

ORDINANCE NO. 2542

AN ORDINANCE CHANGING THE ZONING CLASSIFICATIONS OR DISTRICTS OF CERTAIN LANDS LOCATED IN THE CITY OF GARDNER, KANSAS, UNDER THE AUTHORITY GRANTED BY TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF GARDNER, KANSAS; (Case No. Z-16-03).

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

SECTION ONE: That having received a recommendation from the Planning Commission on March 20, 2017, and proper notice having been given and hearing held as provided by law and under the authority of and subject to the provisions of the Gardner, Kansas Land Development Code, the zoning classification or districts of the lands legally described hereby are changed as follows:

The following described property shall hereafter have a zoning classification of R-3 – Garden Apartment District, being changed from the R-2 – Two-Family Residential District, with the further stipulation that, to preserve the existing character of the neighborhood, any future redevelopment of this parcel shall be limited to no more than three units, not to exceed 2.5 stories and 35' in height, utilizing the applicable building types of the Gardner Land Development Code.

Legal Description:

White Acres, west 79' of Lot 35, a Subdivision in the City of Gardner, Johnson County, KS and White Acres Lot 35 except west 79', a Subdivision in the City of Gardner, Johnson County, KS.

SECTION TWO: That upon the taking effect of this Ordinance, the above zoning changes shall be incorporated and shown on the Zoning District Map previously adopted by reference, and said Zoning District Map is hereby reincorporated as a part of the Land Development Code as amended.

SECTION THREE: That this Ordinance shall take effect and be in force from and after its adoption by the Governing Body and publication in the official City Newspaper.

PASSED by the City Council this 20th day of March, 2017.

SIGNED by the Mayor this 20th day of March, 2017.

(SEAL)

CITY OF GARDNER, KANSAS

/s/

Chris Morrow, Mayor

Attest:

/s/

Kimberly Garrison, Interim City Clerk

Approved as to form:

/s/

Ryan B. Denk, City Attorney