

ORDINANCE NO. 2984

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION OF CERTAIN LAND LOCATED IN THE CITY OF PAOLA AND IN THE CITY OF PAOLA'S GROWTH AREA, KANSAS, UNDER THE AUTHORITY GRANTED BY THE LAND DEVELOPMENT ORDINANCE OF THE CITY OF PAOLA, KANSAS AND BY THE AUTHORITY OF INTERLOCAL AGREEMENT A96-01-006:

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

SECTION 1. That having received a recommendation from the City Planning Commission, the proper notice having been given and hearing held as provided by law and under the authority of and subject to the provisions of the Land Development Ordinance of the City of Paola, Kansas, and having received the approval of the County Commission of Miami County, Kansas pursuant to Interlocal Agreement A96-01-006, the zoning classification of the land legally described is hereby changed as follows:

Zone change from the Business Park (BP) District to the Thoroughfare Access (TA) District for property legally described as:

All that part of Sections 15 and 22, Township 17 South, Range 23 East of the Sixth Principal Meridian, Miami County, Kansas, being more particularly described as follows: BEGINNING at the Southwest Corner of the Northeast Quarter of said Section 22; thence North, along the West line of said Northeast Quarter, to the Southeast Corner of the North One-Half of the Northwest Quarter of said Section 22; thence West, along the South line of the North One-Half of said Northwest Quarter, to the Southwest Corner of the North One-Half of said Northwest Quarter; thence North, along the West line of said Northwest Quarter, to a point on the Southeasterly Right-of-Way line of U.S. Highway No. 169; thence Northeasterly, along said Southeasterly Right-of-Way line, to a point on the South line of the Southwest Quarter of said Section 15, thence continuing Northeasterly, along said Southeasterly Right-of-Way line, to a point on the West line of the Southeast Quarter of said Section 15; thence continuing Northeasterly, along said Southeasterly Right-of-Way line, to a point on the Southwesterly Right-of-Way line of Baptiste Drive; thence Southeasterly, along said Southwesterly Right-of-Way line, to the Northwesterly corner of Lot 4 Hospital Addition; thence North 65 degrees 57 minutes 03 seconds East, along the Northerly line of said Lot 4, a distance of 269.56, to the Northeasterly corner of said Lot 4; thence South 24 degrees 02 minutes 54 seconds East, along the Easterly line of said Lot 4, a distance of 214.29 feet, to the Southeasterly corner of said Lot 4; thence South 53 degrees 59 minutes 18 seconds West, along the Southerly line of said Lot 4, a distance of 109.64 feet, to a pi point of said Lot 4; thence South 75 degrees 16 minutes 22 seconds West, a long the Southerly line of said Lot 4, a distance of 186.61 feet, to the Southwesterly corner of said Lot 4, said point also being on the Easterly Right-of-Way line of Baptiste Drive; thence Southerly along the Easterly Right-of-Way line of said Baptiste Drive and its Extension, to the North line of the Northeast Quarter of Section 22, Township 17 South, Range 23 East; thence East along the North line of said Northeast Quarter, to the Northeast Corner of said Northeast Quarter; thence South 01 degrees 57 minutes 21 seconds East, along the East line of the Northeast Quarter of said Section 22, a distance of 1783.89 feet, to the Center of Wea Creek, thence South 40 degrees 07 minutes 47 seconds West, along the Center of Wea Creek, a distance of 65.68 feet; thence South 62 degrees 48 minutes 45 seconds West, along the Center of Wea Creek, a distance of 622.19 feet, thence North 84 degrees 56 minutes 02 seconds West, along the Center of

Wea Creek, a distance of 277.23 feet; thence South 70 degrees 55 minutes 50 seconds West, along the Center of Wea Creek, a distance of 195.83 feet; thence South 40 degrees 54 minutes 17 seconds West, along the Center of Wea Creek, a distance of 352.12 feet; thence South 22 degrees 57 minutes 49 seconds West, along the Center of Wea Creek, a distance of 179.13 feet; thence South 01 degrees 07 minutes 22 seconds West, along the Center of Wea Creek, a distance of 90.82 feet; thence South 32 degrees 47 minutes 19 seconds East, along the Center of Wea Creek, a distance of 9.87 feet, to a point on the South line of said Northeast Quarter; thence South 88 degrees 36 minutes 34 seconds West, along the South line of said Northeast Quarter, a distance of 1307.07 feet, to the Southwest Corner of said Northeast Quarter, said point being the POINT OF BEGINNING.

SECTION 2. Upon this Ordinance taking effect, the zoning change shall be entered and shown on the “Official Zoning Map” of the City of Paola, