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ORDINANCE NO. _____

AN ORDINANCE APPROVING THE RECOMMENDATION OF THE BEL AIRE PLANNING COMMISSION RECOMMENDING A CONDITIONAL USE PERMIT FOR A HOME OCCUPATION OF IN-HOME DAYCARE ON PROPERTY ZONED R-5 AND LOCATED WITHIN THE CORPORATE CITY LIMITS OF THE CITY OF BEL AIRE, KANSAS.

WHEREAS, the Governing Body of the City of Bel Aire, Kansas (the “City”) has received a recommendation from the Bel Aire Planning Commission on Case No. CON-24-01; and

WHEREAS, the Governing Body finds proper notice was given and a public hearing was held on Case No. CON-24-01 on June 13, 2024, all as provided by law and under authority and subject to the provisions of the Zoning Regulations of the City; and

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

SECTION 1. The Governing Body adopts the recommendation of the Bel Aire Planning Commission and approves the Conditional Use Permit for a Home Occupation of in-home daycare on property zoned R-5 at 8601 East Chris Street, Bel Aire, Kansas, 67226.

SECTION 2. The Governing Body also adopts the recommendation of the Bel Aire Planning commission and approves the additional condition: the Conditional Use Permit is non-transferable, and the operator/owner will use the business license code to request renewal. Per the Zoning Regulations of the City, if the Conditional Use Permit is not renewed within (180) days, it will terminate.

SECTION 3. All ordinances, parts of ordinances, or other regulations or policies in conflict herewith are hereby repealed.

SECTION 4. This Ordinance shall take effect and be in full force from and after its adoption by the Governing Body of the City, approval by the Mayor, and publication once in the official newspaper of the City. This Ordinance will also be filed with the Register of Deeds.

PASSED AND APPROVED by the Governing Body of the City of Bel Aire, Kansas on this 2nd day of July, 2024.

Jim Benage, Mayor

ATTEST:

Melissa Krehbiel, City Clerk

Approved As To Form Only:

Maria A. Schrock, City Attorney