

(Ordinance Summary published in The Butler County Times-Gazette on January 18, 2014 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. 1562

AN ORDINANCE APPROVING A SPECIAL USE TO ALLOW A 120 FOOT CELLULAR TOWER, EXCEEDING THE 35 FOOT MAXIMUM HEIGHT LIMITATION FOR WIRELESS COMMUNICATION FACILITIES, ON CERTAIN LANDS IN THE B-1 OFFICE BUSINESS DISTRICT IN THE CITY OF ANDOVER, KANSAS, UNDER THE AUTHORITY GRANTED BY THE ZONING REGULATIONS OF THE CITY, AS ORIGINALLY APPROVED BY ORDINANCE 1187.

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

SECTION 1. Having received a recommendation from the Andover City Planning Commission on Case No. SU-2013-02, and proper notice having been given and hearing held as provided by law and under authority and subject to the provisions of the Zoning Regulations of the City as originally approved by Ordinance No. 1187, a special use is hereby approved to allow a 120 ft. cellular tower, exceeding the 35 foot maximum height limitation for wireless communication facilities, on the following property within a B-1 Office Business District:

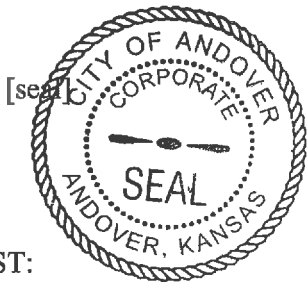
Legal description: Lot 1, Block 1, Kutter Addition

General location: On the South side of Central Avenue between 159th Street and Andover Road.

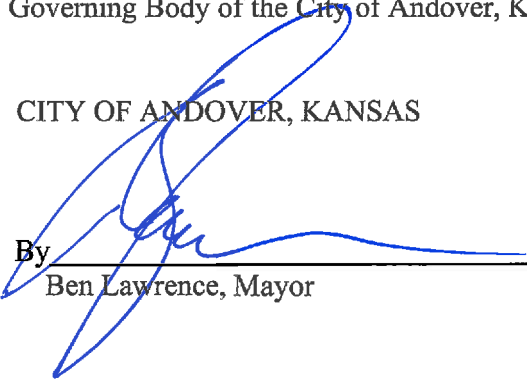
SECTION 2. This Ordinance shall take effect and be in full force from and after (1) its adoption by the governing body of the City, (2) approval by the Mayor, and (3) either (a) publication once in the official newspaper of the City, or (b) publication of a summary of this Ordinance certified as legally accurate and sufficient by the City Attorney.

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PASSED AND APPROVED by the Governing Body of the City of Andover, Kansas this 14th day of January, 2014.



CITY OF ANDOVER, KANSAS

By 
Ben Lawrence, Mayor

ATTEST:

By 
Susan Renner, City Clerk

I hereby certify that the foregoing is the original ordinance; that said ordinance was passed on the 14 day of January, 2014; that the record of the final vote on its passage is found on page 5 of the minutes from January, 14, 2014; that it was published in the Augusta Daily Gazette on the 18 day of January, 2014.

City Clerk: 

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Ordinance No. ____ Summary

On January 14, 2014, the City of Andover, Kansas adopted Ordinance No. _____ approving a special use to allow a 120 foot cellular tower Lot 1, Block 1, Kutter Addition in 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