

ORDINANCE 2317

AN ORDINANCE AMENDING CHAPTER 19.46 OF THE PRAIRIE VILLAGE MUNICIPAL CODE, ENTITLED "OFF-STREET PARKING AND LOADING REGULATIONS" BY DELETING SECTION 19.46.030 ENTITLED "REQUIRED SPACES" AND REPLACING SECTION 19.46.030 WITH A NEW SECTION OF LIKE NAME AND NUMBER AND AMENDING SECTION 19.46.015 ENTITLED "LAYOUT AND DESIGN REQUIREMENTS" BY AMENDING 19.46.015G(3) AND AMENDING CHAPTER 19.02 ENTITLED "DEFINITIONS" BY ADDING SECTIONS 19.02.027 ENTITLED "AMBULATORY SURGICAL CENTER" AND 19.02.237 ENTITLED "MEDICAL OR DENTAL CLINIC OR OFFICE"

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

Section I. Planning Commission Recommendation.

After having received a recommendation from the Planning Commission and proper notice having been published and hearing held on August 5, 2014, as provided by law and under the authority of and subject to the provisions of the Zoning Regulations of the City of Prairie Village, Kansas, the Zoning Ordinance is amended as set forth in Section II.

Section II. Amendment to Section 19.46.030

Section 19.46.030 of the Prairie Village Municipal Code, entitled "Required Spaces" is hereby deleted and replaced by the following Section 19.46.030 entitled "Required Spaces" to read as follows:

Section 19.46.030 Required Spaces

19.46.030 Required Spaces.

Off-street parking spaces shall be provided as follows:

A. Dwelling and Lodging Uses.

1. Boarding or rooming houses: One parking space per each three sleeping rooms.
2. Dormitories, fraternities, sororities: Two parking spaces for each three occupants based on the maximum design capacity of the building.
3. Manufactured homes: Two parking spaces per each home.
4. Nursing homes and convalescent homes: One parking space per each four beds based on the designed maximum capacity of the building, plus one parking space for each employee.
5. Single-family and single-family residential design: Two spaces per dwelling unit, one of which shall be provided in an enclosed garage or carport.
6. Two-family and multiple-family excluding group homes: Two spaces per dwelling unit.

B. Business and Commercial Uses.

1. Automobile, truck, recreational vehicle and mobile home sales and rental lots: One parking space for each 3,000 square feet of open sales lot area devoted to the sale, display and rental of said vehicles, plus one parking space for each employee.
2. Day Care Centers: One space for each employee plus one space for each 8 children.
3. Financial, business, medical or dental clinics and offices, ambulatory surgical centers and professional offices: One parking space for each 300 square feet of gross floor area.
4. Bowling alleys: Five parking spaces for each lane.
5. Automobile wash: Three holding spaces for each car washing stall plus two drying spaces for each car washing stall.
6. Funeral homes and mortuaries: One parking space for each three seats based upon the designed maximum capacity of the parlor, plus one additional parking space for each employee and each vehicle maintained on the premises.
7. Furniture and appliance stores, household equipment or furniture repair shop: One parking space for each 400 square feet of gross floor area.
8. Restaurants, private clubs and taverns: One parking space for 2.5 seats based on the maximum designed seating capacity; provided, however, that drive-in and drive-through restaurants shall have a minimum of at least ten parking spaces.
9. Retail stores and shops: One space per 250 square feet of gross floor area.
10. Service stations: One parking space for each employee plus two spaces for each service bay.
11. Theaters, auditoriums, and places of assembly, with or without fixed seats: One parking space for each four people, based upon the designed maximum capacity of the building.
12. All other business and commercial establishments not specified above: One parking space for each 250 square feet of gross floor area.
13. Mixed Office and Commercial Centers that exceed 300,000 square feet in net leasable floor area and are located in District C-2 General Business District shall provide a minimum of 3.5 spaces per 1,000 square feet of floor area. (Ord. 2089, 2004)

C. Other Uses.

1. Churches: One parking space for each four seats based upon the maximum designed seating capacity, including choir lofts.
2. Elementary, junior high and equivalent parochial and private schools: Two parking spaces for each classroom.
3. High schools, colleges, universities and other similar public or private institutions of higher learning: Eight parking spaces for each classroom, plus one space for each two employees.
4. Hospitals: One parking space for each four beds, plus one parking space for each resident or staff doctor plus one space for each two employees based on the largest working shift in any 24-hour period.
5. Laundromats: One space for each two washing machines.

6. Fraternal associations and union headquarters: One parking space for each four seats based upon the design maximum seating capacity.
7. Public Swimming Pools: One parking space for each 38 square feet of water area.
8. Trade and Commercial Schools: One parking space for each three students and one space for each employee.

D. Assignment of Parking for Uses Not Listed.

Any use not included in Sections A-C above, Required Spaces, shall be assigned a parking requirement by the Planning Commission, with approval of the Governing Body.

Section III. Amendment to Section 19.46.015

Section 19.46.015G(3) of the Prairie Village Municipal Code, entitled "Layout and Design Requirements" is hereby amended to read as follows:

G. In addition, the following regulations shall apply:

3. The permitted parking ratio and the allowed dimensions of parking spaces, including off-the-premises parking, for all shops, offices and other business uses which existed on the date of the adoption of this title and which are located on lands zoned District C-0, C-1, C-2, C-3 and planned business or by special use permit shall be that which existed on the date of the adoption of this title. Remodeling or reconstruction of said existing buildings may proceed in compliance with applicable codes, provided this prevailing parking ratio is not diminished. Any new construction of or addition to or enlargement of buildings shall require compliance with the parking standards of this title, as applied to the gross floor area of the new buildings or new portion thereof.

Section IV. Amendment to Section 19.02

Section 19.02 of the Prairie Village Municipal Code, entitled "Definitions" is hereby amended with the addition of following Sections 19.02.027 "Ambulatory Surgical Center" and 19.02.367 "Medical or Dental Clinic or Office" to read as follows:

19.02.027 Ambulatory Surgical Center.

"Ambulatory surgical center" means an establishment with an organized medical staff of one or more physicians; with permanent facilities that are equipped and operated primarily for the purpose of performing surgical procedures; with continuous physician services during surgical procedures and until the patient has recovered from the obvious effects of anesthetic and at all other times with physician services available whenever a patient is in the facility; with continuous registered professional nursing services whenever a patient is in the facility; and which does not provide services or other accommodations for a patient to stay overnight.

19.02.367 Medical or Dental Clinic or Office.

"Medical or Dental Clinic or Office" means an establishment where patients, who are not lodged overnight, and are admitted for examination and treatment by a person or group of persons practicing any form of healing or health building services, whether such persons be medical doctors, chiropractors, osteopaths,

chiropractors, naturopaths, optometrists, dentists, or any such profession, the practice of which is licensed in the State.

Section V. Repeal of Prior Ordinances

All ordinances and parts thereof that are inconsistent with any provision of this ordinance are hereby repealed.

Section VI. Effective Date

This ordinance shall take effect and be in force from and after its passage, approval and publication as provided by law.

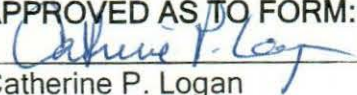
PASSED AND APPROVED THIS 20th DAY OF OCTOBER, 2014.



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 20th day of October 20 14; that the record of the final vote on its passage is found on page 171 of journal 51; that it was published in the Legal Record on the 28th day of October 20 14.



City Clerk