

**ORDINANCE NO. 2988**

**APPROVAL OF CONDITIONAL USE PERMIT 09-CUP-05**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF PAOLA,  
KANSAS:**

**Section 1.**      **CONDITIONAL USE PERMIT GRANTED.** Pursuant to regulations set forth in the Paola Land Development Ordinance (LDO) permission is hereby granted for light auto service at property commonly known as 1121 East Kaskaskia Street as provided in Section 2.

**Section 2.**      **CONDITIONS AND STIPULATIONS.** The conditional use permit granted in Section 1 above, in addition to full compliance with any general provisions of the LDO, is hereby made contingent upon the performance and observation of the following conditions, of which the violation will be a basis for revocation:

- 1)      Construct a 6' privacy fence around the south and west section of the building.
- 2)      All work shall be completed within an enclosed structure.
- 3)      The maximum decibel level may not exceed 70 decibels at the property line.
- 4)      Normal hours of operation shall be limited to 7 am – 7 pm Monday through Saturday and Noon – 5 pm on Sunday.
- 5)      Provide for after hours shut-off of the air compressor.
- 5)      At any time, the City may institute revocation of the conditional use permit for violations of the conditions of approval, expiration, or the reasons specified in Section 21.225 of the Land Development Ordinance. The City shall provide notice to the landowner and public in the same manner as was provided for the establishment of the conditional use permit.

**Section 3.**      This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

**PASSED BY** the Council this 26<sup>th</sup> day of May, 2009.

**APPROVED BY** the Mayor this 26<sup>th</sup> day of May, 2009.

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Artie Stuteville, Mayor

ATTEST: (seal)

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Daniel G. Droste, City Clerk