

Memorandum

City of Lawrence

Planning & Development Services

TO: Sandra Day
FROM: David Guntert
CC: Sheila Stogsdill; Scott McCullough; John Miller

Date: February 12, 2010
RE: Calculations for SUP-10-10-09 Protest Petition

The protest petition filed in the City Clerk's Office on January 28, 2010 pertaining to the referenced request for a special use permit has enough signatures of the record owners of property in the required notification area to constitute a valid protest petition. The property owner notification area covers the parcels lying within 200' of the special use permit request.

The total area of the real property represented by the twenty-two (22) parcels captured within the required 200 feet notification distance of the property in the request is 116,799.2 square feet (2.68 acres). The protest petition was signed by owners of 11 parcels, but only 8 parcels could be counted toward the determination of the petition's validity. The total area represented by the 8 parcels counted in the petition is 25,814.7 square feet (0.59 acres) or approximately 22.1% of the real property within the notification area. The protest petition is valid because it bears sufficient signatures of owners within the 200 feet notification area to meet or exceed the minimum 20% of the real property required by Code to constitute a valid protest petition.

Pertaining to the 3 parcels not counted toward the petition's validity, two of those ownership parcels are located beyond the 200 feet notification area; the other parcel is not counted because the petition did not bear the signature of a record owner matching the property ownership list generated by the county.

The attached map illustrates the properties within the protest area whose owners are protesting this rezoning request.

The calculations for determining the validity of the petition are shown below:

Total Area of all Parcels w/in 200' of the Property in the Rezoning Request	116,799.2 sq. ft
Total Area of Parcels inside the Buffer Whose Owners are Protesting the Rezoning Request (8 Parcels)	25,814.7 sq. ft
Percent of Total Parcel Area in Protest Petition	$25,814.7 \text{ sq ft} / 116,799.2 \text{ sq ft} = 22.1\%$