

ORDINANCE NO. 2120

AN ORDINANCE AMENDING CITY OF EDGERTON ORDINANCE 2113 WHICH ADOPTED THE RECOMMENDATION OF THE CITY OF EDGERTON PLANNING COMMISSION TO APPROVE APPLICATION ZA2022-01 FOR THE REZONING OF APPROXIMATELY 80.4 ACRES OF LAND LOCATED AT THE SOUTHWEST CORNER OF 207TH STREET/BRAUN STREET AND 8TH STREET/EDGERTON ROAD, FROM JOHNSON COUNTY "RUR" (RURAL DISTRICT) TO CITY OF EDGERTON "PUD" (PLANNED UNIT DEVELOPMENT) ZONING TO CURE A DEFECTIVE LEGAL DESCRIPTION

WHEREAS, the Governing Body of the City of Edgerton approved Ordinance 2113 on August 11, 2022 adopting the recommendation of the City of Edgerton Planning Commission to approve Application ZA-2022-01 for the rezoning of certain property from Johnson County Rural ("RUR") to City of Edgerton Planned Unit Development ("PUD"); and

WHEREAS, Ordinance 2113 included a legal description for the subject property which was inadvertently truncated and thus did not correctly describe the subject property; and

WHEREAS, the Governing Body wishes to amend the terms of Ordinance 2113 to correctly describe the subject property.

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

Section 1. City of Edgerton Ordinance 2113 is hereby amended to reflect the following, amended legal description:

The North Half of the Northeast Quarter of Section 13, Township 15 South, Range 21 East, Johnson County, Kansas, EXCEPT that part described as follows:

All that part of the Northeast Quarter of Section 13, Township 15, Range 21, Johnson County, Kansas, more particularly described as follows:

Beginning at a point on the East line of said Northeast $\frac{1}{4}$ of said Section 13 and 376.40 feet South of the Northeast corner thereof; thence West a distance of 35.00 feet; thence South parallel to the East line of said Northeast $\frac{1}{4}$ a distance of 200.00 feet; thence East a distance of 35.00 feet; thence North along the East line of said Northeast $\frac{1}{4}$ a distance of 200.00 feet to the point of beginning, all subject to that part thereof dedicated for existing public road right-of-way containing 0.161 acres, including 0.092 acres, more or less, of existing public road right-of-way and 0.069 acres, more or less, of new right-of-way.

Section 2. All prior ordinances or parts of prior ordinances in conflict herewith are

hereby amended.

Section 3. This ordinance shall take effect from and after its publication once in the official city newspaper.

ADOPTED BY THE GOVERNING BODY AND APPROVED BY THE MAYOR OF THE CITY OF EDGERTON, KANSAS ON THE 22nd DAY OF SEPTEMBER, 2022.

CITY OF EDGERTON, KANSAS

By: /s/
Donald Roberts, Mayor

ATTEST:

/s/
Alexandria Clower, City Clerk

APPROVED AS TO FORM:

/s/
Lee Hendricks, City Attorney