

**ORDINANCE NO. 24-33**

**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. RZ24-0013 requesting rezoning from the AG (Agricultural) District to M-1 (Light Industrial) District was filed with the City of Olathe, Kansas, on the 18<sup>th</sup> day of June 2024; 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 12<sup>th</sup> day of August 2024; 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:

COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 16; THENCE N 01°23'00" W, ALONG THE WEST LINE OF THE SOUTHWEST QUARTER OF SAID SECTION 16, A DISTANCE OF 1511.65 FEET, TO A POINT ON THE NORTH LINE OF LOT 1, THERON PLACE, A SUBDIVISION IN SAID CITY, COUNTY AND STATE; THENCE N 87°37'11" E, ALONG THE NORTH LINE OF SAID LOT 1, A DISTANCE OF 40.01 FEET, TO A POINT ON THE EAST LINE OF BLACK BOB ROAD, AS ESTABLISHED BY THE DEDICATION FOR PUBLIC STREET, STORM DRAINAGE AND UTILITIES RECORDED IN BOOK 1768 AT PAGE 722, IN THE OFFICE OF THE REGISTER OF DEEDS, JOHNSON COUNTY, KANSAS, SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE N 1°23'00" W, ALONG THE EAST LINE OF SAID BLACK BOB ROAD, A DISTANCE OF 191.53 FEET, TO A POINT ON THE SOUTH LINE OF LOT 1, ATTIC STORAGE OF OLATHE, 2ND PLAT, A SUBDIVISION IN SAID CITY, COUNTY AND STATE; THENCE N 87°34'36" E, ALONG THE SOUTH LINE OF SAID LOT 1, A DISTANCE OF 327.72 FEET; THENCE S 1°23'00" E, ALONG THE WEST LINE OF SAID LOT 1, A DISTANCE OF 380.78 FEET, TO THE SOUTHWEST CORNER THEREOF, SAID POINT ALSO BEING ON THE NORTH LINE OF LOT 2, NORTH OLATHE INDUSTRIAL PARK, A SUBDIVISION IN SAID CITY, COUNTY AND STATE; THENCE S 87°37'11" W, ALONG THE NORTH LINE OF SAID LOT 2, AND LOT 1 OF SAID NORTH OLATHE INDUSTRIAL PARK, A DISTANCE OF 99.72 FEET, TO THE SOUTHEAST CORNER OF SAID LOT 1, THERON PLACE; THENCE N 1°23'00" W, ALONG THE EAST LINE OF SAID LOT 1, A DISTANCE OF 189.00 FEET, TO THE NORTHEAST CORNER THEREOF; THENCE S 87°37'11" W, ALONG THE NORTH LINE OF SAID LOT 1, A DISTANCE OF 227.99 FEET, TO THE POINT OF BEGINNING, CONTAINING 1.8743 ACRES, MORE OR LESS.

Said legally described property is hereby rezoned from the AG (Agricultural) District to M-1 (Light Industrial) District.

**SECTION TWO:** That this rezoning is approved with the following stipulation:

1. The following uses are prohibited:
  - a. Leasing/rental of Trucks, Trailers, RVs, Boats, Motorcycles,
  - b. Computer and Electronic Product Manufacturing,
  - c. Jewelry and Silverware Manufacturing,
  - d. Office Supply Manufacturing,
  - e. Production/Assembly Plant - Electronics,
  - f. Sign Makers,
  - g. Storage Area or Lot,
  - h. Bus/Truck Maintenance, Including Repair and Storage,
  - i. Freight Terminals and Truck Terminals,
  - j. Parking Lots, Surface, as Principal Use,
  - k. Public Transportation Facility,
  - l. Public Utility Storage and Service Yard.

**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 3<sup>rd</sup> day of September 2024.

**SIGNED** by the Mayor this 3<sup>rd</sup> day of September 2024.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

(Seal)

APPROVED AS TO FORM:

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City Attorney