A JOINT SHAWNEE COUNTY RESOLUTION AND CITY OF TOPEKA ORDINANCE
introduced by Mayor Joan Wagonon relating to provisional uses for the "C-2"
commercial district, amending City of Topeka Code § 48-16.02(b) Use Regulations,
provisional uses and Article XXVI, Additional Regulations and specifically repealing
said original § 48-16.02(b).

BE IT RESOLVED by the Board of County Commissioners of the County of
Shawnee, Kansas, on this 36th day of October, 2000.

BE IT ORDAINED by the Council of the City of Topeka, Kansas, on this 10th day
of October, 2000, as follows:

Section 1. City of Topeka Code § 48-16.02(b), Use Regulations, provisional uses
is amended by the addition of the following language:

(b) Provisional uses:

(1) Automobile rental establishments subject to the requirements of Article XXVI.

(2) Automobile service stations, type[s] I and II subject to the requirements of
article XXVI.

(3) Automotive or vehicle carwash facility subject to the requirements of article
XXVI.

(34) Day care facility, type II.

(45) Small animal hospital or veterinary clinic for small domestic animals subject to
the requirements of article XXVI.

(56) Dwelling units other than medical care and community living facilities located
above the ground floor.
(67) Vehicle surface parking lot in association with a principal use subject to the
requirements of article XXVI.

Section 2. Article XXVI, Additional Regulations is amended by the addition of the
following language:

(u) Automobile rental establishments:

(1) no automobile sales and/or long-term lease of vehicles exceeding six
(6) months shall be permitted.

(2) no on-site vehicle maintenance or mechanical service shall be
permitted except to clean and prepare a vehicle for rental.

(3) no gasoline service shall be provided on-site.

(4) no exterior storage or display of products, materials, supplies or
equipment shall be permitted except for the rental vehicles.

(5) the inventory of rental vehicles shall not displace the required number
of off-street parking spaces to be provided.

(6) a solid, opaque screen fence or sight prohibitive landscaping shall be
provided along lot lines adjoining residential property at a height of not
less than six (6) feet.

(7) rental vehicles shall not exceed a gross vehicle weight of twelve
thousand (12,000) pounds.

Section 3. Original City of Topeka Code § 48-16.02(b) Use Regulations,
provisional uses of the Comprehensive Zoning Regulations is hereby specifically repealed.

Section 4. If any section or provision or part thereof of this resolution/ordinance
shall be adjudged invalid or unconstitutional by a court of competent jurisdiction, such
adjudication shall not affect the validity of the resolution/ordinance as a whole or any
section, provision or portion thereof not adjudged invalid or unconstitutional.

Section 5. This resolution/ordinance shall take effect and be in force from and
after its passage, approval and publication in the official County and City newspaper.

PASSED and APPROVED by the Board of County Commissioners, Shawnee
County, Kansas  

BOARD OF COUNTY COMMISSIONERS
Shawnee County, Kansas

THEODO ENSLEY
Theodore Ensley, Chairman

"Absent"
Marice Kane, Vice Chair

Mike Mejia, Member

ATTEST:
Cynthia Beck, County Clerk

PASSED and APPROVED by the City Council OCT 10 2000

JOAN WAGNON
Joan Wagnon, Mayor

ATTEST:
Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY
DATE 11/13/00 BY
TO BE CODIFIED
NOT TO BE CODIFIED

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