

**ORDINANCE NO. 2023-03-**

**AN ORDINANCE ADOPTING THE 2022 COMPREHENSIVE PLAN AND FUTURE LAND USE MAPS FOR THE CITY OF ARKANSAS CITY, KANSAS; INCORPORATING SUCH PLAN AND MAPS BY REFERENCE PURSUANT TO K.S.A. 12-741 et seq., K.S.A. 12-3009:3012 AND K.S.A. 12-3301:3302.**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ARKANSAS CITY, KANSAS:**

**SECTION ONE:** Legislative Findings. The last Comprehensive Plan update occurred in 2013. Much of the content has become out of date. In August 2020 the Planning Commission of the City of Arkansas City initiated the preparation of a Comprehensive Plan and Future Land Use Maps;

The Planning Commission pursuant to state law has made recommendations for approval of a comprehensive plan and maps and caused to be published proper notices of time in the official city newspaper that a public hearing would be held on the 10th day of January, 2023 for the purpose of considering such proposed plan and proposed maps;

At the public hearing of the Planning Commission on January 10, 2023, duly held in accordance with state law, upon proper motion and second, a majority of the membership of the Planning Commission tabled recommended adoption of the comprehensive plan and maps until their next meeting. Staff was directed to consider comments from the public hearing and bring back an update to the Planning Commission for further review.

At its February 14, 2023 meeting, the Planning Commission considered the staff updates and upon proper motion and second, a majority of the membership of the Planning Commission voted to recommend adoption of the comprehensive plan and maps and have transmitted said recommendations to the Governing Body of the City of Arkansas City; and

The Governing Body of the City has considered the recommendations of the Planning Commission and examined the proceedings of the Planning Commission and find them all in order and conformity with City Ordinances and State Statutes.

**SECTION TWO:** Adoption. The comprehensive plan and future land use maps hereby adopted are entitled "City of Arkansas City 2022 Comprehensive Plan" and were prepared by the Planning Commission under date of February 14, 2023, following a public hearing as required by state law, and the same and the future land use maps are hereby declared to be approved and incorporated by reference as if set out fully herein pursuant to K.S.A. 12-3001 et seq. and K.S.A. 12-3009 et seq.

**SECTION THREE:** Official Copies. No fewer than three copies of the 2022 Comprehensive Plan and Future Land Use Maps, marked, "Official Copy as Incorporated by Reference by Ordinance No. \_\_\_\_" and to which there shall be attached a published copy of this Ordinance, shall be filed with the City Clerk to be open for inspection and available to the public at all business hours.

**SECTION FOUR:** Repealer. Previous ordinances and any parts of ordinances in conflict with this Ordinance are hereby repealed.

**SECTION FIVE:** Effective Date. 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.

**PASSED AND ORDAINED** by the Governing Body of the City of Arkansas City, Kansas, this 7<sup>th</sup> day of March, 2023.

\_\_\_\_\_  
Diana L. Spielman, Mayor

(SEAL)

ATTEST:

\_\_\_\_\_  
Tiffany Parsons, Deputy 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. 2023-02-\_\_\_\_\_ of the City of Arkansas City, Kansas, adopted by the Governing Body thereof on March 7, 2023, as the same appears of record in my office.

DATED: \_\_\_\_\_.

\_\_\_\_\_  
Tiffany Parsons, Deputy City Clerk