

RESOLUTION 7323

**CONDITIONAL USE PERMIT**

**A RESOLUTION** introduced by Mayor Harry Felker in accordance with Section 48-19.02(c)(2) of the Code of the City of Topeka, approving a Conditional Use Permit to establish an automobile service station, type III, on property currently zoned “C-5” Commercial District and located at 1001 SE Monroe Street in the City of Topeka, Kansas. **(CU03/1) (Council District No. 1)**

**BE IT RESOLVED** by the Council of the City of Topeka, Kansas, that the application of Frank and Esta Meade under the provisions of Section 48-19.02(c)(2) of the Code of the City of Topeka, Kansas, for a Conditional Use Permit to establish an automobile service station, type III, on property currently zoned “C-5” Commercial District and located at 1001 SE Monroe Street in the City of Topeka, Kansas, and legally described as follows:

**Tract I:**

**Lots 131, 133, 135, 137, 139, 141 and 143 on 10<sup>th</sup> Avenue East, partly in the Original Town and partly in Ritchie’s Addition, City of Topeka, Shawnee County, Kansas, along with all of the vacated alley lying between Lots 131 and 133 on said 10<sup>th</sup> Avenue East, and, all of the vacated alley lying south of Lots 133, 135, 137, 139, 141 and 143 on 10<sup>th</sup> Avenue East and north of Lot 337 on Monroe Street; also, the north ½ of vacated alley lying south of and adjacent to Lot 131 on 10<sup>th</sup> Avenue East and south of the vacated alley lying between Lots 131 and 133 on said 10<sup>th</sup> Avenue East.**

**Tract II:**

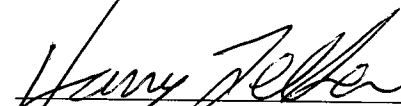
**Lots 337, 339, 341, 343, 345, 347, 349, 351, 353, 355, 357 and 359 on Monroe Street, partly in the Original Town and partly in Ritchie’s Addition, City of Topeka, Shawnee County, Kansas, along with the east ½ of the vacated alley lying west of and adjacent to the south ½ of vacated alley lying between Lots 133, 135, 137, 139, 141 and 143 on 10<sup>th</sup> Avenue East and north of Lot 337 on Monroe Street, and, the east ½ of the vacated alley lying west of and adjacent to Lots 337, 339, 341, 343, 345, 347, 349, 351, 353, 355 and the north ½ of Lot 357 on said Monroe Street; and the east ½ of the vacated alley lying east of the south ½ of Lots 357 and all of Lot 359 on Monroe Street, partly in the Original Town and partly in Ritchie’s Addition, City of Topeka, Shawnee County, Kansas.**

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


- 1. The Conditional Use Permit applies to a 70-foot by 80-foot area at the northeast corner of the lower-level of the building located at the southwest corner of SE 10<sup>th</sup> Avenue and SE Monroe Street. Also included are the eight (8) parking spaces in the adjacent general parking lot. The Conditional Use Permit does not apply to any other portion of the subject property.**
- 2. No outdoor storage of inoperable vehicles, equipment, or any other related-type of materials used in conjunction with transmission repair shall be permitted.**
- 3. No vehicles shall be parked in the entrance/exit way of the transmission repair shop.**

4. A minimum of 8 spaces will be available for employee and customer parking in the adjacent lot to the south.
5. Use and development in general compliance with the site development plan.

**ADOPTED AND APPROVED** by the Council of the City of Topeka, MARCH 11, 2003.

  
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Harry Felker, Mayor

ATTEST:

  
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Iris E. Walker, City Clerk

