

ORDINANCE NO. 2776

AN ORDINANCE CHANGING THE ZONING CLASSIFICATIONS OR DISTRICTS OF CERTAIN LANDS LOCATED IN THE CITY OF GARDNER, KANSAS, UNDER THE AUTHORITY GRANTED BY TITLE 17 OF THE MUNICIPAL CODE OF THE CITY OF GARDNER, KANSAS;

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

SECTION ONE: That having received a recommendation from the Planning Commission on July 24, 2023, and proper notice having been given and hearing held as provided by law and under the authority of and subject to the provisions of the Gardner, Kansas Land Development Code, the recommendation of the Planning Commission is hereby approved and the zoning classification or districts of the lands legally described hereby are changed in conformity therewith as follows:

The following described property located at 18970 Gardner Road shall hereafter have a zoning classification of CP-3 (Planned Heavy Commercial) District in accordance with preliminary development plan 23-304-07 for Culver's dated June 5, 2023.

CASE NO. 23-304-07

Rezoning from C-3 (Heavy Commercial) District to CP-3 (Planned Heavy Commercial) District:

Legal Description:

Lot 2, QUIKTRIP STORE NO. 0294, a subdivision in the City Of Gardner, Johnson County, Kansas

SECTION TWO: That upon the taking effect of this Ordinance, the above zoning changes shall be incorporated and shown on the Zoning District Map previously adopted by reference, and said Zoning District Map is hereby reincorporated as a part of the Land Development Code as amended.

SECTION THREE: That this Ordinance shall take effect and be in force from and after its adoption by the Governing Body and publication in the official City Newspaper.

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PASSED by the Governing Body this 21th day of August, 2023.

SIGNED by the Mayor this 21th day of August, 2023.

CITY OF GARDNER, KANSAS

(SEAL)

/s/

Todd Winters, Mayor

Attest:

/s/

Sharon Rose, City Clerk

Approved as to form:

/s/

Ryan B. Denk, City Attorney

(Case No. 23-304-07)