

ORDINANCE NO. 3387

AN ORDINANCE APPROVING OF A SPECIAL USE TO ALLOW THE ESTABLISHMENT OF A DRINKING ESTABLISHMENT INSIDE OF A RESTAURANT IN THE B-2, NEIGHBORHOOD BUSINESS ZONING DISTRICT ON CERTAIN LANDS LOCATED IN THE CITY OF MCPHERSON, KANSAS, UNDER THE AUTHORITY GRANTED BY THE ZONING REGULATIONS OF THE CITY AS ORIGINALLY APPROVED BY ORDINANCE NO. 3016.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF McPHERSON, KANSAS.

SECTION 1. Having received a recommendation from the City Planning Commission on Case No. SU-22-03, and proper notice having been given and hearing held as provided by law and under authority and subject to the provisions of the Zoning Regulations of the City of McPherson as originally approved by Ordinance No. 3016, a Special Use is hereby approved for the establishment of a drinking establishment in the B-2 Neighborhood Business District.

LEGAL DESCRIPTION: OAK PARK ADDITION, SECTION 21, TOWNSHIP 19, RANGE 03, ACRES 1.6, COMMENCING AT A POINT 532 FEET NORTH OF THE SOUTHWEST CORNER OF BLOCK 2 FOR POINT OF BEGINNING; THENCE NORTH 287 FEET; THENCE EAST 244.51 FEET; THENCE SOUTH 290.47 FEET; THENCE WEST 244.48 FEET TO POINT OF BEGINNING

GENERAL LOCATION: 1362 North Main Street, City of McPherson, McPherson County Kansas

Such Special Use is subject to the following conditions:

1. All State Laws, Statutes, Policies and Procedures relating to permits, sale, distribution and consumption of alcohol in a drinking establishment must be followed.
2. This Special Use is limited to the specific request for a Drinking Establishment inside of a Restaurant in this, specific storefront only. Any Drinking Establishment on the subject property outside of a restaurant or this, specific storefront must be brought before the Planning Commission via separate application.
3. If the Zoning Administrator subsequently finds that there is a violation of any of the conditions attached to the approval of this Special Use, the Zoning Administrator may, in addition to enforcing the other remedies available in the Zoning Regulations, declare that the Zoning Permit/Occupancy Certificate issued for the Special Use is void.

SECTION 2. This Ordinance shall take effect and be in force from and after its passage by the governing body, signature by the Mayor and publication once in the official city website.

PASSED BY THE GOVERNING BODY and SIGNED BY THE MAYOR this 20th day of December, 2022.



Thomas A. Brown
Thomas A. Brown, Mayor
City of McPherson

Britta Erkelenz, City Clerk