

ORDINANCE NO. Z-4078

SPECIAL USE PERMIT NO. 2020-00010

AN ORDINANCE RELATING TO ZONING: AUTHORIZING A SPECIAL USE PERMIT FOR CERTAIN PROPERTY.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OVERLAND PARK, KANSAS:

Section 1. Special Use Permit Granted. Pursuant to regulations set forth in the Overland Park Municipal Code, Section 18.370, permission is hereby granted to use in the manner set forth in Section 2 hereof, the following described real property, to-wit:

Legal Description:

All that part of the NW-1/4 of Section 4, Township 13, Range 25, now in the City of Overland Park, Johnson County, Kansas, more particularly described as follows: Commencing at the Northwest corner of the NW-1/4 of said Section 4; thence South along the West line of said NW-1/4, a distance of 810.67 feet; thence East a distance of 42 feet to a point on the East right-of-way line of Nall Avenue, as now established, said point being the true point of beginning of the tract to be herein described; thence continuing East, a distance of 206.0 feet; thence South, a distance of 181.5 Feet; thence West, a distance of 206.0 feet to a point on the East right-of-way line of aforesaid Nall Avenue; thence North along said East right-of-way line, a distance of 181.5 Feet to the point of beginning.

Section 2. That the real property hereinabove described shall hereafter allow a drinking establishment, for a three-year period of time.

All Zoning Ordinances or Zoning Regulations of the City of Overland Park, Kansas, affecting the use of the real property hereinbefore described which are inconsistent with this ordinance are hereby made inapplicable to the said property for said period of time.

Section 3. Conditions and Stipulations. The special use permit granted in Sections 1 and 2 hereinabove in addition to full compliance with any general provisions contained in Chapter 18.370 of the Overland Park Municipal Code, Unified Development Ordinance, is hereby made contingent upon the performance and observation of the following additional and supplementary regulations, stipulations, conditions, and restrictions, of which the violation of any hereafter enumerated will be a supplementary basis for revocation in addition to those specified in Section 18.370.050, to-wit:

None.

Section 4. Take Effect. This ordinance shall take effect and be in force as of the date of its passage, approval and publication as provided by law.

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PASSED by the City Council this 1st day of June, 2020.

APPROVED by the Mayor this 1st day of June, 2020.

CITY OF OVERLAND PARK, KANSAS

By: (s) Carl Gerlach _____
Carl Gerlach
Mayor

(SEAL)

ATTEST:

APPROVED AS TO FORM:

By: (s) Elizabeth Kelley _____
Elizabeth Kelley
City Clerk

By: (s) Stephen B. Horner _____
Stephen B. Horner
Senior Assistant City Attorney