

**ORDINANCE NO. 2650**

**AN ORDINANCE AMENDING THE LAND DEVELOPMENT CODE OF THE CITY OF GARDNER, KANSAS BY AMENDING THE SECTIONS OF TITLE 17 OF THE GARDNER MUNICIPAL CODE.**

WHEREAS, the City of Gardner, Kansas initiated changes to Sections of Title 17 entitled "Land Development Code", by action of the City Council on the 6th day of January, 2020; and

WHEREAS, a public hearing on the herein changes to the Land Development Code was properly noticed and held before the Planning Commission of the City of Gardner, Kansas, on the 28th day of January, 2020; and

WHEREAS, said Planning Commission has recommended that the herein amendments to the Land Development Code of the City of Gardner, Kansas be approved.

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

**Section 1:** Title 17 of the Code of the City of Gardner Kansas, 2016, shall be amended in part to read as follows:

**CHAPTER 17.05 ZONING DISTRICTS & USE STANDARDS**

**Section 17.05.030 GENERAL USE STANDARDS, Subsection A. Permitted Uses. Table 5-2: Use Table, Communications and Utilities.**

Public Utility Facility – Major use to be identified as a Conditional Use subject to specific use standards, limitations and performance criteria (C\*) in the additional district of A – Agriculture District.

**Section 2:** All other ordinances not in conformity herewith are hereby repealed or amended to conform hereto.

**Section 3:** This ordinance shall take effect and be in force from and after its passage, approval, and publication as provided by law.

PASSED by the City Council this 17th day of February, 2020.

APPROVED by the Mayor this 17th day of February, 2020.

CITY OF GARDNER, KANSAS

(SEAL)

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/s/  
Steve Shute, Mayor

Attest:

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/s/  
Sharon Rose, City Clerk

Approved as to form:

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/s/  
Ryan B. Denk, City Attorney