

[Summary Published in *The Gardner News* on November 24, 2021]

ORDINANCE NO. 2099

AN ORDINANCE APPROVING AND ADOPTING REDEVELOPMENT PROJECT PLAN B1 WITHIN THE EDGERTON HOMESTEAD LANE RETAIL DISTRICT REDEVELOPMENT (TIF) DISTRICT PROJECT IN THE CITY OF EDGERTON, KANSAS

WHEREAS, pursuant to K.S.A. 12-1770 *et seq.*, as amended (the “Act”), a city is authorized to assist in the development and redevelopment of eligible areas located within the city in order to promote, stimulate and develop the general and economic welfare of the State of Kansas and its communities;

WHEREAS, in order to promote, stimulate and develop the general and economic welfare of the City of Edgerton, Kansas (the “City”), the Edgerton City Council on August 22, 2019 adopted Ordinance No. 2021 establishing a Redevelopment District (the “District”) pursuant to the Act;

WHEREAS, pursuant to the Act, the City, in cooperation with the Edgerton Planning Commission, prepared a Redevelopment Project Plan for an area within the District (“Project Plan B1”);

WHEREAS, Project Plan B1 was found by the Edgerton Planning Commission on September 9, 2021 to be consistent with the intent of the comprehensive plan for the development of the City, and such finding is included in Planning Commission Resolution No. 09-09-21F;

WHEREAS, the purpose of Project Plan B1 is to construct hotels, a conference center, travel center, restaurants, retail space, office space, and associated infrastructure (the “Project”);

WHEREAS, Project Plan B1 provides for reimbursement to the Project developer for various TIF eligible expenses associated with the development of the Project and reimbursement to the City for TIF eligible costs associated with certain public infrastructure improvements, all as described in more detail in Project Plan B1;

WHEREAS, pursuant to Resolution No. 09-23-21C adopted on September 23, 2021, the City gave notice of its intent to consider Project Plan B1 and conduct a public hearing on the proposed Project Plan B1 at this meeting;

WHEREAS, a feasibility study has been completed which indicates the benefits derived from Project Plan B1 are significant;

WHEREAS, in accordance with the Act, Project Plan B1, including a summary of the feasibility study and a description and map of the area to be redeveloped, has been on file in the

office of the City Clerk and available for viewing during regular office hours; and

WHEREAS, the City will require that the Project developer enter into a Disposition and Development Agreement with the City that establishes the terms for implementing Project Plan B1.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF EDGERTON, KANSAS AS FOLLOWS:

Section 1. Approval of Project Plan B1. Project Plan B1, a copy of which is on file and available for inspection in the office of the City Clerk, is hereby adopted and approved.

Section 2. Project Plan B1 Boundary. The boundary of the Project Plan B1 area is legally described as follows:

The East One-Third (1/3) of the Northeast Quarter (NE 1/4) excluding that part in roads and Highways of Section 9, Township 15, Range 22, in the City of Edgerton, Johnson County, Kansas.

Section 3. Ordinance Transmittal. In accordance with the Act, following publication of the summary of this Ordinance, the City Clerk is authorized and directed to transmit a copy of the description of the land within the Project Plan B1 and a map indicating the boundaries of Project Plan B1 to the County Clerk, County Assessor, County Treasurer and Board of County Commissioners of Johnson County, Kansas, and the Board of Education of Unified School District No. 231 of Johnson County, Kansas.

Section 4. Effective Date. This Ordinance shall take effect and be in full force from and after its passage by a 2/3 vote of the Governing Board of the City and publication in an official City newspaper.

PASSED by the Governing Body of the City of Edgerton, Kansas, this 18th day of November, 2021.

/s/

Donald Roberts, Mayor

[SEAL]

ATTEST:

/s/

Alexandria Clower, City Clerk