

**ORDINANCE NO. 21-03**

**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. RZ20-0010 requesting rezoning from CP-2 (Planned General Business) District to R-4 (Residential Medium-Density Multifamily) District was filed with the City of Olathe, Kansas, on the 18<sup>th</sup> day of September 2020; 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 14<sup>th</sup> day of December 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:

PART OF LOT 2, SUNNYBROOK, A SUBDIVISION IN THE CITY OF OLATHE, JOHNSON COUNTY, KANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF LOT 2, SUNNYBROOK, A SUBDIVISION IN THE CITY OF OLATHE, JOHNSON COUNTY, KANSAS; THENCE N 02°18'50" W, ALONG THE WEST LINE OF SAID LOT 2, A DISTANCE OF 300.21 FEET TO THE SOUTHWEST CORNER OF LOT 1, OLATHE ELEMENTARY SCHOOL NO. 35, A SUBDIVISION IN THE CITY OF OLATHE, JOHNSON COUNTY, KANSAS; THENCE N 51°45'09" E, ALONG THE SOUTHEASTERLY LINE OF SAID LOT 1, A DISTANCE OF 735.58 FEET; THENCE S 38°14'51" E A DISTANCE OF 361.94 FEET; THENCE S 02°18'50" E A DISTANCE OF 438.82 FEET TO A POINT ON THE SOUTH LINE OF SAID LOT 2; THENCE S 87°41'10" W, ALONG THE SOUTH LINE OF SAID LOT 2, A DISTANCE OF 808.00 FEET TO THE POINT OF BEGINNING, CONTAINING 9.91017 ACRES, MORE OR LESS.

Said legally described property is hereby rezoned from CP-2 (Planned General Business) to R-4 (Residential Medium-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 5th day of January 2021.

**SIGNED** by the Mayor this 5th day of January 2021.

---

Mayor

ATTEST:

---

City Clerk

(Seal)

APPROVED AS TO FORM:

---

City Attorney