

**ORDINANCE NO. 21-13**

**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. RZ21-0004 requesting a rezoning from CTY RUR (County Rural) District to M-2 (General Industrial) District was filed with the City of Olathe, Kansas, on the 29<sup>th</sup> day of January 2021; 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 22<sup>nd</sup> day of March 2021; 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 THE NORTHWEST QUARTER OF SECTION 22, TOWNSHIP 14 SOUTH, RANGE 23 EAST, IN JOHNSON COUNTY, KANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID NORTHWEST QUARTER; THENCE NORTH 88°15'01" EAST, ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 539.40 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID NORTH LINE, NORTH 88°15'01" EAST A DISTANCE OF 742.53 FEET TO THE NORTHWEST PLAT CORNER OF VAN DUSS INDUSTRIAL PARK FIRST PLAT, A PLATTED SUBDIVISION IN THE CITY OF OLATHE, JOHNSON COUNTY, KANSAS; THENCE SOUTH 01°44'43" EAST, ALONG THE WEST LINE OF SAID VAN DUSS INDUSTRIAL PARK FIRST PLAT, A DISTANCE OF 724.33 FEET; THENCE DEPARTING SAID WEST LINE, SOUTH 88°15'04" WEST A DISTANCE OF 157.74 FEET; THENCE NORTH 66°16'14" WEST A DISTANCE OF 151.30 FEET; THENCE NORTH 26°23'29" WEST A DISTANCE OF 102.40 FEET; THENCE SOUTH 88°56'13" WEST A DISTANCE OF 279.80 FEET; THENCE NORTH 26°20'00" WEST A DISTANCE OF 187.19 FEET; THENCE NORTH 79°57'33" WEST A DISTANCE OF 174.36 FEET; THENCE NORTH 04°02'39" WEST A DISTANCE OF 198.01 FEET TO A POINT ON THE SOUTHEASTERLY LINE OF A 66 FOOT WIDE EASEMENT TO SOUTHERN STAR CENTRAL PIPELINE, INC. RECORDED IN BOOK 9393, PAGE 234, IN THE OFFICE OF THE REGISTER OF DEEDS, JOHNSON COUNTY, KANSAS; THENCE NORTH 51°05'46" EAST, ALONG SAID SOUTHEASTERLY LINE, A DISTANCE OF 164.11 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY

LINE OF 167TH STREET, AS IT NOW EXISTS; THENCE DEPARTING SAID SOUTH RIGHT-OF-WAY LINE, NORTH 01°44'59" WEST A DISTANCE OF 60.00 FEET TO THE POINT OF BEGINNING, CONTAINING 481,735 SQUARE FEET, OR 11.059 ACRES, MORE OR LESS.

Said legally described property is hereby rezoned from CTY RUR (County Rural) District to M-2 (General Industrial) 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 20<sup>th</sup> day of April 2021.

**SIGNED** by the Mayor this 20<sup>th</sup> day of April 2021.

ATTEST:

\_\_\_\_\_  
Mayor

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

(Seal)

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney