

ORDINANCE NO. 20-09

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. RZ19-0024 requesting rezoning from R-1 District to R-3 (Residential Low-Density Multifamily) District was filed with the City of Olathe, Kansas, on the 19th day of December 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 24th day of February 2020; 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 that part of the Northwest Quarter of Section 20, Township 14 South, Range 24 East, in the City of Olathe, Johnson County, Kansas, being more particularly described as follows:

Commencing at the Northeast corner of the Northwest Quarter of said Section 20; thence S 2°31'00" E, along the East line of the Northwest Quarter of said Section 20, a distance of 129.96 feet to the point of beginning; thence continuing S 2°31'00" E, along the East line of the Northwest Quarter of said Section 20, a distance of 1015.57 feet; thence N 81°00'08" W, a distance of 36.97 feet; thence S 74°34'40" W, a distance of 319.52 feet; thence N 72°52'11" W, a distance of 360.60 feet; thence N 46°46'32" W, a distance of 308.52 feet; thence N 11°00'36" W, a distance of 108.15 feet; thence S 40°26'49" W, a distance of 118.96 feet; thence S 34°00'05" E, a distance of 210.83 feet; thence S 47°13'41" W, a distance of 7.47 feet; thence Southwesterly on a curve to the right, said curve being tangent to the last described course and having a radius of 500.00 feet, an arc distance of 107.69 feet; thence S 59°34'07" W, a distance of 144.07 feet; thence Westerly on a curve to the right, said curve being tangent to the last described course and having a radius of 500.00 feet, an arc distance of 457.54 feet; thence N 68°00'04" W, a distance of 49.38 feet; thence Westerly on a curve to the right, said curve being tangent to the last described course and having a radius of 650.00 feet, an arc distance of 27.88 feet to a point on the Easterly plat line of THE COURTS AT FAIRFIELD VILLAGE, SECOND PLAT; thence along the Easterly plat line

of said THE COURTS AT FAIRFIELD VILLAGE, SECOND PLAT, for the following three (3) courses; thence N 27°05'16" E, a distance of 29.30 feet; thence N 62°54'41" W, a distance of 30.00 feet; thence Northwesterly on a curve to the right, said curve being tangent to the last described course and having a radius of 620.00 feet, an arc distance of 26.69 feet to the Southerly most corner of THE COURTS AT FAIRFIELD VILLAGE, THIRD PLAT, a platted subdivision of land in the City of Olathe, Johnson County, Kansas; thence along the Southerly plat line of said THE COURTS AT FAIRFIELD VILLAGE, THIRD PLAT, for the following nine (9) courses;; thence N 29°53'03" E, a distance of 72.71 feet; thence N 36°08'20" E, a distance of 60.02 feet; thence N 43°02'51" E, a distance of 60.63 feet; thence N 47°37'57" E, a distance of 115.04 feet; thence N 49°59'10" E, a distance of 53.73 feet; thence N 60°38'39" E, a distance of 56.05 feet; thence N 67°19'22" E, a distance of 57.92 feet; thence N 74°05'55" E, a distance of 61.06 feet; thence N 82°46'26" E, a distance of 45.01 feet to the Southeast plat corner of said THE COURTS AT FAIRFIELD VILLAGE, THIRD PLAT, said point also being the Southwest plat corner of THE COURTS AT FAIRFIELD VILLAGE, FIFTH PLAT; thence along the Southerly plat line of said THE COURTS AT FAIRFIELD VILLAGE, FIFTH PLAT, for the following five (5) courses; thence N 82°46'26" E, a distance of 36.28 feet; thence N 74°00'50" E, a distance of 63.84 feet; thence N 64°39'57" E, a distance of 61.05 feet; thence N 70°13'37" E, a distance of 62.90 feet; thence N 54°02'57" E, a distance of 124.42 feet to the Southeast plat corner of said THE COURTS AT FAIRFIELD VILLAGE, FIFTH PLAT; thence along the Easterly plat line of said THE COURTS AT FAIRFIELD VILLAGE, FIFTH PLAT, for the following six (6) courses; thence N 21°24'00" W, a distance of 75.58 feet; thence N 45°00'00" W, a distance of 135.00 feet; thence N 38°48'00" W, a distance of 70.00 feet; thence N 31°00'00" W, a distance of 70.00 feet; thence N 15°00'00" W, a distance of 150.00 feet; thence N 4°42'08" W, a distance of 103.03 feet to the Northeast corner of Tract G of said THE COURTS AT FAIRFIELD VILLAGE, FIFTH PLAT, said point also being on the Southerly plat line of 167th Street, as now established; thence along the Southerly right-of-way line of said 167th Street, for the following five (5) courses; thence Easterly on a curve to the left, said curve having an initial tangent bearing of S 79°33'43" E and a radius of 2060.00 feet, an arc distance of 887.62 feet; thence N 75°45'00" E, a distance of 92.45 feet; thence S 55°43'07" E, a distance of 57.31 feet; thence S 87°58'16" E, a distance of 89.17 feet; thence N 36°30'48" E, a distance of 1.10 feet to the point of beginning, containing 27.6483 acres, more or less.

Said legally described property is hereby rezoned from R-1 District to R-3 (Residential Low-Density Multifamily) 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 17th day of March 2020.

SIGNED by the Mayor this 17th day of March 2020.

Mayor

ATTEST:

City Clerk

(Seal)

APPROVED AS TO FORM:

City Attorney