

RESOLUTION

NO. R23-09-041

**ADOPTION OF AMENDMENTS TO THE
MIAMI COUNTY, KANSAS ZONING REGULATIONS**

WHEREAS, Miami County, Kansas is authorized, pursuant to K.S.A. 12-753 *et seq.*, to adopt Zoning Regulations and amendments thereto; and

WHEREAS, Miami County did adopt comprehensive Zoning Regulations for Miami County, Kansas on September 5, 1991, and has since amended said regulations periodically; and

WHEREAS, the Miami County Planning Commission is authorized to recommend amendments to the Miami County Zoning Regulations pursuant to KSA 12-753; and

WHEREAS, the Planning Commission held a public hearing regarding the proposed amendments on September 5, 2023, to allow staff to draft proposed changes to the regulations. Said public hearings were noticed in accordance with state statute, and a record and written summary of the public hearings were made; and

WHEREAS, the Planning Commission voted, by an affirmative vote of the majority present (7-1) at aforesaid September 5, 2023, hearing, to recommend that the Board of Commissioners of Miami County, Kansas approve the proposed amendments to the Miami County, KS Zoning Regulations pertaining to Minimum Development Standards for Agricultural Equipment Sales; and

WHEREAS, the County Commission considered the recommendation of the Planning Commission to approve the proposed text amendments on September 27, 2023 at a regularly scheduled commission meeting; and

WHEREAS, the County Commission, having reviewed aforesaid proposed regulations and having considered comments of staff and the public, finds the proposed amendments to the regulations governing the Minimum Development Standards for Agricultural Equipment Sales to be in the public interest and welfare, pursuant to the following findings:

FINDINGS:

1. These revisions provide additional flexibility and opportunity for property owners while protecting the rights of surrounding property owners.
2. These revisions support the purpose of the Zoning Regulations to promote the safety, health and general welfare of the citizens of Miami County.

NOW, THEREFORE BE IT RESOLVED BY THE COUNTY COMMISSION OF MIAMI COUNTY, KANSAS, pursuant to K.S.A. 12-753 *et seq.*, that the proposed amendments to the



Miami County, Kansas Zoning Regulations, as shown in Exhibit "A", are hereby approved and that copies of aforesaid documents shall be maintained in the office of the County Clerk.

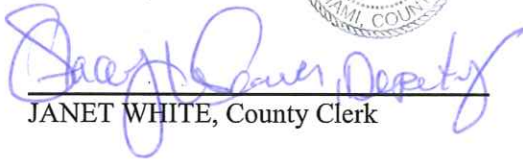
IT IS FURTHER RESOLVED BY ABOVE SAID COMMISSION that aforesaid regulations shall become effective upon publication of this Resolution in the official County newspaper.

ADOPTED ON THIS 27th DAY OF September 2023.

BOARD OF COUNTY COMMISSIONERS
MIAMI COUNTY, KANSAS

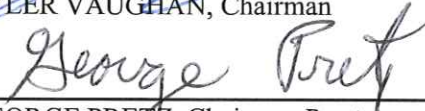
ATTEST




JANET WHITE, County Clerk



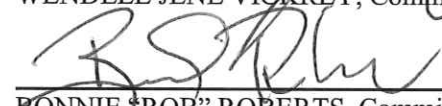
TYLER VAUGHAN, Chairman



GEORGE PRETZ, Chairman Pro-tem



WENDELL JENE VICKREY, Commissioner



BONNIE "ROB" ROBERTS, Commissioner



KEITH DIEDIKER, Commissioner

Approved as to form and legality on 27 SEPTEMBER 2023 by 
County Counselor/County Attorney

EXHIBIT "A"

Section 14-2.01.17.F Shall be amended and replaced by the following:

- B. All structures, parking areas, storage areas or other improvements associated with the retail use shall be a minimum of one hundred (100) feet from all property lines except the minimum setback for product display areas shall be twenty (20) feet from a property line that is a right-of-way line for a limited-access highway (example: adjacent to I-35, US-69 Hwy & portions US 169 Hwy).