

(First Published in the Cowley CourierTraveler, _____2022)

ORDINANCE NO. 2022-06-

AN ORDINANCE AUTHORIZING THE RE-ZONING OF 401 W MADISON AVENUE, FROM "R-2" (MEDIUM DENSITY RESIDENTIAL DISTRICT) TO "C-2" (RESTRICTED COMMERCIAL DISTRICT).

WHEREAS, the City of Arkansas City Planning Commission, after providing notice and holding a hearing pursuant to K.S.A. § 12-756 and K.S.A. § 12-757, has considered the proposed request to re-zone property, and recommended the City grant the Petition to re-zone; and

WHEREAS, the Governing Body of the City of Arkansas City, Kansas, after due investigation and consideration has determined that the nature and extent of the public use and interest to be subserved is such as to warrant the re-zoning of the property at issue; and

WHEREAS, a portion of the re-zone area was formerly railroad right-of-way and therefore did not carry a zoning district and this action would rectify that.

NOW THEREFORE, IN CONSIDERATION OF THE AFORESTATED PREMISES, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ARKANSAS CITY, KANSAS:

SECTION ONE: The property legally described as:

Lots 1-7 & 21-26 of Block 2, Park Place Addition to Arkansas City, Cowley County, Kansas.

AND

All of the 10th Street Right of Way (as platted) adjoining Lots 1-7 of Block 2, Park Place Addition to Arkansas City, Cowley County, Kansas.

AND

The 16 foot wide alley between Lots 22-28 and Lots 1-7 of Block 2, Park Place Addition to Arkansas City, Cowley County, Kansas.

IS HEREBY RE-ZONED from an R-2 (Medium Density Residential District) to a C-2 (Restricted Commercial District).

SECTION TWO: This ordinance shall take effect and be in full force from and after its adoption by the governing body of the City of Arkansas City and either (a) publication once in the official newspaper of the City, or (b) publication of a summary of this Ordinance certified as legally accurate and sufficient by the City Attorney.

SECTION THREE: A certified copy of this ordinance signed by the City Clerk for the City of Arkansas City, Kansas, shall be recorded in the Office of the Register of Deeds, Cowley County, Kansas.

PASSED AND ORDAINED by the Governing Body of the City of Arkansas City, Kansas this ____ day of June, 2022.

Kanyon Ginger, Mayor

(Seal)

ATTEST:

Lesley Shook, City Clerk

APPROVED AS TO FORM

Larry R. Schwartz, City Attorney

CERTIFICATE

I, hereby certify that the above and foregoing is a true and correct copy of the Ordinance No. 2022-__ -
_____ of the City of Arkansas City, Kansas adopted by the governing body on _____, 2022 as the
same appears of record in my office.

DATED: _____.

Lesley Shook, City Clerk