

**ORDINANCE NO. 8756**

**AN ORDINANCE OF THE CITY OF LAWRENCE, KANSAS, REZONING APPROXIMATELY 12.40 ACRES FROM IG (GENERAL INDUSTRIAL) DISTRICT TO GPI (GENERAL PUBLIC AND INSTITUTIONAL) DISTRICT AND AMENDING THE CITY'S "OFFICIAL ZONING DISTRICT MAP," INCORPORATED BY REFERENCE INTO THE CITY CODE AT CHAPTER 20, ARTICLE 1, SECTION 20-108 OF THE "CODE OF THE CITY OF LAWRENCE, KANSAS, 2011 EDITION," AND AMENDMENTS THERETO.**

**WHEREAS**, on November 21, 2011, the owners of record of the subject property, the legal description of which is set forth at Section 2, *infra*, filed with the City of Lawrence, Kansas, Rezoning Application, No. Z-11-27-11, seeking to rezone the base district of the subject property from IG (General Industrial) District to H (Hospital) District;

**WHEREAS**, on May 15, 2012, the owners of record of the subject property, the legal description of which is set forth at Section 2, *infra*, amended Rezoning Application, No. Z-11-27-11, which amendment seeks to rezone the base district of the subject property from IG (General Industrial) District to GPI (General Public and Institutional) District;

**WHEREAS**, on June 25, 2012, after due and lawful notice was given in accordance with K.S.A. 2011 Supp. 12-757 and City of Lawrence, Kan., Code § 20-1303 (Jan. 1, 2011), the Lawrence-Douglas County Metropolitan Planning Commission conducted a public hearing on Rezoning Application, No. Z-11-27-11, as amended;

**WHEREAS**, at the June 25, 2012, public hearing, the Lawrence-Douglas County Metropolitan Planning Commission considered the report and recommendation of City staff, weighed the evidence adduced at the public hearing, reviewed the decision-making criteria set forth at City of Lawrence, Kan., § 20-1303 (Jan 1, 2011), and voted unanimously (9-0) to recommend to the City Commission that it approve Rezoning Application, No. Z-11-27-11, as amended; and

**WHEREAS**, at its July 10, 2012, public meeting, the Governing Body considered Rezoning Application, No. Z-11-27-11, as amended, and the recommendation of the Lawrence-Douglas County Metropolitan Planning Commission.

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

**SECTION 1.** The above-stated recitals are incorporated herein by reference and shall be as effective as if repeated verbatim.

**SECTION 2.** The base zoning district classification for the following legally described real property, situated in the City of Lawrence, Douglas County, Kansas, to-wit:

