

I MOVE to amend Ordinance 25-046, MSB17.60.125(D) to allow for the renewal of the subject conditional use permits by inserting the following:

(D) [EXPIRATION] **Renewal** of Conditional Use Permit.

(1) A conditional use permit issued under this section shall expire 10 years from the date of issuance.

(2) Continuation of the use beyond the expiration date shall require submission and approval of a [NEW] conditional use permit **renewal** application in accordance with this [CHAPTER] **subsection**.

(3) The Planning Department shall notify the permit holder in writing no later than 12 months prior to the permit expiration date to inform them of the upcoming expiration and application requirements.

(4) An application for renewal of a conditional use permit issued under MSB 17.60.125 shall meet the following requirements:

(a) the request for renewal shall be on a form provided by the Planning Department;

(b) a written narrative and all applicable documentation showing the operation is in full compliance with all conditions of the permit shall accompany the application form;

(c) the fee as established by the assembly shall accompany the application form; and

(d) the renewal application, with all required information, shall be submitted at least nine months prior to the expiration of the permit.

(5) A public hearing before the planning commission shall be conducted within 90 calendar days of the acceptance of a complete application for renewal in accordance with MSB 17.03, public notification, except that the notification area shall be one-half mile from the exterior of the boundary of the property that is the subject of the application.

(a) While considering the renewal of an application, the commission shall consider:

(i) whether the operation in full compliance with all conditions of the permit;

(ii) the effectiveness of measures in the existing permit to reduce negative effects upon adjacent properties; and

(iii) whether the operation has been harmful to the public health, safety, convenience, and welfare.

(b) While considering the renewal of an application, the commission shall not consider:

(i) the separation distances from uses listed in MSB 17.60.125(B)(2), which were established after the conditional use.