

# COMMISSIONERS RECORD 5, DOUGLAS COUNTY

31

Term, 19

day of

19

Lockwood Co., Inc. Reorder No. 185428-12-78

Iron Pipe in the amount of \$8970 be accepted, seconded by Mr. Neis, and carried unanimously.

Pub. Works +  
Maint. Dept. app.  
Notify bidders  
for trucks

Mr. Dooley then recommended to the Board that we publish a Notice to Bidders for the purchase of one (1) new heavy duty dump truck, one (1) new heavy duty flatbed truck, two (2) new 1/2 ton pickup trucks, and one (1) new motor grader by the Douglas County Public Works Department, and one (1) new 1/2 ton pickup truck by the Douglas County Maintenance Department. Mr. Dooley recommends that we publish this notice on March 22 and March 29, 1979, and that we receive sealed bids until 10:00 a.m., C.S.T., on April 5, 1979, at which time those bids will be publicly opened in the Office of the Douglas County Board of Commissioners. After brief discussion it was moved by Mr. Neis that this Notice to Bidders be so published with the bids to be received until 10:00 a.m., C.S.T., on April 5, 1979, seconded by Mr. Cragan, and carried unanimously.

No further business, the Board adjourned to meet on Wednesday, March 21, 1979.

ATTEST:

*D. E. Mathia*

D. E. Mathia

County Clerk

*Beverly A. Bradley*

Beverly A. Bradley

Chairman

March 21, 1979

The Board of County Commissioners of Douglas County met in regular adjourned session with all members of the Board present.

Approved the minutes of the meeting of March 19, 1979.

Comm. Order  
#1862

The Board approved Commissioners Cancellation Order No. 1862. Order is on file in the office of the County Clerk.

The Board noted receipt of Statement of Fund Balances for the month ending February 28, 1979, from the Treasurer's office.

Plan. Comm. app.  
CUP for chlor-  
inator bldg.

At the advertised hour of 10:00 a.m., the Board reviewed public hearing planning items brought to it from the Planning Commission meeting of February 28, 1979. The items were presented by Director of Planning Roger Hedrick and staff Linda Finger. Also in attendance was Wayne Kellum, zoning administrator. The first item for the Board's consideration was Item No. 7 of the Planning Commission minutes of February 28, 1979, which is a request for a Conditional Use Permit to allow the construction of a chlorinator building to be located on the west side of Douglas County Road 1273 one-half mile south of U. S. Highway 56 in southwestern Douglas County, requested by James R. Hesseltine. The item comes forward with a recommendation from the planning staff and the Planning Commission for approval of the Conditional Use Permit request and forward it to the Board of County Commissioners. After discussion it was moved by Mr. Neis that this request for a Conditional Use Permit for water supply improvements at Overbrook, Kansas, be approved, seconded by Mr. Cragan, and carried unanimously.

Plan. Comm. app.  
Text amendment  
Article 23 of  
Zoning Regulations

The next item considered by the Board was Item No. 14, a text amendment to the County Zoning Regulations for the Unincorporated Portions of Douglas County regarding the required members on the County Board of Zoning Appeals. The item comes forward with a recommendation from the planning staff that the text amendment be approved and forwarded to the Board of County Commissioners. The Planning Commission made the motion to forward this text amendment to the County Commission with a recommendation for approval which carried unanimously. After brief discussion on this matter it was moved by Mr. Neis that we approve the text amendment to amend Article 23 of the County Zoning Regulations for the Unincorporated Portions of Douglas County, Kansas, to read as follows:

## Article 23. THE BOARD OF ZONING APPEALS Section 23-1. Organization

The Board of Zoning Appeals is hereby created. The Board shall consist of five members, all of whom shall be residents of that portion of the county within the jurisdiction of this Resolution and one member shall may be a member of the Planning Commission. Members are to be appointed by the Board of County Commissioners and shall serve without compensation. Of the members first appointed, one shall serve for one year, two for two years, and two for three years. Thereafter, members shall be appointed for terms of three years each. Vacancies shall be filled by appointment for the unexpired term. The Board shall adopt rules for the conduct of its business, such rules to be made available to the public. An affirmative vote of four members of the Board shall be required to overrule any decision, ruling, or determination of the official charged with enforcement of this Resolution, or to approve any special exception or variance.

Motion seconded by Mr. Cragan, and carried unanimously.

Text amendment  
to Articles 3-1.06,  
3-1.25 + 3-1.70

The next item considered by the Board was Item No. 15, a text amendment to Articles 3-1.06, 3-1.25, and 3-1.70 of the Zoning Regulations for the Unincorporated Portions of Douglas County concerning allowing underground structures in the county. The proposed text amendment, amends Article 3-1.06, 3-1.25, and 3-1.70 of the Zoning Regulations for the Unincorporated Portion of Douglas County to read as follows: