

ORDINANCE NO. 8425

AN ORDINANCE REZONING APPROXIMATELY 502.62 ACRES FROM GPI (GENERAL PUBLIC AND INSTITUTION) DISTRICT TO IG (INDUSTRIAL GENERAL) DISTRICT; AMENDING THE "OFFICIAL ZONING DISTRICT MAP" INCORPORATED BY REFERENCE IN CHAPTER 20, ARTICLE 1, SECTION 20-108, OF THE "CODE OF THE CITY OF LAWRENCE, KANSAS, 2009 EDITION," AND AMENDMENTS THERETO

WHEREAS, Rezoning Application Z-04-05-09 requesting rezoning from GPI to IG was initiated by the City Commission on April 7, 2009 and May 26, 2009; and

WHEREAS, after due and lawful notice was given pursuant to K.S.A. 12-757 and Section 20-1303 of the "Code of The City of Lawrence, Kansas, 2009 Edition" a public hearing was held by the Lawrence-Douglas County Metropolitan Planning Commission on June 22, 2009 to hear a request to rezone approximately 502.62 acres as described in Section Two of this ordinance from GPI (General Public and Institutional) District to IG (Industrial General) District; and

WHEREAS, on June 22, 2009 The Lawrence-Douglas County Metropolitan Planning Commission considered the report and recommendation of the City's professional staff, the evidence and testimony provided at the hearing and the review and decision making criteria of section 20-1303 and voted (6 to 2) to recommend approval of the rezoning request; and

WHEREAS, the rezoning application and Lawrence-Douglas County Metropolitan Planning Commission recommendation were considered by the Governing Body at the July 14, 2009, meeting.

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

SECTION ONE: The above stated recitals are by reference incorporated herein, and shall be as effective as if repeated verbatim.

SECTION TWO: That the zoning district classification for the following legally described tract of land situated in the City of Lawrence, Douglas County, Kansas, to-wit:

Beginning at the Northwest Corner of Section 21, Township 12 South, Range 20 East, thence North 88°52'42" East on the North line of said Section 21 a distance of 84.50 feet; thence South 28°17'37" East, a distance of 1,023.84 feet; thence South 61°42'25" West a distance of 590.85 feet to the West line of said Section 21; thence South 02°24'09" East on the West line of said Section 21 a distance of 142.59 feet, to the Southeast Corner of the Northeast Quarter of the Northeast Quarter of Section 20, Township 12 South, Range 20 East; thence South 87°56'34" West on the South line of the Northeast Quarter of the Northeast Quarter of said Section 20, a distance of 1327.96 feet, to the Southwest Corner of the Northeast Quarter of the Northeast Quarter of said Section 20; thence North 02°22'17" West on the East line of the Northwest Quarter of the Northeast Quarter of said Section 20 to a point that is 1181.28 feet South of the Northeast Corner of the Northwest Quarter of the Northeast Quarter of said Section 20; thence North 19°45'38" West a distance of 1,122.85 feet; thence North 02° 02'12" West a distance of 111.62 feet, to the South Line of Section 17, Township 12 South, Range 20 East; thence South 87° 56' 55" West, on the South Line of Section 17, a distance of 2319.56 feet to the Southwest corner of the Southeast Quarter of the Southwest Quarter of said Section 17; thence North 02° 08' 41" West, a distance of 1324.16 feet; thence South 87° 56' 00" West, a distance of 1326.37 feet; thence North 02° 06' 25" West, a distance of 372.00 feet, thence North 31° 37' 04" East, a distance of 411.39 feet; thence North 52° 47' 05" East, a distance of 274.37 feet; thence North 61° 37' 15" East, a distance of 561.81 feet; thence North 29° 03' 08" East, a distance of 905.90 feet; thence North 16° 50' 04" East, a distance of 496.36 feet; thence North 05° 46' 36" East, a distance of 285.94 feet; thence North 28° 18' 18" West, a distance of 1475.01 feet to the South line of Section 8 Township 12 South, Range 20 East; thence South 87° 54' 20" West, on the South line of said Section 8, a

distance of 249.47 feet; thence North 02° 06' 25" West, a distance of 291.00 feet; thence North 87° 54' 20" East, a distance of 165.42 feet; thence North 28° 18' 18" West, a distance of 1146.55 feet; thence South 87° 53' 52" West, a distance of 99.03 feet; thence North 01° 43' 35" West, a distance of 163.00 feet; thence South 87° 53' 32" West, a distance of 276.00 feet; to the West line of the Southwest Quarter of said Section 8; thence North 01° 43' 35" West, on the West line of the Southwest Quarter of said Section 8 a distance of 1156.64 feet to the Northwest corner of the Southwest Quarter of said Section 8; thence North 87° 53' 24" East, a distance of 542.12 feet; thence South 70° 20' 00" East, a distance of 931.51 feet; thence on a curve to the right having a radius of 694.09 feet, a distance of 226.53 feet; thence on a curve to the left having a radius of 1154.02 feet, a distance of 34.86 feet; thence South 28° 18' 19" East, a distance of 1951.64 feet; thence South 72° 35' 12" East, a distance of 485.43 feet; thence South 17° 24' 47" West, a distance of 256.76 feet to the North line of the Northeast Quarter of Section 17, Township 12 South, Range 20 East; thence South 17° 24' 47" West, a distance of 288.82 feet; thence South 28° 18' 19" East, a distance of 5089.37 feet; thence South 36° 50' 09" East, a distance of 491.35 feet to the East line of said Section 17; thence South 02° 15' 41" East along the east line of said Section 17, a distance of 58.08 feet to the point of beginning Containing 502.62 Acres more or less all in the City of Lawrence, Douglas County, Kansas; .

is hereby changed from GPI (General Public and Institutional) District to IG (Industrial General) District as such district is defined and prescribed in Chapter 20 of the "Code of the City of Lawrence, Kansas, 2009 Edition," and amendments thereto as reflected in the record of the July 14, 2009, Governing Body Meeting.

SECTION THREE: That the "Official Zoning District Map" incorporated by reference in and by Chapter 20, Article 1, Section 20-108 of the "Code of the City of Lawrence, Kansas, 2009 Edition" is hereby amended by showing and reflecting thereon the new zoning district classification for the aforesaid tract, as set forth in Section Two of this ordinance.

SECTION FOUR: Severability. If any section, clause, sentence, or phrase of this ordinance is found to be unconstitutional or is otherwise held invalid by any court of competent jurisdiction, it shall not affect the validity of any remaining parts of this ordinance.

SECTION FIVE: This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

PASSED by the Governing Body of the City of Lawrence, Kansas, the ___ day of July, 2009.

APPROVED:

Robert Chestnut, Mayor

ATTEST:

Jonathon M. Douglass, City Clerk

APPROVED AS TO FORM AND LEGALITY:

Toni Ramirez Wheeler
Director of Legal Services

Publish one time and return one Proof of Publication to the City Clerk and one to the Director of Legal Services.