

(First Published in the Butler County Times-Gazette  
on the 11<sup>th</sup> day of April, 2015.)

THE CITY OF AUGUSTA, KANSAS

ORDINANCE NO. 2077

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN PROPERTY LOCATED WITHIN BUTLER COUNTY, KANSAS FROM THE PRESENT RESIDENTIAL DISTRICT "R" DIVISION 6C RURAL RESIDENTIAL 10 TO 19.99 ACRES OF LAND TO THE RESIDENTIAL DISTRICT "R" DIVISION 6B RURAL RESIDENTIAL 5 TO 9.99 ACRES OF LAND AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF AUGUSTA, KANSAS.

WHEREAS, notice of a March 23, 2015 Augusta Planning Commission public hearing on Zoning Case Number Z2015-9 changing the zoning classification of the herein described real property located within Butler County, Kansas from the present Residential District "R" Division 6C Rural Residential 10 to 19.99 Acres of land to the Residential District "R" Division 6B Rural Residential 5 to 9.99 Acres of land was published in the official city newspaper on February 28, 2015 and mailed on February 27, 2015 to all owners of record of lands located outside the corporate limits of the City of Augusta, located within 1,000 feet of the proposed zoning change; and

WHEREAS, on March 17, 2015, the Butler County Board of County Commissioners voted 4-1 to support the proposed zoning change; and

WHEREAS, the Augusta Planning Commission conducted a public hearing on March 23, 2015 on changing the zoning classification of the herein described real property located within the Growth Area of the City of Augusta, Kansas from the present Residential District "R" Division 6C Rural Residential 10 to 19.99 Acres to the Residential District "R" Division 6B Rural Residential 5 to 9.99 Acres of land, and thereafter, based upon the public hearing and a discussion of the factors to consider in re-zoning, voted to recommend approval of said zone change by the governing body; and

WHEREAS, more than 14 days has elapsed since said public hearings and no protest petition has been filed with the City of Augusta City Clerk.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF AUGUSTA, KANSAS:

Section 1. Zone Change

The official zoning classification of the property hereinafter described is hereby changed from the present zoning classifications of Residential District "R" Division 6C Rural Residential 10 to

19.99 Acres of land to the Residential District "R" Division 6B Rural Residential 5 to 9.99 Acres of land. Said property is legally described as follows:

*Commencing at the Southeast corner of the Southwest Quarter of Section 1, Township 27 South, Range 4 East of the 6<sup>th</sup> Principal Meridian, Butler County, Kansas; thence S88°29'43"W, a distance of 659.32 feet to the Point of Beginning; thence N00°47'22"W along the East line of the West-Half of the Southeast Quarter of the said Southwest Quarter a distance of 1325.43 feet to the Northeast corner thereof; thence S88°33'13"W along the North line of the West-Half of the Southeast Quarter of the said Southwest Quarter a distance of 220.63 feet; thence S00°50'44"E, 1018.63 feet; thence S16°28'33"W, 291.21 feet; thence S01°30'17"E, 30.00 feet to the South line of the West-Half of the Southeast Quarter of the said Southwest Quarter; thence N88°29'43"E along said South line a distance of 305.70 feet to the Point of Beginning. Contains 7.0 acres includes right of way. All being subject to rights of way of record.*

Section 2. Zoning Ordinance and Map Amendment

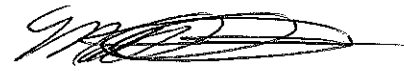
City of Augusta Ordinance Number 1788 and the official zoning map of the City of Augusta, Kansas are hereby amended in accordance with Section 1 of this Ordinance.

Section 3. Effective Date

This Ordinance shall take effect and be in force thirty (30) days from and after its publication in the official city newspaper.

Adopted by the City Council this 6th day of April, 2015.

Approved by the Mayor this 6th day of April, 2015.



MATT C. CHILDERS, MAYOR

SEAL



ATTEST:

  
ERICA JONES, CITY CLERK