

RESOLUTION NO. 1165

**A RESOLUTION ISSUING A SPECIAL USE PERMIT FOR ECHO HOUSING AT
306/308 WALNUT**

WHEREAS, the zoning regulations for the City of Osawatomie, Kansas authorizes certain special uses in residentially zoned areas of the community, and

WHEREAS, one of those special uses is echo (elderly cottage housing opportunity) housing; and

WHEREAS, Eric Ritch has applied for a special use permit for echo housing at adjacent properties he owns which have assigned addresses of 306 and 308 Walnut respectively; and

WHEREAS, the city's zoning regulations specifically state certain restrictions that must be placed on the special use permit, restrictions that, if not adhered to, will result in the revocation of the special use permit; and

WHEREAS, the City of Osawatomie's Planning Commission met on September 5th, 2023 to consider Mr. Ritch's application; and

WHEREAS, the City of Osawatomie's Planning Commission voted unanimously to recommend approval of the Special Use Permit.

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

SECTION 1. The Governing Body of the City of Osawatomie, Kansas, hereby approves the issuance of the special use permit with the following conditions:

1. The secondary residential dwelling shall be for dependent members of the family residing in the principal dwelling;
2. Nonconforming lots shall be re-platted to conform to current subdivision regulations;
3. The secondary residential dwelling shall be located in the established rear yard no less than ten (10) feet from the rear lot line and in conformance to side yard setbacks;
4. Where dwellings are held in separate fee simple ownership, easements shall be dedicated for separate utility connections;
5. The architectural style of the secondary dwelling structure shall echo the architectural style and materials of the principal structure, to which it shall be subordinate in height and bulk;
6. Lot coverage shall not exceed seventy five percent (75%) of the buildable lot area;
7. All structures shall meet or be brought up to current building code requirements;
8. A maximum of one off-street, parking space with direct access to a public street via the existing driveway shall be provided for the secondary residence, which space may be located in the established front yard of the principal structure;

PASSED AND ADOPTED by the Governing Body of the City of Osawatomie, Kansas this 14th day of September, 2023, a majority being in favor thereof.

APPROVED AND SIGNED by the Mayor.

(SEAL)

Nick Hampson, Mayor

Tammy Seamands, City Clerk