is the owner and occupant of the residential structure located on this parcel, the primary use of the parcel is residential and the primary use will continue to be residential; and

**WHEREAS**, as part of these development efforts, an application was filed with the Zoning Administrator for a conditional use permit for the property described above; and

**WHEREAS**, the Seward County Zoning Regulations Article 27-104 lists "Any other use not specifically listed as a permitted and/or accessory use in any district in these Regulations, or as a prohibited use" as a conditional use that may be approved by the Governing Body; and

**WHEREAS**, the Planning Commission held a Public Hearing on March 14, 2016, 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 Board of County Commissioners has reviewed the application, staff report and public hearing summary on this matter and finds that approval of the request will not be detrimental to the health, safety and general welfare of the community;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Seward County, Kansas that:

The Seward County Board of Commissioners hereby adopts the Seward County/City of Kismet Planning Commission's recommendation to approve the application and hereby authorizes issuance of Conditional Use Permit #CU2016-01 to Randall Abla for use of an existing 14' x 24' accessory structure located at 16438 Andrew Lane, Liberal, Kansas as a lawnmower repair shop with the following conditions:

1. Functioning Fire Extinguishers must be accessible in the structure.
2. Any and all flammables shall be stored in an appropriate cabinet.

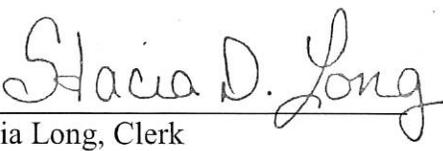
This Resolution shall be in full force and effect from and after its publication once in the official county newspaper.

**ADOPTED** this 4<sup>th</sup> day of April, 2016.

**BOARD OF COUNTY COMMISSIONERS  
OF SEWARD COUNTY, KANSAS**

By:   
Nathan McCaffrey, Chair

**ATTEST:**

  
Stacia Long, Clerk

