

RESOLUTION NO. 26-1050

A RESOLUTION GRANTING A SPECIAL USE PERMIT FOR A MEDICAL WASTE PROCESSING & TREATMENT FACILITY FOR DANIELS HEALTH OLATHE SUBJECT, HOWEVER, TO THE STIPULATIONS HEREINAFTER MORE FULLY EXPRESSED.

WHEREAS, Application No. SU26-0001 was filed with the City of Olathe, Kansas, on the 16th day of March 2026; and

WHEREAS, said Application requested that the City Council of the City of Olathe, Kansas, issue a special use permit for a Medical Waste Processing & Treatment Facility use on the following described property:

THIS IS A SURVEY AND PLAT OF PART OF THE SOUTHWEST 1/4 OF SECTION 12, TOWNSHIP 14 SOUTH, RANGE 23 EAST, CITY OF OLATHE, JOHNSON COUNTY, KANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF LOT 24, SOUTHVIEW PROPERTIES, 4TH PLAT, A SUBDIVISION OF LAND IN SAID SOUTHWEST 1/4, SAID POINT BEING 1,992.82 FEET SOUTH OF THE NORTHEAST CORNER OF SAID SOUTHWEST 1/4 AS MEASURED ALONG THE EASTERLY LINE THEREOF; THENCE N.89°-52'-18"W. ALONG THE SOUTH LINE OF SAID LOT 24 A DISTANCE OF 260.00 FEET; THENCE N.33°-38'-40"W. ALONG THE WESTERLY LINE OF LOT 24 AND THE NORTHWESTERLY EXTENSION THEREOF A DISTANCE OF 686.86 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING N.33°-38'-40" W. A DISTANCE OF 343.00 FEET; THENCE N.70°-57'-23"E. A DISTANCE OF 325.96 FEET TO A POINT ON THE WESTERLY RIGHT-OF-WAY LINE OF KEELER STREET AS NOW ESTABLISHED (30.00 FEET WEST OF KEELER STREET CENTERLINE); THENCE ALONG SAID RIGHT-OF-WAY LINE ALONG A CURVE TO THE LEFT HAVING AN INITIAL TANGENT BEARING OF S.19°-02'-37"E. A RADIUS OF 730.00 FEET AN ARC DISTANCE OF 240.80 FEET; THENCE S.52°-03'-25"W. A DISTANCE OF 294.74 FEET TO THE POINT OF BEGINNING, CONTAINING 2.005 ACRES, MORE OR LESS.

and

WHEREAS, the Property is zoned MP-2; and

WHEREAS, Chapter 18.20 and 18.40, of the Unified Development Ordinance authorizes the establishment of such a use in such zoned area upon the issuance of a special use permit; and

WHEREAS, the Planning Commission and the City Council of the City of Olathe, Kansas, having given the requisite notices by publication and otherwise, and after holding a public hearing on the 11th day of May 2026, and affording a full and fair hearing to all the property owners, generally, and to other interested persons situated in the affected area or in the vicinity thereof; and

WHEREAS, the Planning Commission of the City of Olathe, Kansas, has recommended that the special use permit be granted; and

WHEREAS, the City Council is of the opinion that such special use permit should be granted subject to the conditions set out herein.

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF OLATHE, KANSAS:

SECTION ONE: That Application No. SU26-0001 requesting approval of a special use permit for a Medical Waste Processing & Treatment Facility use on the previously described Property, which is presently zoned as MP-2 is hereby approved.

SECTION TWO: That this special use permit is approved and granted upon the following stipulations and in conformance with Chapter 18.20 and Chapter 18.40 of the Unified Development Ordinance:

1. The special use permit allows for the proposed medical waste and treatment facility and is valid for a period of five (5) years following the date of the approved resolution.
2. No outdoor storage of equipment or materials is permitted unless screened in accordance with UDO 18.30.130

SECTION THREE: That this Resolution shall take effect immediately.

ADOPTED by the Governing Body this 16th day of June 2026.

SIGNED by the Mayor this 16th day of June 2026.

ATTEST:

Mayor

City Clerk

(Seal)

APPROVED AS TO FORM:

City Attorney