LOTS 25 THROUGH 48, INCLUSIVE IN BLOCK 3; LOTS 25 THROUGH 48, INCLUSIVE IN BLOCK 4; LOTS 25 THROUGH 40, INCLUSIVE IN BLOCK 5, IN THE PART OF THE CITY OF LAWRENCE KNOWN AS WEST LAWRENCE, TOGETHER WITH ALL VACATED STREETS ACCRUING THERETO, LESS THE WESTERN HALF OF MISSISSIPPI STREET RIGHT OF WAY VACATED BY ORDINANCE NO. 378, LYING EASTERLY TO LOTS 25, 27, 29, 31, 33, 35, 37, 39, 41, 43 AND 47, IN BLOCK 3 CONVEYED TO THE CITY OF LAWRENCE BY WARRANTY DEED RECORDED IN BOOK 579, PAGE 1808; AND A TRACT OF LAND IN THE NORTH HALF OF THE NORTHEAST QUARTER OF SECTION 25, TOWNSHIP 12 SOUTH, RANGE 19 EAST OF THE 6TH P.M. ALL IN THE CITY OF LAWRENCE, DOUGLAS COUNTY, KANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A 1/2" REBAR FOUND ON THE CENTERLINE OF VACATED MISSISSIPPI STREET AND THE NORTH LINE OF WEST LAWRENCE; THENCE SOUTH 88°20'38" WEST, 40.00 FEET TO THE POINT OF BEGINNING AT THE NORTHEAST CORNER OF BLOCK 3, WEST LAWRENCE; THENCE SOUTH 1°57'30" EAST, 618.87 FEET TO THE CENTERLINE OF WEST SECOND STREET; THENCE SOUTH 88°10'30" WEST, 250.09 FEET ALONG SAID CENTERLINE TO THE EAST LINE OF ILLINOIS STREET EXTENDED; THENCE NORTH 1°56'56" WEST, 140.00 FEET ALONG THE EAST RIGHT-OF-WAY OF ILLINOIS STREET; THENCE SOUTH 88°10'30" WEST; 80.00 FEET TO THE WEST RIGHT-OF-WAY OF SAID ILLINOIS STREET; THENCE SOUTH 1°56'56" EAST, 100.00 FEET ALONG SAID RIGHT-OF-WAY TO THE NORTH RIGHT-OF-WAY OF WEST SECOND STREET; THENCE SOUTH 88°10'30" WEST, 251.66 FEET ALONG SAID NORTH RIGHT-OF-WAY TO THE EAST RIGHT-OF-WAY OF ALABAMA STREET; THENCE NORTH 1°47'01" WEST, ALONG THE EAST RIGHT-OF-WAY OF SAID ALABAMA STREET, 580.58 FEET; THENCE SOUTH 88°20'38" WEST, 80.00 FEET TO THE WEST RIGHT-OF-WAY OF SAID ALABAMA STREET; THENCE SOUTH 1°47'01" EAST, 380.98 FEET, ALONG THE WEST RIGHT-OF-WAY OF SAID ALABAMA STREET TO THE NORTHEAST CORNER OF LOT 41, BLOCK 5, WEST LAWRENCE; THENCE SOUTH 88°12'50" WEST, 250.05 FEET, ALONG THE NORTH LINE OF SAID LOT 41 AND THE NORTH LINE OF LOT 42, TO THE EAST RIGHT-OF-WAY OF MAINE STREET; THENCE NORTH 1°46'30" WEST, 530.85 FEET ALONG THE EAST RIGHT-OF-WAY OF MAINE STREET AND IT'S EXTENSION THEREOF; THENCE NORTH 45°22'43" WEST, 16.50 FEET; THENCE NORTH 44°37'17" EAST, 195.50 FEET; THENCE SOUTH 67°29'43" EAST, 239.90 FEET; THENCE SOUTH 51°46'43" EAST, 90.30 FEET; THENCE SOUTH 46°06'43" EAST, 196.50 FEET TO THE NORTH LINE OF WEST LAWRENCE; THENCE NORTH 88°20'38" EAST, 354.59 FEET, ALONG SAID NORTH LINE, TO THE POINT OF BEGINNING. CONTAINS 12.399 ACRES, MORE OR LESS.

is hereby changed from IG (General Industrial) District to GPI (General Public and Institutional) District, as such district is defined and prescribed in Chapter 20 of the "Code of the City of Lawrence, Kansas, 2011 Edition," and amendments thereto.

**SECTION 3.** The "Official Zoning District Map," which is adopted and incorporated into the City Code by reference at City of Lawrence, Kan., Code § 20-108 (Jan. 1, 2011), is hereby amended by showing and reflecting thereon the new zoning district classification for the subject property as described in more detail in Section 2, *supra*.

**SECTION 4.** 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 5.** This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

**ADOPTED** by the Governing Body of the City of Lawrence, Kansas, this \_\_\_\_ day of July, 2012.

**APPROVED:**

\_\_\_\_\_  
Robert J. Schumm  
Mayor

**ATTEST:**

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Jonathan M. Douglass  
City Clerk

**APPROVED AS TO FORM AND LEGALITY:**

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Toni R. Wheeler  
City Attorney

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**NOTICE TO PUBLISHER**

Publish one time and return one Proof of Publication to the City Clerk and one to the City Attorney.