

ORDINANCE NO. 1222

AN ORDINANCE REZONING A PARCEL OF PROPERTY FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO R-2 (MULTI-FAMILY RESIDENTIAL) AS PROVIDED FOR BY CHAPTER 24-1.01 OF THE ZONING REGULATIONS FOR THE CITY OF HILLSBORO, KANSAS.

THAT WHEREAS under K.S.A. 12-741 et seq., a city is authorized to amend an adopted zoning ordinance; and

WHEREAS, the Governing Body of Hillsboro, Kansas established a community planning and development commission for Hillsboro; and

WHEREAS, the community planning and development commission adopted a zoning ordinance after notice by publication in the official city newspaper, at a public hearing on January 8, 1996; and

WHEREAS, the governing body revised, approved and adopted the Zoning Regulations on April 19, 2011 through the passage of Ordinance No. 1208; and

WHEREAS, the Community Planning and Development Commission, by a vote of all members present on July 26, 2012, recommended to the Governing Body that the below described parcel be rezoned from the R-1 (Single Family Residential) to R-2 (Two Family Residential) zoning district as provided for by Article XIV of the Zoning Regulations; and

WHEREAS, the community planning and development commission has sent a certified copy of such amendment together with a written summary of the public hearing to the Governing Body; and

WHEREAS, the Governing Body of the City of Hillsboro, Kansas wishes to rezone the below described parcel as recommended by the community planning and development commission:

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HILLSBORO, KANSAS:

Section 1. The land legally described as follows shall be zoned as R-2 (Two Family Residential):

: From the southeast corner of the NE/4 of the SE/4 of Section 4, T20S, R2E of the 6th P.M., Marion County, Kansas; thence west on the south line of said NE/4 of the SE/4 on an assumed bearing of S 89d 59' 55" W a distance of 560 feet to the point of beginning; thence N 0d 00' 11" E, 200 feet; thence N 89d 59' 49" W, 283 feet; thence N 45d 00' 27" W, 97 feet; thence S44d 59' 33" W, 180 feet, thence S 0d 00' 11" W to a point on the south line of said NE/4 of the SE/4; thence east on the south line of said NE/4 of the SE/4 to the point of beginning. Generally located at: Lots 4-8, Block 2, Carriage Hills 3rd Addition.

Section 2. The Official Zoning Map of the City of Hillsboro is hereby changed to reflect the rezoning of this property.

Section 3. Invalidity of a part. Any provisions of this Ordinance which shall be declared to be unconstitutional or otherwise invalid shall not affect the validity and authority of any other section of said Ordinance.

Section 4. Effective Date. This ordinance shall take effect from and after its passage, approval and publication once in the official city newspaper.

PASSED THIS 21ST DAY OF AUGUST, 2012

ATTEST:

DELORES DALKE, MAYOR

JANICE K. MEISINGER, CITY CLERK