

*Ordinance Summary published in The Augusta Daily Gazette on May 18, 2013
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. 1538

**AN ORDINANCE AMENDING ORDINANCE NO. 1332;
ACKNOWLEDGING A CERTAIN FIFTH AMENDMENT TO THE
AMENDED CORNERSTONE ADDITION PRELIMINARY PLANNED
UNIT DEVELOPMENT PLAN, IN THE CITY OF ANDOVER, KANSAS;
AND APPROVING CERTAIN PERMITTED USES WITH RESPECT
THERE TO.**

WHEREAS, the governing body of the City of Andover, Kansas (the "City") has received a recommendation from the Andover City Planning Commission on Case No. Z-2013-01; and

WHEREAS, the governing body finds proper notice was given and a public hearing was held on Case No. Z-2013-01 on April 16, 2013, all 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 of the City.

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

SECTION 1. Applicable zoning for Parcel 10 in the Fifth Amendment to land in the Amended Cornerstone Addition Preliminary Planned Unit Development is changed, as follows:

All of the permitted uses in the R-2 Single-Family Residential District of the Andover Zoning Regulations, including Public Schools will be allowed.

New Parcel 10, located generally on the southeast corner of 159th Street and 29th St. North, Andover, Kansas is created from a portion of the existing Parcel 9, as follows:

Parcel 10

A tract of land lying within the West half of Section 6, Township 27 South, Range 3 East, of the 6th Principal Meridian, Andover, Butler county, Kansas, said tract lying within all of Government Lot 4, and portions of Government Lots 3, 5, and 6, AND ALSO, a portion of the Southeast Quarter of the Northwest Quarter of said Section 6, said tract collectively being more particularly described as follows:

COMMENCING at the Southwest corner of said Southwest Quarter, thence along the West line of said Southwest Quarter,

being coincident with the west lines of Government Lots 7 and 6, on a Kansas coordinate system of 1983 south zone bearing of N00°38'46"W, 2427.27 feet to the POINT OF BEGINNING, thence along the West line of said Government Lot 6, N00°38'46"W, 227.27 feet to the West Quarter corner of said Section 6 being coincident with the Southwest corner of said Government Lot 5; thence along the West line of said Government Lots 5 and 4, N00°36'44"W, 2657.46 feet to the Northwest corner of said Section 6; thence along the North line of said Government Lots 4 and 3, N88° 39'59"E, 2443.88 feet to the North Quarter corner being coincident with the Northeast corner of said Government Lot 3; thence along the East line of said Government Lot 3, S01°22'31"E, 780.32 feet; thence S89°29'06"W, 364.19 feet to a point on the extended west line of Block 7, of the final Planned Unit Development, The Cornerstone Third Addition, and addition to Andover, Butler County, Kansas; thence along said extended west line of Block 7, S00°30'54"E, 472.03 feet to the southwest corner of Lot 6, said Block 7; thence along the extended north line of said Block 7, S89°29'06"W, 665.58 feet; thence S00°30'54"E, 417.61 feet; thence S66°33'39"W, 588.84 feet; thence S00°38'27"E, 795.48 feet to the common line of said Government Lots 5 and 6; thence along said common line, S89°38'14"W, 40.49 feet; thence S00°38'46"E, 227.52 feet to the northeast corner of Lot 1, Block 1, Final Planned Unit Development, Cornerstone School Addition, an addition to Andover, Butler County, Kansas; thence along the extended north line of said Lot 1, Block 1, S89°39'15"W, 840.00 feet to the POINT OF BEGINNING.

SECTION 2. Within fifteen (15) days following the effective date of this Ordinance, the landowner shall file with the Butler County Register of Deeds a statement that an amended Preliminary Planned Unit Development Plan has been filed with the City and has been approved.

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.

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PASSED, APPROVED AND ADOPTED by the governing body of the City of Andover, Kansas this 14th day of May, 2013.

CITY OF ANDOVER, KANSAS



By [Signature]
Ben Lawrence, Mayor

ATTEST:

By [Signature]
Susan C. Renner, City Clerk

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Ordinance No. 1538 Summary

On May 14, 2013, the City of Andover, Kansas adopted Ordinance No. 1538, amending Ordinance No. 1332, acknowledging a Fifth Amendment to the Amended Cornerstone Addition Preliminary Planned Unit Development Plan, located in the City of Andover, Kansas and amending the permitted uses for a new Parcel 10 (created from a portion of existing Parcel 9 at the southeast corner of 159th Street and 29th St. North) to include all of the permitted uses in the R-2 Single-Family Residential District of the Andover Zoning Regulations, including Public Schools. 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:

[Signature]
City Attorney

I hereby certify that the foregoing is the original ordinance; that said ordinance was passed on the 14 day of May, 2013; that the record of the final vote on its passage is found on page 4 of the minutes from May 14, 2013; that it was published in the Augusta Daily Gazette on the 18 day of May, 2013.

City Clerk [Signature]