

(First Published in the Butler County Times-Gazette
on the ____ day of _____, 2014.)

THE CITY OF AUGUSTA, KANSAS

ORDINANCE NO. 2069

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN PROPERTY LOCATED WITHIN BUTLER COUNTY, KANSAS FROM THE PRESENT RESIDENTIAL DISTRICT DIVISION 6D RURAL RESIDENTIAL 20 TO 39.99 ACRES TO THE RESIDENTIAL DISTRICT DIVISION 6C RURAL RESIDENTIAL 10 TO 19.99 ACRES AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF AUGUSTA, KANSAS.

WHEREAS, notice of a August 11, 2014 Augusta Planning Commission public hearing on Zoning Case Number Z-2014-13 changing the zoning classification of the herein described real property located within Butler County, Kansas from the present Residential District Division 6D Rural Residential 20 to 39.99 Acres to the Residential District Division 6C Rural Residential 10 to 19.99 Acres was published in the official city newspaper on July 14, 2014 and mailed on July 16, 2014 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, on August 5, 2014, the Butler County Board of County Commissioners voted unanimously to support the proposed zoning changes; and

WHEREAS, the Augusta Planning Commission conducted a public hearing on August 11, 2014 on changing the zoning classification of the herein described real property located within Butler County, Kansas from the present Residential District Division 6D Rural Residential 20 to 39.99 Acres to the Residential District Division 6C Rural Residential 10 to 19.99 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 hearing 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 herein described is hereby changed from the present zoning classification of Residential District Division 6D Rural Residential 20 to 39.99 Acres to the Residential District Division 6C Rural Residential 10 to 19.99 Acres. Said property is legally described as follows:

Beginning at the Northwest corner of Government Lot 2, Section 4, Township 27 South, Range 4 East of the 6th Principal Meridian, Butler County, Kansas; thence S00°14'12"E along the West line of said Government Lot 2, a distance of 1300.23 feet to the Southwest corner of said Government Lot 2; thence S89°43'23"E along the South line of said Government Lot 2, a distance of 756.15 feet to a point 568.85 feet West of the Southeast corner of said Government Lot 2; thence N00°14'12"W, 500 feet; thence N56°38'14"W, 678.93 feet; thence N00°07'47"W, 430 feet to a point on the North line of said Government Lot 2; thence N89°50'26"W, along said North line a distance of 191.42 feet to the Point of Beginning. All being subject to Rights of Way of record. Contains 14.6 acres Right of Way included.

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 22nd day of September, 2014.

Approved by the Mayor this 22nd day of September, 2014.

SEAL

ATTEST:




KRISTEY WILLIAMS, MAYOR


ERICA JONES CITY CLERK