

ORDINANCE NO. 2017-01-4427

AN ORDINANCE AUTHORIZING THE RE-ZONING OF 1401 S 6TH STREET, ARKANSAS CITY, COWLEY COUNTY, KANSAS, FROM P (PUBLIC USE DISTRICT) TO R-3 (HIGH DENSITY RESIDENTIAL DISTRICT).

WHEREAS, the City of Arkansas City Planning Commission, after providing notice and holding a hearing pursuant to K.S.A. § 12-756 and K.S.A. § 12-757, has considered the proposed request to re-zone property, and recommended the City grant the Petition to re-zone; and

WHEREAS, the Governing Body of the City of Arkansas City, Kansas, after due investigation and consideration has determined that the nature and extent of the public use and interest to be subserved is such as to warrant the re-zoning of the property at issue.

NOW THEREFORE, IN CONSIDERATION OF THE AFORESTATED PREMISES, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ARKANSAS CITY, KANSAS:

SECTION ONE: The property legally described as:

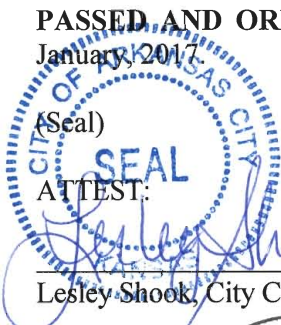
SEE ATTACHED SURVEY AND LEGAL DESCRIPTION WHICH ARE INCORPORATED BY REFERENCE AS IF FULLY SET FORTH HEREIN.

IS HEREBY RE-ZONED from a P (Public Use District) to an R-3 (High Density Residential District).

SECTION TWO: This ordinance shall take effect and be in full force from and after its adoption by the governing body of the City of Arkansas City and either (a) publication once in the official newspaper of the City, or (b) publication of a summary of this Ordinance certified as legally accurate and sufficient by the City Attorney.

SECTION THREE: A certified copy of this ordinance signed by the City Clerk for the City of Arkansas City, Kansas, shall be recorded in the Office of the Register of Deeds, Cowley County, Kansas.

PASSED AND ORDAINED by the Governing Body of the City of Arkansas City, Kansas this 3rd day of January, 2017.



(Seal)

ATTEST:

Lesley Shook, City Clerk

APPROVED AS TO FORM

Tamara Niles, City Attorney

Duane L. Oestmann
Duane L. Oestmann, Mayor

CERTIFICATE

I, hereby certify that the above and foregoing is a true and correct copy of the Ordinance No. 2017-01-4427 of the City of Arkansas City, Kansas adopted by the governing body on January 3, 2017 as the same appears of record in my office.

DATED: _____.

Lesley Shook, City Clerk

Legal Descriptions

12 UNIT MARKET RATE

A TRACT OF LAND DESCRIBED AS BEGINNING AT THE INTERSECTION OF THE WEST LINE OF 6TH STREET AND THE SOUTH LINE OF TAYLOR AVENUE, THENCE SOUTH ON THE WEST LINE OF 6TH STREET 300 FEET TO THE SOUTH LINE OF THE PARENT PARCEL; THENCE LEAVING SAID WEST LINE AND ALONG SAID SOUTH LINE, WEST 160 FEET; THENCE NORTH, PARALLEL WITH THE WEST RIGHT OF WAY OF 6TH STREET, 150 FEET, THENCE EAST 30 FEET; THENCE NORTH PARALLEL TO THE WEST LINE OF 6TH STREET, 150 FEET TO THE SOUTH LINE OF TAYLOR IF EXTENDED; THENCE EAST 130 FEET TO THE POINT OF BEGINNING. ALL LYING IN SECTION 36, TOWNSHIP 34 SOUTH, RANGE 3 EAST IN ARKANSAS CITY, COWLEY COUNTY, KANSAS.

36 UNIT LIHTC PROPERTY

A TRACT OF LAND DESCRIBED AS COMMENCING AT THE INTERSECTION OF THE WEST LINE OF 6TH STREET AND THE SOUTH LINE OF TAYLOR AVENUE, THENCE WEST ALONG THE SOUTH LINE OF TAYLOR IF EXTENDED 130 FEET TO THE POINT OF BEGINNING; THENCE SOUTH AND PARALLEL WITH THE WEST LINE OF 6TH STREET, 150 FEET; THENCE WEST 30 FEET; THENCE SOUTH AND PARALLEL WITH THE WEST LINE OF 6TH STREET 150 FEET TO THE SOUTH LINE OF THE PARENT PARCEL; THENCE WEST 520 FEET TO A POINT 20 FEET EAST OF THE WEST LINE OF THE PARENT PARCEL; THENCE NORTH PARALLEL WITH THE WEST LINE OF THE PARENT PARCEL, 260 FEET; THENCE EAST 80 FEET; THENCE NORTH 40 FEET TO THE SOUTH LINE OF TAYLOR AVENUE IF EXTENDED; THENCE EAST ALONG SAID SOUTH LINE OF 6TH STREET IF EXTENDED, 470 FEET TO THE POINT OF BEGINNING. ALL LYING IN SECTION 36, TOWNSHIP 34 SOUTH, RANGE 3 EAST IN ARKANSAS CITY, COWLEY COUNTY, KANSAS.