

Ordinance Summary published in The Augusta Daily Gazette on July 13, 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. 1541

AN ORDINANCE ANNEXING A PORTION OF 159TH STREET EAST TO THE CITY OF ANDOVER, KANSAS.

WHEREAS, Bruno Township (the "Township") is the owner of the portion of the 159th Street East 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 Township, as owner of the Road right-of-way, has provided written 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 Bruno Township, Butler County, Kansas and commonly referred to as 159th Street East from the Highway US-54 and Central Avenue, is hereby annexed and made a part of the City, to-wit:

Beginning at the Southwest corner of Section 19, Township 27 South, Range 3 East, of the 6th P.M., Butler County, Kansas; thence N 00°50'00" W, along the West line of said Section 19, a distance of 2653.35 feet to the West Quarter corner of said Section 19, also being the Southwest corner of Government Lot 2 in said Section; thence N 00°44'09" W, along the West line of said Section, a distance of 2068.86 feet, more or less, to a point 588.55 feet South of the Northwest corner of said Section 19; said point being on the North line of the South 20 acres of Government Lot 1 in said Section 19; thence East along the North line of the South 20 acres of said Government Lot 1, a distance of 25 feet; thence S 00°44'09" E, 25 feet East of and parallel to the West line of said Section 19, a distance of 2068.86 feet, more or less, to a point 25 feet East of the West Quarter corner of said Section 19, also being on the South line of Government Lot 2 in said Section 19; thence S 00°50'00" E, parallel to the West line of said Section 19, a distance of 2653.35 feet, more or less, to a point on the South line of said Section 19; thence West 25 feet 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 9th day of July, 2013.



CITY OF ANDOVER, KANSAS

By [Signature]
Ben Lawrence, Mayor

ATTEST:

By [Signature]
Susan Renner, City Clerk

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Ordinance No. 1541 Summary

On July 9, 2013, the City of Andover, Kansas adopted Ordinance No. 1541 Annexing a Portion of 159th Street East 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:

[Signature]
City Attorney

I hereby certify that the foregoing is the original ordinance; that said ordinance was passed on the 9th day of July, 2013; that the record of the final vote on its passage is found on page 4 of the minutes from July 9, 2013; that it was published in the Augusta Daily Gazette on the 13 day of July, 2013.

City Clerk [Signature]

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 July 9, 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 Bryon Stout IV

and the following members absent: n/a

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

AN ORDINANCE ANNEXING A PORTION OF 159TH STREET EAST TO
THE CITY OF ANDOVER, KANSAS.


Thereupon, the Ordinance was considered and discussed; and on motion of Council Member Sheri Geisler, seconded by Council Member Kris Estes, 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. 1541, 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 July 9, 2013 meeting of the governing body of the City of Andover, Kansas.





Susan Renner, City Clerk

PROOF OF PUBLICATION

RECEIVED

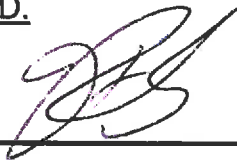
JUL 16 2013

CITY OF ANDOVER

Butler County)
State of Kansas)

Kent Bush, being duly sworn on oath, says that he is Publisher of The Augusta Daily Gazette, a newspaper published on, Tuesday, Thursday, and Saturday, at Augusta, in Butler County, Kansas, and has been admitted to the mails as periodical matter, and having a general circulation in said county, and that said paper has been printed and published at Augusta, in Butler County, Kansas, each day except Monday, Wednesday, Friday, and Sunday during the period of more than one year prior to the first publication of the notice, a copy of which is hereto attached, and said notice was published one time in said newspaper, on the 13th day of July, 2013 A.D.

So help me God.



Subscribed and sworn to me before me, this 15th day of July A.D., 2013.

Notary Public Michelle L. Griffith
My commission expires July 13 A.D., 2015

Legal Description: City of Andover – Ord No 1541

Scheduled: July 13, 2013 – Augusta Daily Gazette

Cost: \$19.36

MICHELLE L. GRIFFITH
Notary Public - State of Kansas
My Appt. Expires 7/13/15