

(Published on the 18th day of September, 2013, in the Official City Newspaper)

ORDINANCE NO. 13-13

AN ORDINANCE ADDING CASINO TO USES PERMITTED OUTRIGHT WITHIN CERTAIN DISTRICTS ZONED COMMERCIAL OR MANUFACTURING AND AUTHORIZING AS A USE PERMITTED OUTRIGHT DWELLINGS MAINTAINED ON THE UPPER FLOORS OF BUILDINGS ADJACENT TO MAIN STREET AND LOCATED BETWEEN 8TH STREET AND FRONT STREET.

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

Section 1. Article 2 of Chapter 16 of the Code of the City of Galena is hereby amended as follows:

- 16-252. SAME; USES PERMITTED OUTRIGHT.
- (a) Any use permitted outright in an R-3 District, excluding dwellings, except as stated in (g-1) below
 - (b) Auditorium, exhibit or hall, or other public assembly room.
 - (c) Automobile or boat sales showrooms.
 - (d) Bank, loan company, or similar financial institution.
 - (e) Bus passenger station.
 - (e-1) Casino
 - (f) Club, lodge.
 - (g) Custom dressmaking, tailor shop.
 - (g-1) Dwellings- so long as such are located on the second floor of structures adjacent to Main Street between 8th Street and Front Street
 - (h) Eating or drinking establishment.
 - (h-1) Hospital, medical office building, skilled nursing care facility, nursing home, medical or dental laboratory.
 - (i) Hotel, boarding house, motel.
 - (j) Laundry, cleaning, or pressing establishment using non-explosive and non-inflammable cleaning fluid.
 - (k) Locksmith.
 - (m) Mortuary.
 - (n) News stand.
 - (o) Parking lot or parking garage.
 - (p) Pet shop.
 - (q) Railway passenger station or express office.

- (r) Restaurant, tavern, tearoom, or cafe.
- (s) Retail store or business.
- (t) Shoe repair shop.
- (u) Studio, art, music, dance, health, photographic, radio or television broadcasting.
- (v) Second-hand store.
- (w) Theater, except drive-in type.
- (x) Pawnshop.
- (y) Watch and clock repair shop.
- (z) Wholesale office and showroom with merchandise on the premises limited to samples only.
- (aa) Other similar retail commercial uses but not including a use first listed in the C-2 District.
- (bb) Governmental structure, including but not limited to, recreational building, fire station, library or museum.

(Ord, 82-5, Art. 2, Part 5, Sec. 2) (Ord. 12-1) (Ord. 13-13)

Section 2. This ordinance shall take effect upon publication in the official city newspaper.

Passed and approved by the City Council of Galena, Kansas, this 16th day of September, 2013, by a vote of at least 4 council members.

Approved of by the Mayor of the City of Galena, Kansas, this 16th day of September, 2013.



Dale Oglesby
Mayor of Galena, Kansas

Attest:



Flora R. Charles
City Clerk

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Prepared by:
Kevin Cure, City Attorney