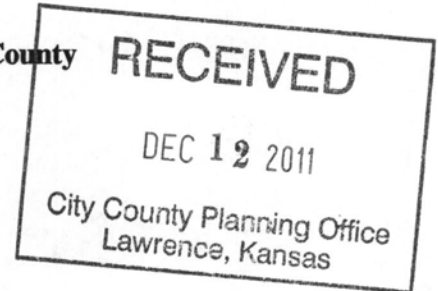


League of Women Voters of Lawrence-Douglas County
P.O. Box 1072, Lawrence, Kansas 66044

December 11, 2011



Mr. Richard Hird, Chairman
Members
Lawrence-Douglas County Metropolitan Planning Commission
City Hall
Lawrence, Kansas 66044

RE: ITEM NO. 4 TEXT AMENDMENT TO CITY OF LAWRENCE DEVELOPMENT CODE; DEFINING OCCUPANCY & CLARIFYING OCCUPANCY LIMITS IN NON-RS ZONING DISTRICTS (MJL)

Dear Chairman Hird and Planning Commissioners:

The following regulation regarding Occupancy Limits is being included as a text amendment to our Land Development Code:

(g) Occupancy Limits

In non-RS Districts, no more than one Family, as that term is defined in Section 20-1701(1), (2), and (3)(b), shall occupy a Dwelling Unit. On properties in non-RS Districts that have an Accessory Dwelling Unit, established in accordance with Section 20-534, no more than one Family, as that term is defined in Section 20-1701(1), (2), and (3)(b), plus one additional person shall, in the aggregate, occupy a Dwelling Unit and Accessory Dwelling Unit.

Accessory Dwelling Units, in our current Land Development Code, are intentionally limited to the following districts: **RS40, RS20, RS10, RS7, MU and CN1 Districts (Section 20-534)**.

We believe that an unintentional wording has been included in this text amendment which if not corrected could lead to misinterpretation of the zoning ordinance. It is the inclusion in all of the non-RS Districts as well as the RS-5 and RS-3 Districts the portion of the statement above that reads "plus one additional person" and the term "Accessory Dwelling Unit." To include accessory dwelling use in the definition of Occupancy Limits in zoning districts where it is not permitted will cause confusion as to the interpretation of where these accessory dwelling units are intended to be permitted.

We ask that you reword the regulations for "Occupancy Limits" in all of those zoning districts where Accessory Dwelling Units are not expressly permitted.

Thank you for your interest and concern.

Sincerely yours,

A handwritten signature in black ink, appearing to be "Caleb Morse".

Caleb Morse
Secretary and Member of the Board

A handwritten signature in black ink, appearing to be "Alan Black".

Alan Black, Chairman
Land Use Committee