



TYPE B HOME OCCUPATION CHECKLIST

Application Requirements

This checklist has been provided to assist you, the applicant, as you prepare your application. Submission of less information than necessary to adequately review and process your application will delay the review process.

Submission of less information than necessary to adequately review and process your application may delay the review process. The submitted application shall conform to the following application requirements of Article 5, Section 20-537(9).

General Submittal Requirements

❖ Application Form

- A complete Application Form.
 - Page 1 – Contact information property summary
 - Page 2 – Business Information/Signature Page

❖ Attachments Required

- Owner Authorization Form **if** applicant is not the legal owner of the property
- Legal description of property
- A list, certified by the Douglas County Clerk, of all property owners within 200'
- Certificate of Mailing
- Property Ownership List Certification
- Copy of letter of notification



CERTIFICATE OF MAILING

THE FOLLOWING IS TO BE COMPLETED AND SUBMITTED BY THE APPLICANT.

Name of Project: _____

Address of Project: _____

Application Number: _____

I hereby certify that I have read and understood the attached requirements for public notification of a proposed Type B Home Occupation and that I have executed all requirements.

Furthermore, I hereby certify that a true and correct copy of the foregoing "Notice to Property Owners" was mailed to the attached list by depositing said copy in the United States Mail, proper postage prepaid, on the following date: _____

Signature

Date

Printed Name



**PUBLIC NOTICE OF PROPOSED Type B Home Occupation
Instructions**

The applicant is responsible for public notice of a proposed Type B Home Occupation. Complete the following notification procedures then submit the executed "Certificate of Mailing" as part of the application materials.

Public notice includes:

- Written notice to *all adjacent property owners* of record within 200' of the subject property.
- To *all Registered Neighborhood Associations* whose boundaries include the subject property or are adjacent to the neighborhood the subject property is located in.

Procedures for Public Notice of a Proposed Type B Home Occupation – Written Notification

1. Written notice of the proposed home occupation shall be mailed to the owners of record of all property within 200' of the subject property, **and**
2. Written notice of the proposed home occupation shall be mailed to all Registered Neighborhood Associations whose boundaries include the subject property or are adjacent to the neighborhood the subject property is located in.
 - For purposes of this provision, "adjoining property" includes all property that touches the subject property, including the right-of-way of the subject property.
3. The notice shall be sent by the applicant via by regular mail, postage pre-paid.
4. The applicant shall submit a **Certificate of Mailing** (*attachment to the application form*) at the time of submission of the Type B Home Occupation application.
 - An application for Type B Home Occupation will not be considered complete without an executed Certificate of Mailing.
5. Per Section 20-537(9)(iii) the written notice shall provide:
 - a. a brief description of the proposed home-based business;
 - b. the hours of operation;
 - c. the existence of a nonresident employee;
 - d. the expected number of customers/clients on a daily basis
 - e. a statement with substantially the following information:



Notice of Proposed Home Occupation

This letter is being sent to the Landowners, or a Registered Neighborhood Association near the site of a proposed Home Occupation. It is being sent for the purpose of informing the Landowner and other interested parties about the proposed home-based business. This letter does not grant the recipient and/or Landowner any legal rights to challenge the proposed development, instead, it is being provided solely to inform nearby Landowners of the proposed plans of one of your neighbors. For further information, contact the applicant's designated representative at (xxx) xxx-xxxx or the Lawrence-Douglas County Planning Director at (785) 832-3150.

The Failure to receive notice of a type B Home Occupation by an adjoining Landowner or Registered Neighborhood Association will not affect the validity of site plan approval or review.



Sample “Notice to Property Owners”

<property owner name>
<address>

NOTICE OF TYPE B HOME OCCUPATION

Re: <name of business> - Home-based business

To Whom It May Concern:

A home-based business is being registered at the Lawrence-Douglas County Planning Office on <date> for <business name>, located at <address>. The proposed home-based business is a <brief description of business>.

This letter is being sent to all owners of property adjoining the proposed home-based business described in this letter. Additionally, it is being sent to registered neighborhood associations encompassing the proposed home-based business. The purpose of this letter is to inform the notified person and other interested parties about the proposed home-based business. This letter does not grant the recipient and/or landowner any legal rights to challenge the proposed development; instead, it is being provided solely to advise adjoining landowners of the home-based business. For further information, contact <applicant name> at <applicant phone number> or the Lawrence-Douglas County Planning Office at (785) 832-3150.

Sincerely,

<name>



Compliance Affidavit
Type B Home Occupation

THE FOLLOWING AFFIDAVIT SHALL BE COMPLETED UPON SUBMISSION OF AN APPLICATION FOR A TYPE B HOME OCCUPATION REGISTRATION. Failure to make timely delivery of such affidavit to the Planning Director shall render the application incomplete and subject it to removal from the review cycle.

NOTE: If you, the applicant, have not received a copy of Section 20-537 of the Land Development Code pertaining to the standards, regulations and procedures for Home Occupations you must request that this be provided to you prior to completing this affidavit and submitting your application.

IN WITNESS THEREOF, I, the Undersigned, have set my hand and seal below.

I, _____ (printed name), hereby state that I have received a copy of the Home Occupation Standards, Regulations, and Procedures within Section 20-537 of the Land Development Code and that I pledge compliance with all standards, regulations and procedures of Section 20-537 of the Land Development Code.

 Signature

 Date

Application No. _____
 (Completed by Planning Staff)

STATE OF KANSAS
 COUNTY OF DOUGLAS

The foregoing instrument was acknowledged before me on this _____ day of _____, 200__.

by _____.

My Commission Expires: _____



**APPLICATION
Type B Home Occupation Registration**

OWNER INFORMATION

Name(s) _____
 Contact _____
 Address _____
 City _____ State _____ ZIP _____
 Phone (____) _____ Fax (____) _____
 E-mail _____ Mobile/Pager (____) _____

APPLICANT/AGENT INFORMATION *(if different from above)*

Contact _____
 Company _____
 Address _____
 City _____ State _____ ZIP _____
 Phone (____) _____ Fax (____) _____
 E-mail _____ Mobile/Pager (____) _____

PROPERTY INFORMATION

Address of Property _____
 Present Zoning District _____ Present Land Use _____
 Legal Description *(may be attached)* _____
 Number and Description of Existing Improvements or Structures _____



BUSINESS INFORMATION

Type of Business and Activities to Take Place _____

Days and Hours of Operation _____

Will there be a nonresident employee? _____

Number of customers/clients on a daily basis _____

SIGNATURE

I/We, the undersigned am/are the **(owner(s))**, **(duly authorized agent)**, **(Circle One)** of the aforementioned property. By execution of my/our signature, I/we do hereby officially register a Type B Home Occupation as indicated above.

Signature(s): _____ Date _____

_____ Date _____

_____ Date _____

Note: If signing by agent provide owner Authorization (Attachment B)

STAFF USE ONLY		
Application No. _____		
Date Received _____		
<input type="checkbox"/> Property owner list	<input type="checkbox"/> Copy of sent notice	<input type="checkbox"/> Certificate of mailing
<input type="checkbox"/> Statement verifying notice requirements have been met		