

ORDINANCE 2259

AN ORDINANCE APPROVING A SPECIAL USE PERMIT FOR THE OPERATION OF A CHILD CARE PROGRAM AT 7501 BELINDER AVENUE, PRAIRIE VILLAGE, KANSAS

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF PRAIRIE VILLAGE:

**Section I. Planning Commission Recommendation.** At its regular meeting on June 5, 2012, the Prairie Village Planning Commission held a public hearing, found the findings of fact to be favorable and recommended that the City Council approve a Special Use Permit for the operation of Child Care Center at 7501 Belinder Avenue subject to the following conditions:

1. That the child care center be approved for a maximum of 45 children
2. That the child care center be permitted to operate year round from 7:30 a.m. to 5:30 p.m. subject to the licensing requirements by the Kansas Department of Health and Environment.
3. That the special use permit be issued for the child care center for a period of five years from the date of City Council approval and that if the applicant desires to continue the use after that time period expires, they shall file a new application for reconsideration by the Planning Commission and City Council.
4. That the property owner shall submit a plan to the Planning Commission setting out a schedule for repairing and maintaining the east parking lot and the driveway to 75<sup>th</sup> Terrace within 90 days.
5. That the property owner shall meet with the City Staff to resolve the signing issues.
6. If this permit is found not to be in compliance with the terms of the approval of the Special Use Permit it will become null and void within 90 days of notification of noncompliance unless noncompliance is corrected.

**Section II. Findings of the Governing Body.** At its meeting on June 18, 2012, the Governing Body adopted by specific reference the findings as contained in the minutes of the Planning Commission meeting of June 5, 2012, and the recommendations of the Planning Commission and approved the Special Use Permit as docketed PC2012-06.

**Section III. Granting of the Special Use Permit.** Be it therefore ordained that the City of Prairie Village grant a Special Use Permit for the operation of a Child Care Center at 7501 Belinder Avenue, Prairie Village, Kansas subject to the six specific conditions listed above.

**Section IV. Take Effect.** That this ordinance shall take effect and be in force from and after its passage, approval and publication in the official City newspaper as provided by law.

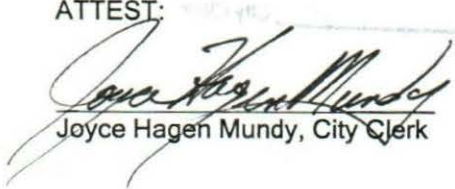
PASSED AND ADOPTED THIS 18th DAY OF June, 2012.

CITY OF PRAIRIE VILLAGE, KANSAS

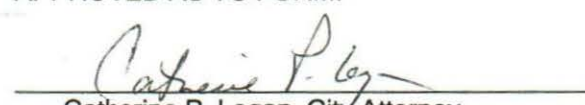
By: 

Ronald L. Shaffer, Mayor

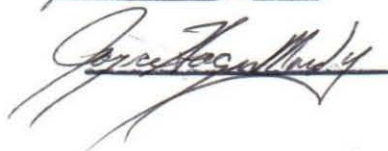
ATTEST:

  
Joyce Hagen Mundy, City Clerk

APPROVED AS TO FORM:

  
Catherine P. Logan, City Attorney

I hereby certify that the foregoing is a true and correct copy of the original ordinance, that said ordinance was passed on the 18<sup>th</sup> day of June, 2012; that the record of the final vote on its passage is found on page 78 of journal 49; that it was published in the Legal Record on the 26<sup>th</sup> day of June, 2012.

 City Clerk