

storage of items such as paint, paper, and other household goods, which might, under certain circumstances, be toxic or combustible. Additionally, a home occupation shall not create interference or fluctuations of radio or television transmission;

8. Visitations. A home occupation may attract patrons, students or any business-related individuals only between the hours of 7:00 a.m. and 9:00 p.m., weekdays. The home occupation shall generate no more than one (1) visitation at any given time, except in those instances where a home occupation consists of teaching, instructing or tutoring, in which event, no more than three (3) students shall be taught at one time and there will be no more than ten visitations (ten (10) arrivals and ten (10) departures) per day. All other home occupations shall also not generate more than ten (10) business-related visitations per day, which shall constitute ten (10) arrivals and ten (10) departures. These standards shall not be construed so as to prohibit occasional group gatherings, recitals, or demonstrations. However, such gathering shall not occur more frequently than once per month and must be held within the visitation hours specified in this chapter;
9. Compliance with Federal, State and Local Laws. Home occupations shall comply with all other local, state, and federal laws and regulations. The requirements for, and licensing of a home occupation under this section shall not be construed as an exemption from such regulations.

C. Home Occupations As Accessory Uses

All home occupations shall be licensed by the City of Prairie Village. Procedures for granting and suspension of licenses shall be governed by the administrative regulations of the City. Licensing applications may be obtained from the City Clerk. Appeals from denials or suspensions of licenses for home occupations shall be governed by Section 19.54.025 of the Zoning Ordinance. (Ord. 2208, Sec. III, 2009)

19.34.015 Family Day Care Home as Accessory Use; When Permitted in Districts R-1, R-2, RP-1 and RP-2.

A. Family Day Care Home Requirements

1. A “Family Day Care Home” is an acceptable accessory use only if such day care home complies with the State of Kansas requirements for family day care homes (K.S.A. 65-517 and 39-1501), and the following:
 - a. Not more than six (6) children less than 16 years of age may be cared for in a registered family day care home. In no event, shall these limits be construed as allowing more children to be cared for in a family day care home than state laws allow;
 - b. Not more than three (3) of the children cared for in a family day care home shall be less than eighteen (18) months of age;
 - c. Any children of a person providing care in a family day care home count toward the limitations of Subsection (a) and (b) if such children are cared for in the family day care home;
 - d. Not more than two adults;
 - e. A person shall not be considered to be maintaining a family day care home if only children who are related by blood, marriage, or legal adoption to such person are cared for.
(Ord. 2208, Sec IV, 2009)

Chapter 19.34 – Accessory Uses

- B. Area of Use. Family day care homes must be confined to the interior of the home and to the side setback and rear yards of such homes. Homes located on corner lots shall restrict the exterior area to the rear yard and the side setback opposite the corner side of the home.
- C. Authorized Participants in Family Day Care Homes. This occupation shall be conducted by family members residing on the premises with no assistance from other individuals or groups. No employees or other type assistance will be allowed in the conduct of its business, except a non-family member may serve as the substitute care provider solely for the purpose of providing a backup in the event of temporary and/or emergency absence of the child care provider in compliance with state regulations that require a substitute care provider.
- D. Exterior Alterations of Residence. No exterior alterations of the residence or other visible evidence of the conduct of such occupation is allowed.
- E. Advertising. No use of advertising on the premises which calls attention to the fact that the home is being used for business purposes shall be permitted.
- F. Traffic and Parking. If parking, deliveries or visitations for family day care homes occur in a manner of frequency causing disturbance to the normal traffic flow for the neighborhood, the use shall be discontinued at that location.
- G. Compliance with Federal, State and Local Laws. Family day care homes shall be registered or licensed by the state and shall comply with all local, state and federal laws and regulations. The requirements for, registering and/or licensing of, family day care homes under this section shall not be construed as an exemption from such regulations. Licensing or registering by a state or federal agency of a family day care home likewise shall not cause said provider to be exempted from the restrictions of this section.
- H. All Family Day Care Homes shall be licensed by the City of Prairie Village. Procedures for granting and suspension of licenses shall be governed by the administrative regulations of the City. Licensing applications may be obtained from the City Clerk. Appeals for denials or suspensions of licenses for family day care homes shall be governed by Section 19.54.025 of the Zoning Ordinance. (Ord. 2208, Sec IV, 2009)

19.34.020 Other Accessory Uses.

- A. For any single or two family dwelling there shall be provided one private garage or carport with space for one or more motor passenger vehicles for each dwelling unit. If the garage or carport is detached from the main dwelling it shall be located not less than sixty (60) feet from the front lot line, nor less than three (3) feet from any side lot line, nor less than one (1) foot from any alley line, and the floor area shall not exceed 576 square feet. When the rear lot line is common to a side or rear lot line of another lot such garage or carport shall be located not less than three (3) feet from said rear lot line. In the case of a corner lot, the garage or carport shall provide a side yard on the street side of not less than twenty-five (25) feet. A garage or carport constructed as an integral part of the main building shall be subject to the regulations affecting the main building except that on a corner lot, a private garage or carport, when attached to the main building, and not exceeding the height of the main building, may extend into the required rear yard to a line not less than eighteen (18) feet from the rear lot line, and the floor area of which