

ORDINANCE NO. 8977

SPECIAL USE PERMIT NO. SUP-14-00007

AN ORDINANCE OF THE CITY OF LAWRENCE, KANSAS, GRANTING A SPECIAL USE PERMIT FOR A MINOR UTILITY, PUMP STATION, ON CERTAIN REAL PROPERTY, COMMONLY KNOWN AS 547 MAPLE AND 500 PERRY STREET, LAWRENCE, DOUGLAS COUNTY, KANSAS.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LAWRENCE, KANSAS:

SECTION 1. In accordance with City of Lawrence, Kan., Code §§ 20-1306 and 20-1307(c)(2) (July 1, 2013), as amended, the Governing Body of the City of Lawrence, Kansas, hereby grants to the owner/applicant Special Use Permit, No. SUP-14-00007, for that real property, commonly known as 547 Maple Street and 500 Perry Street, Lawrence, Douglas County, Kansas, and bearing the following legal description, to-wit:

LOTS 50, 51, 72 AND 73, IN ADDITION SIX IN THAT PART OF THE CITY OF LAWRENCE KNOWN AS NORTH LAWRENCE, IN DOUGLAS COUNTY, KANSAS

permitting that real property to have that special permitted use set forth in Section 2, *infra*, subject to the conditions established in Section 3, *infra*.

SECTION 2. The City hereafter permits the subject real property, as granted in Section 1, *supra*, in accordance with Special Use Permit, No. SUP-14-00007, to have the following special use: Minor Utility (Pump Station).

SECTION 3. The Special Use Permit granted in Section 1, *supra*, and the permitted special use described in Section 2, *supra*, in addition to being subject to the general conditions established in Chapter 20 of the Code of the City of Lawrence, Kansas, 2013 Edition, as amended, is also subject to the following special conditions:

- (a) Applicant shall provide a revised site plan with the following changes:
 - (i) Provide a note on the plan that states lighting fixtures shall be provided with a full cut-off fixture and be directed downward. Applicant shall provide lighting fixture details for review and approval prior to issuance of a building permit.
- (b) Applicant shall submit final building elevations for review and approval prior to issuance of a building permit.
- (c) Approval of the Special Use Permit is contingent upon approval of a Floodplain Development Permit. The SUP will be released to Development Services for a building permit after a Floodplain Development Permit application has been approved.

SECTION 4. Failure of the applicant, owner, or any successor or assign to abide by the requirements of Chapter 20 of the Code of the City of Lawrence, Kansas, 2013 Edition, as amended, or the special conditions established in Section 3, *supra*, shall be cause for the City to revoke Special Use Permit, No. SUP-14-00007, in accordance with City of Lawrence, Kan., Code § 20-1605 (July 1, 2013), as amended.

SECTION 5. If any section, sentence, clause, or phrase of this ordinance is found to be unconstitutional or is otherwise held invalid by any court of competent jurisdiction, it shall not affect the validity of any remaining parts of this ordinance.

SECTION 6. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

PASSED by the Governing Body of the City of Lawrence, Kansas, this _____ day of April, 2014.

APPROVED:

Mike Amyx
Mayor

ATTEST:

Diane Trybom
Acting City Clerk

APPROVED AS TO FORM AND LEGALITY:

Toni R. Wheeler
City Attorney

NOTICE TO PUBLISHER

Publish one time and return one Proof of Publication to the City Clerk and one to the City Attorney.