

ORDINANCE NO. 19-75

AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF OLATHE KANSAS, AS ADOPTED BY REFERENCE IN SECTION 18.20.030 OF THE OLATHE UNIFIED DEVELOPMENT ORDINANCE; FURTHER AMENDING SAID SECTION 18.20.030 BY REINCORPORATING SUCH MAP AS AMENDED.

WHEREAS, Rezoning Application No. RZ19-0021 requesting rezoning from C-2 District to D (Downtown Core) District was filed with the City of Olathe, Kansas, on the 23rd day of August 2019; and

WHEREAS, proper notice of such rezoning application was given pursuant to K.S.A. 12-757 and Chapter 18.40 of the Olathe Unified Development Ordinance; and

WHEREAS, a public hearing on such application was held before the Planning Commission of the City of Olathe, Kansas, on the 28th day of October 2019; and

WHEREAS, said Planning Commission has recommended that such rezoning application be approved.

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

SECTION ONE: That the Zoning Map of the City of Olathe, Kansas, is hereby ordered to be amended insofar as the same relates to certain parcels of land legally described as:

All of Lots 1, 2, 3, 4 and 5, WILLIAMS AND DEVENPORTS SUBDIVISION and all of Lots 6, 7, 8, 9, 10 and 11, CITY OF OLATHE, both being subdivisions of land and the vacated alleyway by Ordinance dated August 1, 1930 as Document No. 179760 in Misc. Book 17 at Page 394 as shown on the recorded plat, all in the Northeast Quarter of Section 35, Township 13 South, Range 23 East of the 6th Principal Meridian in the City of Olathe, Johnson County, Kansas, being bounded and described as follows: Beginning at the Northeast corner of said Lot 1, said corner being the intersection of South right-of-way line of E Park Street, as now established and the West right-of-way line of Water Street, as now established; thence South 02°02'51" East, along said West right-of-way line of said Water Street, 317.00 feet to the Southeast corner of said Lot 11; thence South 87°56'03" West, along the South line of said Lot 11 and the South line of said Lot 10, 272.50 feet to the Southwest corner of said Lot 10, said corner also being a point on the East right-of-way line of Chestnut Street, as now established; thence North 02°02'51" West, along said East right-of-way line, 317.00 feet to the Northwest corner of said Lot 5, said corner also being a point on the South right-of-way line of said E Park Street; thence North 87°56'03" East, along said South right-of-way line, 272.50 feet to the Point of Beginning. Containing 86,382 square feet or 1.98 acres, more or less.

Said legally described property is hereby rezoned from C-2 District to D (Downtown Core) District.

SECTION TWO: That this rezoning is approved with no stipulations.

SECTION THREE: That Section 18.20.030 of the Unified Development Ordinance, which incorporates by reference the Olathe Zoning Map, is hereby amended by reincorporating by reference the said Zoning Map as it has been amended in Section One of the Ordinance.

SECTION FOUR: That this Ordinance shall take effect from and after its passage and publication as provided by law.

PASSED by the City Council this 3rd day of December 2019.

SIGNED by the Mayor this 3rd day of December 2019.

Mayor

ATTEST:

City Clerk

(Seal)

APPROVED AS TO FORM:

City Attorney