

(First published in The Andover Journal, Andover, Kansas, ~~May~~ ^{June} 28, 1973.)

ORDINANCE NO. 197

AN ORDINANCE AMENDING THE ZONING REGULATIONS OF THE CITY OF ANDOVER, KANSAS AS ORIGINALLY ADOPTED BY ORDINANCE NO. 175 OF THE CITY OF ANDOVER, KANSAS, AND INCORPORATING AS A PART THEREOF AND PROVIDING FOR CHANGES AND AMENDMENTS IN CERTAIN CONDITIONAL AND PERMITTED USES DEFINED FOR CERTAIN ZONING USE CLASSIFICATIONS DISTRICTS.

That whereas on the 10th day of June, 1973 the City of Andover, Kansas enacted Ordinance No. 175 of said City, which Ordinance was duly published as provided by law and which Ordinance, among other things, provided for the adoption of and incorporation therein of certain zoning regulations for said City, official copies of the same being on file with the City Clerk as required by law, and

Whereas, the Planning Commission of the City of Andover, Kansas has prior hereto and after giving due notice as required by law, made certain recommendations for amendments and changes of certain conditional and permitted uses defined in said zoning regulations, and

Whereas, the Governing Body of the City of Andover, Kansas desires to approve such changes and conditional uses and amend said zoning regulations in accordance therein

NOW THEREFORE

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

SECTION 1. That for the purposes aforesaid as set out in the caption and preamble of this Ordinance, which caption and preamble is made constructively a part of this section as fully as if set out herein, the said zoning regulations of the City of Andover, Kansas as incorporated in Ordinance No. 175 of said City, and more specifically certain conditional uses permitted therein, are hereby amended and changed as follows:

(A) That Section 1002(b) of ARTICLE X relating to B-1 Office Business District uses and permitting as a conditional use "cemetery for humans or pets" should be and hereby is repealed and stricken therefrom.

(B) That Section 1102 of ARTICLE XI, B-2 Neighborhood Business District, relating to conditional uses allowed therein and reading "Conditional Uses -- none" should be amended to read "1002 - Conditional Uses -- Car washes."

(C) That Section 1201 of ARTICLE XII, relating to permitted uses in B-3 --- Central Shopping District zones which now reads "1201 Permitted Uses --- (d) Automobile accessory stores and automobile body repair shops" should be amended to read "1201 Permitted Uses -- Automobile accessory and new and/or reconditioned parts stores, automobile body repair shops and automobile repair shops."

(D) That Section 1202 of ARTICLE XII, relating to B-3 Central Shopping District zones which now reads "1202 Conditional Uses -- None" should be amended to read "1202 Conditional Uses -- Used car lots."

Section 2. That should any section, or portions of sections, of this Ordinance be deemed invalid or unconstitutional then and in that event all remaining sections, or portions of sections, notwithstanding any invalidity or unconstitutionality, shall nevertheless remain in full force and effect.

Section 3. This Ordinance shall take effect from and after its publication once in the official city paper.

The above Ordinance passed and adopted on the 9th day of JUNE, 1973.

Eugene Miller
Mayor

(SEAL)

Robert E. Huber
City Clerk
Acting