

ORDINANCE NO. 3248

**AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT TO ALLOW
AUTOMOBILE SALES AND SERVICE IN A "B-5, CENTRAL BUSINESS DISTRICT"
LOCATED AT 209 TEXAS STREET REQUESTED BY DUSTIN DEWEESE, IN THE CITY
OF ABILENE, KANSAS**

WHEREAS, the Planning Commission reviewed a request by Dustin DeWeese to store and repair classic automobiles for commercial purposes at 209 Texas Street in Abilene, Kansas;

WHEREAS, the Planning Commission conducted a Public Hearing per Section 24-4 of the Zoning and Subdivision Ordinance of the City on February 11, 2014, and following public comment recommended approval of the Conditional Use Permit.

NOW, THEREFORE BE IT ORDAINED, by the City Commission of the City of Abilene, as follows:

Section 1. Conditional Use Permit. That a Conditional Use Permit is hereby granted to Dustin DeWeese for the purposes of storing and repairing automobiles for commercial purposes.

Section 2. Permit Conditions; Approval. Per Section 20-103 of the Zoning and Subdivision Ordinance, the Planning Commission may impose, and the City Commission may approve, reasonable conditions on the approval of a Conditional Use Permit. The Conditional Use Permit, as granted by this Ordinance, does not impose any conditions regulating the use of the property.

Section 3. Certified Copy. A certified copy of this Ordinance signed by the City Clerk for the City of Abilene, Kansas, shall be recorded in the Office of the Register of Deeds, Dickinson County, Kansas.

Section 4. Effective Date. That the effects of this Ordinance shall be in full force after its approval by the City Commission and publication in the official newspaper.

PASSED AND APPROVED by the Governing Body of the City of Abilene, Kansas this 24th day of February, 2014.



CITY OF ABILENE, KANSAS

By: John F. Ray
John F. Ray, Mayor

ATTEST:

Penny Soukup, CMC
Penny Soukup, CMC
City Clerk

Staff Report for PC 14-1

Date: February 13, 2014

Agenda Item: PC 14-1 Conditional Use Permit, 209 Texas Street

Subject: Online Classic Car Dealership/Warehousing

Applicant: Dustin DeWeese

Comments

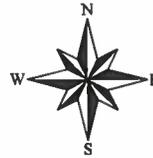
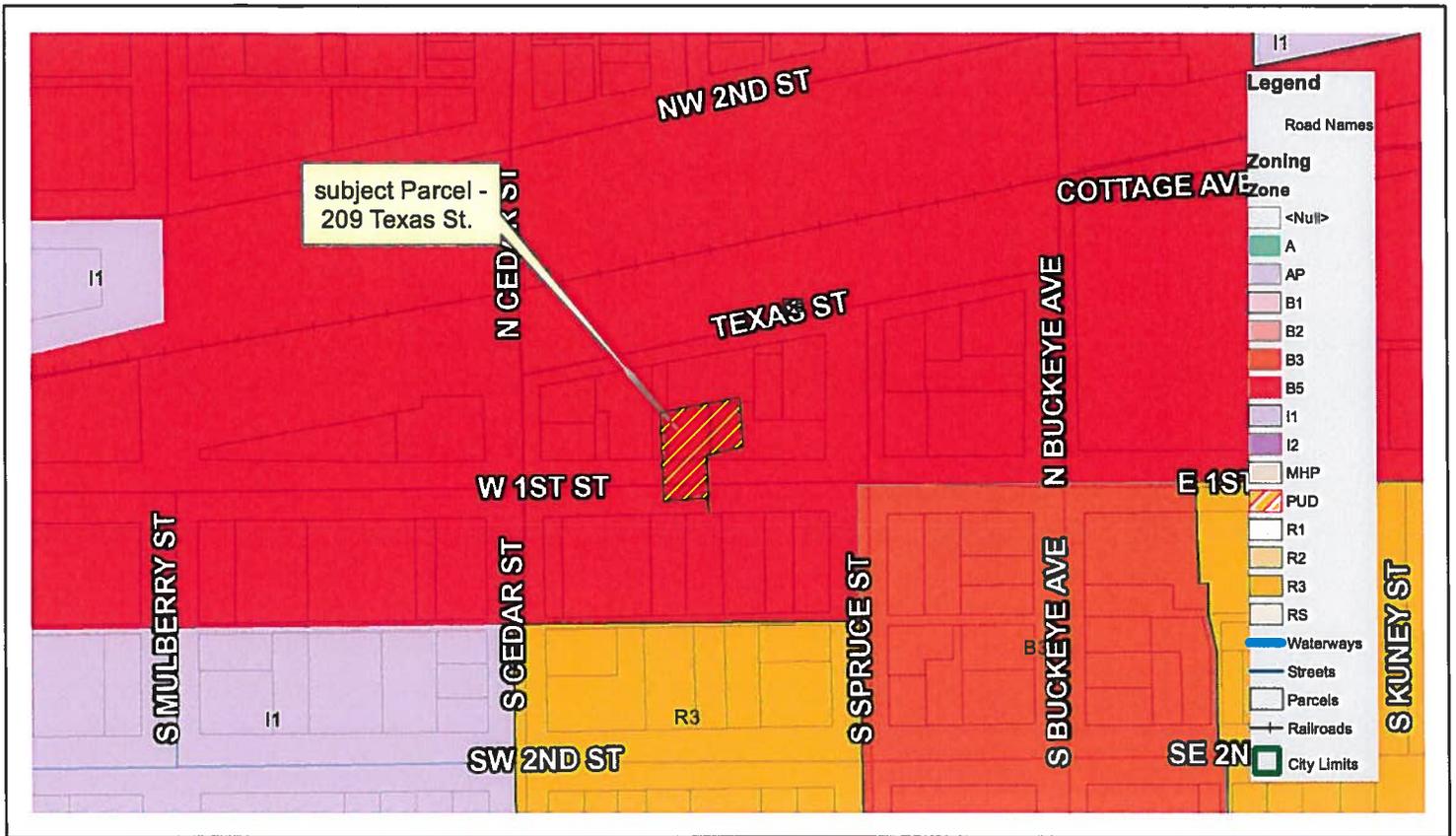
1. The Applicant is seeking approval of a Conditional Use permit to allow storage of Classic cars for internet sales.
2. The Applicant has indicated that in the future there may also be auto repair service offered from this location.
3. Both automobile sales and service are Conditional Uses in the “B-5, Central Business District”.
4. Adjacent land uses: East – vacant; West – vacant; North – commercial; South – mix of commercial and residential.

Staff Recommendation

Staff is recommending approval based on the following findings listed in 20-103 as they apply to this case:

- a. Stability of the “B-5” Central Business District will not be impacted.
- b. Property values may not be adversely affected.
- c. The proposed use would be consistent with other adjacent uses commonly found in that district.

Planning Commission Recommendation: The Planning commission in a 4-0 vote recommended approval of the Conditional Use Permit.



PC 14-1 C.U.P
209 Texas St.
Dustin DeWeese

