

RESOLUTION 7121

CONDITIONAL USE PERMIT

A RESOLUTION introduced by Mayor Joan Wagnon in accordance with Section 48-25.01 of the Code of the City of Topeka, approving an amended City of Topeka Special Use Permit for a public use facility (general aviation airport), and, the sale and consumption of cereal malt and alcoholic beverages on property currently zoned "R-1" Single Family Dwelling District and located about 3600 NE Sardou Avenue in the City of Topeka, Kansas. **(SP81/21A) (Council District No. 2)**

BE IT RESOLVED by the Council of the City of Topeka, Kansas, that the application of the Metropolitan Topeka Airport Authority, under the provisions of Section 48-4.02(c)(2) and Section 48-4.02(c)(11) of the Code of the City of Topeka, Kansas, to amend the Special Use Permit of record for a Public Use Facility (general aviation airport), and, Food Service Facility including the sale and consumption of cereal malt and alcoholic beverages on property currently zoned "R-1" Single Family Dwelling District and located about 3600 NE Sardou Avenue in the City of Topeka, Kansas, and legally described as follows:

Billard Airport Subdivision to the City of Topeka, Shawnee County, Kansas.

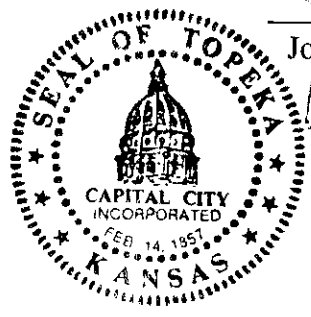
be, and the same is hereby approved, **subject to:**

1. **Compliance with the amended site development plan.**
2. **Compliance with the "Project Summary for New Kansas Highway Patrol Fleet Services, Billard Airport, Topeka, KS".**
3. **Development and permit consideration and processing as per attached Exhibit "A".**
4. **Resolution No. 4561 is hereby rescinded.**

ADOPTED AND APPROVED by the Council of the City of Topeka gaw. 2,

2001.

Joan Wagnon
Joan Wagnon, Mayor



ATTEST:

Iris E. Walker
Iris E. Walker, City Clerk

Approved 12/29/00 [Signature]

Exhibit "A"

A current and approved site plan shall be on file in the offices of the Planning Department and Building Inspection Department, and Building Permits shall be issued in accordance with the same. The Planning Director and Code Enforcement Director shall make the determination with respect to conformity to said approved plan for any proposed structure and/or use.

New development or re-development and including new structures, additions, uses and accessory structures, which are not deemed in conformance with the approved plan, will require a revision to the plan of record and may be proposed at any time by the Airport Authority or their authorized representative. The Planning Director and Code Enforcement Director shall review the proposed plan and determine if the extent and scope of the amendment will necessitate the same being referred to the Governing Body for consideration and approval. If both reviewers conclude that the proposal is not in conflict with local accepted development standards and planning principles, the plan may be deemed approved and eligible for required permits without further review.

All other instances and in which the Planning Director and the Code Enforcement Director determine that the revised plan will require the Governing Body's approval, eleven copies of the revised plan, drawn to scale on 24" x 36" sheets and containing appropriate dimensions/information, shall be filed with the Planning Department for distribution to the following agencies for purposes of review and comment:

- Fire Department
- Water Department
- City Public Works Department and Divisions:
 - Engineering Division
 - Water Pollution Control Division
 - Traffic Engineering Division
- Planning Department
- Building Inspection Department

Upon receipt of the proposed revised plan and department recommendations, the Governing Body may: approve the plan; disapprove the plan; continue for further study; or refer the said matter to the Planning Commission for hearing and recommendation prior to final determination by said Governing Body.