

COMMISSIONERS RECORD R, DOUGLAS COUNTY

Term, 19

day of

19

tachment and after review it was moved by Mr. Neis that this petition be heard on the 15th day of May 1978 at 9:15 a.m. in the Commissioner's Room of the Douglas County Judicial and Law Enforcement Center at Lawrence, Kansas. It is further ordered that the county clerk prepare proper notices and cause the same to be published and mailed in accordance with the Statutes of the State of Kansas. Motion seconded by Mrs. Bradley and carried unanimously.

*Res. #78-13: app.
Amend Zoning
Regulation 6.2(8)*

The Board reviewed Resolution No. 78-13 which is a resolution relating to and amending the "Zoning Regulations for the Unincorporated Territory of Douglas County, Kansas". The resolution states that the planning commission, after public hearing as required by Section 24-3 of the zoning regulations, has recommended to the Board a change in Section 6.2(8) of said regulations, and that the Board has found that, for the purpose of promoting health, safety, morals, comfort, the general welfare, and conserving and protecting property values throughout Douglas County, Kansas, that the zoning regulations should be amended as recommended by the Lawrence-Douglas County Planning Commission. It is therefore by this resolution that the Board orders that the "Zoning Regulations for the Unincorporated Territory of Douglas County, Kansas", Section 6.2(8) be amended to read as follows:

- (8) Single-Family dwellings, provided the lot is exempt from the Sub-division Regulations for Douglas County, and provided a building permit is issued.

After complete review it was moved by Mr. Neis that this Resolution No. 78-13 be approved, seconded by Mrs. Bradley, and carried unanimously.

*Res. #78-14: app
Change Zoning
Regulation 7-2(1)
+ adopt. 7-2(12)*

The Board reviewed Resolution No. 78-14 which is a resolution amending Section 7-2(1) and adopting Section 7-2(12) to the "Zoning Regulations for the Unincorporated Territory of Douglas County, Kansas". The planning commission, after public hearing, has recommended to this Board a change in Section 7-2(1) and adopt Section 7-2(12). The Board has found that the amendment and adoption as recommended by the Lawrence-Douglas County Planning Commission will serve the purpose of promoting health, safety, morals, comfort, the general welfare, and conserving and protecting property values throughout Douglas County, Kansas. So by this document it is hereby resolved that under the "Zoning Regulations for the Unincorporated Territory of Douglas County, Kansas", the following shall be amended and adopted:

1. Amend Section 7-2(1) to read as follows:

1. Farm, truck garden, orchard, or nursery for growing or propagation of plants, trees, or shrubs, including the temporary stands for the seasonal sale of products raised on the premises, provided that no retail or wholesale business office or store is permanently maintained on the property. Keeping and raising of birds, bees, rabbits, or other animals, fish or other creatures in the same way as would be allowed in the agriculture zoning will be permitted upon lots containing five acres or more except as may be limited by subdivision restrictive covenants. (Any subdivision platted prior to the adoption of this amendment shall be exempt from the minimum lot size requirement for the raising of animals as described; provided, that the keeping or raising of such animals shall not be permitted on any lot whose area is reduced to less than five acres by lot split or replat).

2. Adding a Section 7-2(12) to read as follows:

- (12) Utilities approved by the County Commissioners.

After review it was moved by Mrs. Bradley that this Resolution No. 78-14 be adopted, seconded by Mr. Neis, and carried unanimously.

*Res. #78-15: app
Vacate a portion
Co. Road #23*

The Board reviewed Resolution No. 78-15 which resolution finds that improvements at Lawrence Municipal Airport will make a portion of Douglas County Road No. 23 impassable; that necessity for said road as a public utility does not justify the expenditure of funds necessary to put said road in condition for public travel; and that the portion of county road hereinafter specifically described shall be vacated by this document. Therefore it is resolved that, pursuant to the authority of K.S.A. 68-102 and K.S.A. 68-102a, the Board of Commissioners of Douglas County intends to vacate a portion of County Road No. 23 described as follows:

A road right-of-way thirty-three feet on each side of the center line beginning at a point 724.55 feet East of the Northwest corner of Section 17, Township 12 South, Range 20 East, and proceeding East along the North line of said Section 17 to a point 2876 feet East of the Northwest corner of said Section 17, in Douglas County, Kansas, reserving to the respective owners thereof easements for public utilities and easements for drainage located in said right-of-way and now in existence and in use.

After review and discussion of this resolution it was moved by Mr. Neis that it be approved and that a hearing on final approval of vacating said road right-of-way pursuant to the language of K.S.A. 68-102a shall be set on the 25th of May 1978 at 9:30 a.m. in the chambers of the Douglas County Commission. Motion seconded by Mrs. Bradley and carried unanimously.