

(Ordinance Summary published in The Butler County Times-Gazette on November 30 and the full text of the Ordinance made available at www.andoverks.com for a minimum of one (1) week from the date of publication.)

ORDINANCE NO. 1557

AN ORDINANCE ANNEXING A PORTION OF ANDOVER ROAD TO THE CITY OF ANDOVER, KANSAS.

WHEREAS, Butler County, Kansas (the "County") is the owner of the portion of the Andover Road right-of-way described in Section 1 (the "Road"); and

WHEREAS, the City has previously annexed property adjacent to the Road; and

WHEREAS, the City desires to have said Road annexed into the City limits pursuant to K.S.A. 12-520(a)(3); and

WHEREAS, the County, as owner of the Road right-of-way, has provided written request for and consent to the annexation, and therefore, pursuant to K.S.A. 12-520a(f), no resolution, notice or public hearing are required; and

WHEREAS, the governing body of the City finds it advisable to annex such Road.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ANDOVER, BUTLER COUNTY, STATE OF KANSAS:

Section 1. That the following described Road, located in Butler County, Kansas is hereby annexed and made a part of the City, to-wit:

All existing public road right of way west of and adjoining the lot 4 of Fortney Acres a subdivision of Butler County, Kansas, and east of the west section line of section 5 township 27 south range 3 east.

More particularly described as: Beginning at the SW corner of lot 4 in Fortney Acres addition in Butler County, Kansas; thence west 50' to a point on the west line of section 5, township 27 south, range 3 east of the 6th Principal Meridian and 478.66 feet North of the SW corner of said section.; thence north 208.68 feet north along the west line of said section; thence east 32 feet to the NW corner of lot 4 in Fortney Acres, thence Southerly along the west line of said lot to the point of beginning.

Section 2. Pursuant to K.S.A. 12-522, upon passage and publication of this annexation ordinance (the "Ordinance"), the City Clerk shall file a certified copy of such Ordinance with the County Clerk, the Register of Deeds, and the County Election Commissioner, if any, of Butler County.

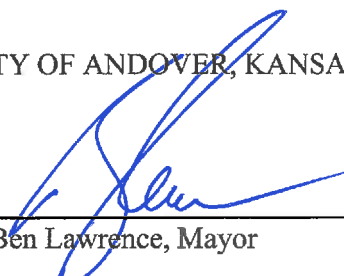
Section 3. This Ordinance shall take effect and be in full force from and after its adoption by the governing body of the City, approval by the Mayor and either (a) publication once in the official newspaper of the City, or (b) publication of a summary of this Ordinance certified as legally accurate and sufficient by the City Attorney.

[Remainder of Page Intentionally Left Blank]

PASSED AND APPROVED by the Governing Body of the City of Andover, Kansas this 26th day of November, 2013.



CITY OF ANDOVER, KANSAS

By 
Ben Lawrence, Mayor

ATTEST:

By 
Susan Renner, City Clerk

EXCERPT OF MINUTES

The Governing Body of the City of Andover, Kansas, met in regular session at the usual meeting place in the City on November 26, 2013 at 7:00 p.m., with the Mayor Ben Lawrence presiding, and the following members of the Governing Body present: Troy Tabor, Sheri Geisler, Clark Nelson, Caroline Hale, Kris Estes, and Byron Stout.

and the following members absent: n/a

Thereupon, there was presented to the Governing Body an Ordinance entitled:

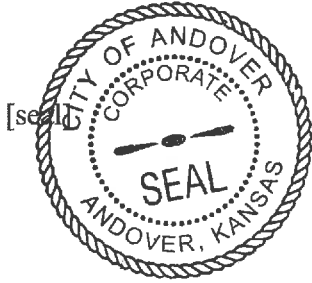
AN ORDINANCE ANNEXING A PORTION OF ANDOVER ROAD TO THE
CITY OF ANDOVER, KANSAS.


Thereupon, the Ordinance was considered and discussed; and on motion of Council Member Kris Estes, seconded by Council Member Byron Stout, the Ordinance was adopted by unanimous vote of the Governing Body.

Thereupon, the Ordinance having been adopted by a majority vote of the members of the governing body, it was given No. 1557, and was directed to be signed by the Mayor and attested by the City Clerk; and the City Clerk was directed to publish the Ordinance one time in the official city newspaper and to file a certified copy of the same with the County Clerk, the Register of Deeds, and the County Election Commissioner, if any, of Butler County as required by law and as provided therein.

CITY CLERK'S
CERTIFICATION OF EXCERPT OF MINUTES

I hereby certify that the foregoing is a true and correct Excerpt of Minutes of a November 26, 2013 meeting of the governing body of the City of Andover, Kansas.





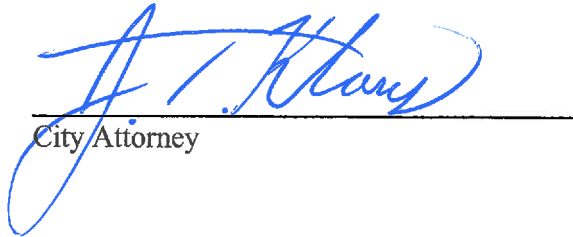
Susan Renner, City Clerk

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Ordinance No. 1557 Summary

On November 26, 2013, the City of Andover, Kansas adopted Ordinance No. 1557 annexing a portion of Andover Road to the City of Andover, Kansas. A complete copy of this ordinance may be obtained or viewed free of charge at the Office of the City Clerk at City Hall, 1609 E. Central or at www.andoverks.com. This summary is certified legally accurate and sufficient by the Andover City Attorney pursuant to K.S.A. 12-3001, *et seq.*

SUMMARY CERTIFIED:



City Attorney

Affidavit of Publication

State of Kansas, Butler County, ss.

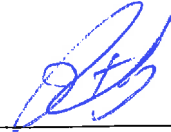
KENT BUSH, of lawful age, being duly sworn, says that he is the REGIONAL EDITOR of GATEHOUSE NEWS MEDIA SERVICES dba THE BUTLER COUNTY TIMES-GAZETTE, a daily newspaper, printed in the State of Kansas, and published in Butler County, Kansas, with a general paid circulation on a monthly basis in Butler County, Kansas, and that said newspapers are not a trade, religious or fraternal publication.

Said newspaper is daily published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of five years prior to the first publication of said notice; and has been admitted at the post office of El Dorado, Kansas and Augusta, Kansas, in said County as second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for 1 publication each.

The publication thereof being made as aforesaid on

Saturday, November 30, 2013



Kent Bush, Regional Editor

Subscribed and sworn to before me, this 3rd day of December, 2013.



April Wickwire, Notary Public

My commission expires: October 13, 2014

Publication Cost	\$26.40
Copies	
Proofs	
Total	<u>\$26.40</u>



City of Andover – Ord No 1557

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SUMMARY CERTIFIED:
City Attorney

RECEIVED

DEC 13 2013

CITY OF ANDOVER