

RESOLUTION LO 15-16 50

**RESOLUTION TO AMEND THE ZONING ORDINANCE
CASE 2-A-16**

**: PROCEEDING BEFORE THE
: LOGAN COUNTY BOARD
: APRIL 19, 2016**

WHEREAS, the Planning & Zoning Committee of the Logan County Board deemed it in the public interest to amend certain sections of the ordinance related to dwellings, recreational vehicles, and Agricultural minimum lot size and;

WHEREAS, the Logan County Regional Planning Commission reviewed the proposed amendments at their regularly scheduled meeting on April 6, 2016 and recommended approval of Sections 15.2 and 12.1 but denial of Section 3.41-6 (c) and;

WHEREAS, the Zoning Board held a public hearing on April 11, 2016 and after hearing testimony from those present, voted to recommend to the Logan County Board approval of the proposed amendments for Section 15.2, voted to recommend approval of the proposed amendments for Section 12.1 along with a recommendation to clarify that the Planning & Zoning Committee is a County Board Committee, and voted on a motion to approve the proposed amendments for Section 3.41-6 (c) but failed to secure a concurring vote of four (4) members and;

WHEREAS, the County Board of Logan County has considered the Report of the Zoning Board and public comments;

NOW, THEREFORE, BE IT RESOLVED, by the County Board of Logan County, that Section 3.41-6 (Minimum Lot Size) of the Logan County Zoning Ordinance shall be amended (see Attachment A for amended language).

Adopted this 19th day of April, 2016

Ayes _____ Nays _____ Absent _____

David R. Hepler
Chairman, Logan County Board

Attest: _____
Sally Turner (Seal)
County Clerk

Existing Language

~~Existing Language to be deleted~~

Proposed Language to be added

3.41 A – AGRICULTURAL DISTRICT

3.41-6 Minimum lot size

All lots created after the adoption of this amendment shall be at least (5) acres in size, excepting therefrom:

- a. Farms and farmsteads in existence prior to the adoption of this amendment which may be subdivided into two parcels, one containing an existing farmstead and one containing the remaining unimproved land which shall be at least five (5) acres in size. The parcel containing the farmstead shall have a minimum area of one (1) acre. Farmsteads not adjacent to or abutting a public road right-of-way may have a private road right-of-way of no less than 30 feet extending from the public road to the existing farmstead. Lots or parcels previously permitted by the Logan County Board and recorded in the office of the Logan County Clerk and Recorder of Deeds will be exempted from compliance of this amendment.
- b. Legitimate farming operations on tracts of less than five acres, provided that the tract is for the purpose of a farming operation and does not provide a rural homesite.
- c. Lots on tracts of less than five (5) acres if approved through the Conditional Use Procedure and if proven by the petitioner that the parcel is not well suited for agriculture and will not adversely affect adjoining agricultural uses, or that the parcel was created by the acquisition of a public right-of-way and construction of a public street or highway.