

RESOLUTION NO. 25-1035

A RESOLUTION GRANTING A SPECIAL USE PERMIT FOR MOTOR VEHICLES, ALL TYPES, RENTAL FOR AVIS BUDGET CAR RENTAL SUBJECT, HOWEVER, TO THE STIPULATIONS HEREINAFTER MORE FULLY EXPRESSED.

WHEREAS, Application No. SU25-0001 was filed with the City of Olathe, Kansas, on the 19th day of February 2025; and

WHEREAS, said Application requested that the City Council of the City of Olathe, Kansas, issue a special use permit for Motor Vehicles, Rental use on the following described property:

ALL OF LOT 11, SCOTTDAL, EXCEPT: BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 11; THENCE WESTERLY ALONG THE FRONT LINE OF SAID LOT 11, FOR 110 FEET; THENCE SOUTHERLY 293.2 FEET, TO A POINT ON THE SOUTHERLY LINE OF SAID LOT, SAID POINT BEING 88 FEET WESTERLY FROM THE SOUTHEAST CORNER, THENCE EASTERLY ALONG SAID SOUTHERLY LINE A DISTANCE OF 88 FEET TO SAID SOUTHEAST CORNER; THENCE NORTHERLY ALONG THE EASTERLY LINE OF SAID LOT 11, 306.36 FEET, TO THE POINT OF BEGINNING; A SUBDIVISION IN THE CITY OF OLATHE, JOHNSON COUNTY, KANSAS, ACCORDING TO THE RECORDED PLAT THEREOF.

and

WHEREAS, the Property is zoned M-1; and

WHEREAS, Chapter 18.20 and 18.40, of the Unified Development Ordinance authorizes the establishment of such a use in such zoned area upon the issuance of a special use permit; and

WHEREAS, the Planning Commission of the City of Olathe, Kansas, gave the requisite notices by publication and otherwise, and held a public hearing on the 14th day of April 2025, and afforded a full and fair hearing to all the property owners, generally, and to other interested persons situated in the affected area or in the vicinity thereof; and

WHEREAS, the Planning Commission of the City of Olathe, Kansas, recommended that the special use permit be granted; and

WHEREAS, the City Council is of the opinion that such special use permit should be granted subject to the conditions set out herein.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OLATHE, KANSAS:

SECTION ONE: That Application No. SU25-0001 requesting approval of a special use permit for Motor Vehicles, All Types, Rental use on the previously described Property, which is presently zoned as M-1 is hereby approved.

SECTION TWO: That this special use permit is approved and granted upon the following stipulations and in conformance with Chapter 18.20 and Chapter 18.40 of the Unified Development Ordinance:

1. The special use permit to allow motor vehicle rentals is valid for a period of five (5) years following the date of the approved Resolution.

2. One (1) ADA parking space will be designated prior to the issuance of a Certificate of Occupancy (C/O) for Avis Car Rental.
3. Additional parking spaces will be striped to accommodate additional tenant space prior to the issuance of a Certificate of Occupancy (C/O) for Avis Car Rental in accordance with UDO 18.30.160.
4. Vehicles for rental, inventory or display must be located inside the building or in designated, striped parking stalls and must not be located on the public street, in driveways or lawn areas.
5. Wind signs, including pennants, streamers, balloons, whirligigs, feather flag banners or similar devices, are not permitted.

SECTION THREE: That this Resolution shall take effect immediately.

ADOPTED by the City Council this 6th day of May 2025.

SIGNED by the Mayor this 6th day of May 2025.

ATTEST:

Mayor

City Clerk

(Seal)

APPROVED AS TO FORM:

City Attorney