

Supplemental Memo



Memo Date: May 25, 2007
Hearing Date: June 5, 2007 (Continued from May 15, 2007)

TO: Board of County Commissioners

DEPARTMENT: Public Works Dept./Land Management Division

PRESENTED BY: BILL VANVACTOR, COUNTY ADMINISTRATOR
KENT HOWE, PLANNING DIRECTOR

AGENDA ITEM TITLE: In the Matter of Considering a Ballot Measure 37 Claim and Deciding Whether to Modify, Remove or Not Apply Restrictive Land Use Regulations in Lieu of Providing Just Compensation (PA06-7295, Kronke)

BACKGROUND

Applicant: Trutz and Elke Kronke & Kronke Properties, LLC

Current Owner: Kronke Properties, LLC

Agent: Frederick A. Batson and Robert S. Russell

Map and Tax lot(s): 18-05-34 tax lots 600, 601, 602 and 603.

Acreage: Approximately 320 acres

Current Zoning: E40, LC 16.212 (Exclusive Farm Use), /FP, LC16. 244 (Floodplain Combining Zone), LC 16.254 LC 16.253 (Riparian Regulations)

Date Property Acquired: September 7, 1999 (B&SD #99080038)

Date claim submitted: December 1, 2006

180-day deadline: May 30, 2007

Land Use Regulations in Effect at Date of Acquisition: Unzoned;

Restrictive County land use regulation: Minimum parcel size of forty acres and limitations on new dwellings in the E40 (Exclusive Farm Use) zone (LC 16.212).

This claim was originally heard on May 15, 2007. At the May 15th Hearing, the Board continued the discussion of this claim to the June 5, 2007 public hearing to allow the applicant time to respond to the County Administrator's recommendation and have the Board reconsider the recommendation.

ANALYSIS

No supplemental evidence has been submitted into the record by the claimant since the public hearing on May 15, 2007.

CONCLUSION

It appear this is not a valid claim.

RECOMMENDATION

The County Administrator recommends the Board direct him to deny the claim.