

ORDINANCE NO. 2018-02-4454

AN ORDINANCE AUTHORIZING THE RE-ZONING OF 5.0 ACRES IN THE NORTHWEST QUARTER OF SECTION 13, TOWNSHIP 34 SOUTH, RANGE 3 EAST OF THE 6TH PRINCIPAL MERIDIAN, FROM R-1 (LOW DENSITY RESIDENTIAL DISTRICT) TO R-2 (MEDIUM 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 newly annexed territory from the initial zoning of R-1 (Low Density Residential District), 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:

A tract of land in the Northwest Quarter of Section 13, Township 34 South, Range 3 East of the 6th Principal Meridian, Cowley County, Kansas, commencing at the Northeast Corner of said Northwest Quarter; thence South 89 degrees, 31 minutes, 16 seconds West (assumed), along the North Line of said Northwest Quarter, 700.02 feet, thence South 00 degrees, 00 minutes, East, parallel with the East line of said Northwest Quarter, 540.00 feet to the point of beginning of said tract, thence South 00 degrees, 00 minutes East, 417.26 feet, thence South 89 degrees, 31 minutes, 16 seconds West, 522.00 feet, thence North 00 degrees, 00 minutes East, 417.26 feet, thence North 89 degrees, 31 minutes, 16 seconds East, 522.00 feet to the Point of Beginning, containing 5.0 acres, more or less.

IS HEREBY RE-ZONED from an R-1 (Low Density Residential District) to an R-2 (Medium 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 20th day of February, 2018.

Dan Jurkovich, Mayor

ATTEST:

Lesley Shook, City Clerk

APPROVED AS TO FORM

Tamara Niles, City Attorney