

ORDINANCE NO. G-1160

AN ORDINANCE AMENDING TITLE IV. LAND USE, CHAPTER 445: AMENDMENTS, ARTICLE V, SPECIAL USE PERMITS, SECTION 445.180 SPECIAL USES ENUMERATED OF THE MUNICIPAL CODE OF THE CITY OF JUNCTION CITY, KANSAS.

WHEREAS, the Junction City/Milford/Geary County Metropolitan Planning Commission did on August 14, 2014, conduct a public hearing on the proposed amendments to the Junction City Zoning Regulations pertaining to amending certain sections of said Zoning Regulations regarding Special Use Permits; and,

WHEREAS, this City Commission has reviewed the record of said Junction City/Milford/Geary County Metropolitan Planning Commission meeting and thoroughly discussed the recommendation made therein.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF JUNCTION CITY, KANSAS:

Section 1. Section 445.180, SPECIAL USES ENUMERATED, existing section E. will be repealed and new sections E. and F. will be adopted to read as follows:

- E. A Special Use Permit may be considered in any zoning district for a use that may be permitted in a less restrictive zoning district; provided, it is determined by the Metropolitan Planning Commission that the subject property of a proposed rezoning may be considered inappropriate for the uses permitted by the proposed rezoning but the individual use proposed may be appropriate as a Special Use Permit with appropriate conditions and restrictions in order to mitigate the establishment of the proposed use on the property in question. In said circumstances, the consideration of a Special Use Permit shall be considered to be a "zoning to a more restrictive classification" than proposed by the applicant and, therefore, may be considered at the same public hearing as a recommendation to a "more restrictive classification" to the governing body without the requirement of a new public hearing; provided, however, at no time shall a Special Use Permit be allowed or considered as a means to permit the keeping of farm animals on any property within the City limits of the City of Junction City, Kansas. The only properties allowed for the keeping of farms animals are those specifically zoned and meeting the qualifications and requirements for the keeping of farms animals, and only those farm animals so specified, by the Zoning Regulations and City Code of Junction City, Kansas.
- F. Any other use not specifically listed as a permitted and/or accessory use in any district in these Regulations; as a Conditional Use Permit; or as a prohibited use.

Section 2. This Ordinance shall be in full force and effect from and after its publication once in the Junction City Daily Union.

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PASSED AND ADOPTED THIS 6th DAY OF January, 2015.

ATTEST:



Michael L. Ryan

MICHAEL L. RYAN, MAYOR

Tyler Ficken

TYLER FICKEN, CITY CLERK