

(Published in the Miami County Republic on June 21, 2023)

ORDINANCE NO. 3206

AN ORDINANCE APPROVING AMENDED CONDITIONAL USE PERMIT 01-CUP-06

WHEREAS, at its May 16, 2023 meeting, the Planning Commission voted unanimously to recommend approval of an amendment to existing Conditional Use Permit 01-CUP-06 for 404 N East St. The CUP for this property was originally approved in September 2001 and requires amendments to the conditions related to Ordinance 2813.

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 "Heavy Retail and Service" at 404 N East St.

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. The hours of operations shall be 7:00 am to 7:00 pm, Monday through Saturday.
2. All customer and employee parking shall be located in the off-street parking lot or in the fenced area.
3. All overnight parking, except for four after-hours drop-off spaces, shall be in the fenced area.
4. The total number of cars in the fenced area shall be limited to 50. No more than ten (10) inoperable vehicles may be stored no longer than sixty (60) consecutive calendar days.
5. Allow no more than ten (10) visibly marked spaces for the use of "For Sale" vehicles. These spaces shall be on the north side of the property on the concrete parking area.
6. 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.

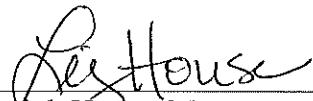
Section 3. This ordinance shall take effect and be in force from and after its publication in the official City newspaper.

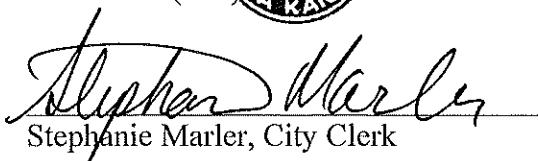
PASSED BY the Council this 13th day of June, 2023.

APPROVED BY the Mayor this 13th day of June, 2023.



ATTEST: (seal)


Leigh House, Mayor


Stephanie Marler, City Clerk

