

(First Published in the Butler County Times-Gazette
on the 23rd day of March, 2019.)

THE CITY OF AUGUSTA, KANSAS

ORDINANCE NO. 2145

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN PROPERTY LOCATED WITHIN THE GROWTH AREA OF AUGUSTA, BUTLER COUNTY, KANSAS FROM THE PRESENT RURAL RESIDENTIAL DIVISION 6B (5.00 – 9.99 ACRES) TO RURAL RESIDENTIAL DIVISION 6A (1.00 – 4.99 ACRES) AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF AUGUSTA, KANSAS.

WHEREAS, notice of a February 25, 2019 Augusta Planning Commission public hearing on Zoning Case Number Z2019-02 changing the zoning classification of the herein described real property located within Butler County, Kansas from the present Rural Residential Division 6B (5.00 – 9.99 Acres) to Rural Residential Division 6A (1.00 – 4.99 Acres) was published in the official city newspaper on January 24, 2019 and mailed on January 24, 2019 to all owners of record of lands, within the corporate limits of the City of Augusta, located within 200 feet of the proposed zoning change and outside the corporate limits of the City of Augusta, located within 1,000 feet of the proposed zoning change; and

WHEREAS, the Augusta Planning Commission conducted a public hearing on February 25, 2019 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 Rural Residential Division 6B (5.00 – 9.99 Acres) to Rural Residential Division 6A (1.00 – 4.99 Acres), 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 Rural Residential Division 6B (5.00 – 9.99 Acres) to Rural Residential Division 6A (1.00 – 4.99 Acres). Said property is legally described as follows:

A 4.0 acre Tract; Beginning at the Northwest corner of said Lot 4, Block B, Prairie Meadow; thence Southeasterly along the North line of said Lot 4, being the South line of abandoned Burlington Northern Railroad Right of Way, having a radius of 5,779.65 feet, a central angle 5°36'38", a length of 565.96 feet to the Northeast corner of said Lot 4; thence S00°22'38"E, (Assumed Basis of Bearing) along said East line a distance of 240.21 feet; thence S89°58'08"W, 303.76 feet; thence N07°09'00"W, 120.00 feet; thence S89°58'11"W, 200.00 feet to the West line of said Lot 4; thence N11°10'11"E, along said West line a distance of 50.68 feet; thence Northerly along a curve having a radius of 75 feet, a central angle 152°10'55", a length of 199.21 feet; thence N11°10'11"E, 252.87 feet to the Point of Beginning.

ALSO KNOWN AS 10202 SW Pampas Road

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 18th day of March, 2019.

Approved by the Mayor this 18th day of March, 2019.

SEAL




MIKE L. RAWLINGS, MAYOR

ATTEST:


ERICA L. JONES, CITY CLERK