

RESOLUTION NO. 20-1052

A RESOLUTION GRANTING A SPECIAL USE PERMIT FOR KEEPING CHICKENS ON A RESIDENTIAL LOT LESS THAN THREE (3) ACRES, SUBJECT, HOWEVER, TO THE STIPULATIONS HEREINAFTER MORE FULLY EXPRESSED.

WHEREAS, Application No. SU20-0004 was filed with the City of Olathe, Kansas, on the 15th day of May 2020; and

WHEREAS, said Application requested that the City Council of the City of Olathe, Kansas, issue a special use permit for keeping chickens on a residential lot less than three (3) acres on the following described property:

HAVENCROFT LOT 5 BLK 2 OLC

WHEREAS, such property is zoned R-1; 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 13th of July 2020, 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. The following conditions apply:

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

SECTION ONE: That Application No. SU20-0004 requesting the issuance of a special use permit for keeping chickens on a residential lot less than three (3) acres on the previously described property, which is presently zoned as R-1 is hereby approved.

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

1. The special use permit is valid for a period of five (5) years following Governing Body approval, effective the date of adoption of the Resolution.
2. The property will be limited to a maximum of four (4) hens only at any one time.
3. Chickens may not be bred, boarded or sold for commercial purposes.

SECTION THREE: That this Resolution shall take effect immediately.

ADOPTED by the City Council this 4th day of August 2020.

SIGNED by the Mayor this 4th day of August 2020.

ATTEST:

Mayor

City Clerk

(Seal)

APPROVED AS TO FORM:

City Attorney