SHAWNEE COUNTY RESOLUTION NO. 2002-142
CITY OF TOPEKA ORDINANCE NO. 17838

A JOINT SHAWNEE COUNTY RESOLUTION AND CITY OF TOPEKA ORDINANCE introduced by Mayor Harry Felker relating to dwelling units located in C-5 Commercial District, amending City of Topeka Code § 48-19.02(b), C-5 Commercial District, Provisional Uses, and specifically repealing said original section.

BE IT RESOLVED by the Board of County Commissioners of the County of Shawnee, Kansas, on this 10th day of June, 2002.

BE IT ORDAINED by the Council of the City of Topeka, Kansas, on this 21st day of May, 2002.

Section 1. City of Topeka Code § 48-19.02(b), C-5 Commercial District, Provisional Uses, is hereby amended as follows:

(b) Provisional uses:

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

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

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

(4) Dwelling unit other than medical care and community living facilities, located above or below the ground floor.

(5) Restaurants and establishments of the "drive-in" and/or "carry-out" type, except theaters, offering goods or services directly to customers.
in motor vehicles shall be permitted subject to the requirements of article XXVI.

(6) Communication towers, telecommunication equipment and accessory facilities other than those provided for elsewhere in this chapter as exempt as set forth by definition; and subject to the requirements of article XXVI.

(7) Day care facility, type II, subject to the provisions of article XXVI.

(8) Dwelling units on any floor where the structure was originally built for use as dwelling units and dwelling units in hospitals and hotels converted for residential occupancy.

Section 2. Original City of Topeka Code § 48-19.02(b) is hereby specifically repealed.

Section 3. This resolution/ordinance shall take effect and be in force from and after its passage, approval, and publication in the official County and City newspapers.

PASSED and APPROVED by the City Council ____________________________

MAY 21 2002

CITY OF TOPEKA

[Signature]
Harry Felker, Mayor

ATTEST:

[Signature]
Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY

DATE 3/15/02 BY _______________________

TO BE CODIFIED X

NOT TO BE CODIFIED _______________________

CAPITAL CITY INCORPORATED

KANSAS
PASSED AND APPROVED BY THE Board of County Commissioners, Shawnee County, Kansas, JUN 10 2002

BOARD OF COUNTY COMMISSIONERS
Shawnee County, Kansas

Theodore Ensley, Chair

Vic Miller, Vice Chair

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Marice Kane, Member

APPROVED AS TO FORM AND LEGALITY
DATE 6/20/02 BY

ATTEST:

Cynthia Beck, County Clerk

RECEIVED
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