ORDINANCE NO. 20-30

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. RZ20-0006 requesting rezoning from M-1 (Light Industrial) District to R-3 (Residential Low-Density Multifamily) District was filed with the City of Olathe, Kansas, on the 1st day of July 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 24th day of August 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:

TRACT 1:

ALL THAT PART OF TRACT B, BLOCK 1, HAVENCROFT INDUSTRIAL PARK, A SUBDIVISION IN THE CITY OF OLATHE, JOHNSON COUNTY, KANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF TRACT B; THENCE EAST ALONG THE NORTH LINE OF SAID TRACT 472.12 FEET; THENCE SOUTH PARALLEL TO THE EAST LINE OF SAID TRACT 418.39 FEET; THENCE WEST PARALLEL TO THE NORTH LINE OF SAID TRACT 571.42 FEET TO THE WEST LINE OF SAID TRACT; THENCE NORTHERLY ALONG THE WESTERLY LINE 430 FEET TO BEGINNING.

TRACT 2:

THE SOUTH 12 FEET OF THE NORTH 212 FEET OF THE EAST 472.12 FEET OF TRACT B, BLOCK 1, HAVENCROFT INDUSTRIAL PARK, A SUBDIVISION IN THE CITY OF OLATHE, JOHNSON COUNTY, KANSAS.

TRACT 3:
A NON-EXCLUSIVE EASEMENT FOR DRIVEWAY AND UTILITIES FOR THE BENEFIT OF TRACTS 1 AND 2, AS CREATED BY THE DRIVEWAY AND UTILITY EASEMENT DATED JULY 8, 1969, FILED JULY 10, 1969, AS FILE NO. 834413, IN MISC. BOOK 197, AT PAGE 557, OVER, UNDER AND ACROSS THE LAND DESCRIBED AS FOLLOWS:

THE SOUTH 10 FEET OF THE NORTH 222 FEET OF THE EAST 472.12 FEET OF TRACT B, BLOCK 1, HAVENCROFT INDUSTRIAL PARK, A SUBDIVISION IN THE CITY OF OLATHE, JOHNSON COUNTY, KANSAS, ACCORDING TO THE RECORDED PLAT THEREOF.

Said legally described property is hereby rezoned from M-1 (Light Industrial) District to R-3 (Residential Low-Density Multi-family) 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 15th day of September 2020.

SIGNED by the Mayor this 15th day of September 2020.

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Mayor

ATTEST:

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City Clerk

(Seal)

APPROVED AS TO FORM:

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City Attorney