

RESOLUTION 7301

CONDITIONAL USE PERMIT

A RESOLUTION introduced by Mayor Harry Felker in accordance with Section 48-23a.03 (2) (f) of the Code of the City of Topeka, approving a Conditional Use Permit to establish an automobile service station, type II lot on property currently zoned "X-1" Mixed Use District and located at 1023 NW Harrison Street in the City of Topeka, Kansas. (CU02/9) (Council District No. 1)

BE IT RESOLVED by the Council of the City of Topeka, Kansas, that the application of Rod L. Bluma under the provisions of Section 48-23a.03 (2) (f) of the Code of the City of Topeka, Kansas, for a Conditional Use Permit to establish an automobile service station, type II lot on property currently zoned "X-1" Mixed Use District and located at 1023 NW Harrison Street in the City of Topeka, Kansas, and legally described as follows:

Fairchild Street was Park Street, Lots 11, 12 and fractional Lot 13, Block "C", Ellinwood Addition, City of Topeka, Shawnee County, Kansas.

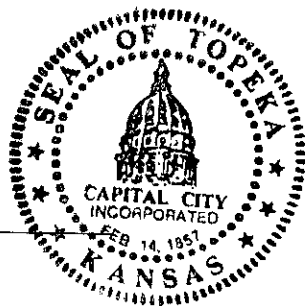
be, and the same is hereby approved, **subject to:**

1. **Use Group Category: "X-1".**
2. **The use is limited to an automotive service station, type II.**
3. **The use and development of site will be in compliance with the site development plan.**
4. **Outside storage of supplies, materials, products, and equipment is prohibited.**
5. **Should any portion of the landscape material die or become damaged, it shall be replaced by the next planting season to maintain an attractive landscape amenity. Should the fence become damaged or destroyed, it shall be replaced or repaired immediately; and**
6. **Should the facility cease operation, the Conditional Use Permit for the automotive service station, type II by Rod L. Bluma shall become null and void.**

ADOPTED AND APPROVED by the Council of the City of Topeka, Dec. 10, 2002.

ATTEST:

Iris E. Walker
Iris E. Walker, City Clerk



Harry Felker
Harry Felker, Mayor

NOV 25 2002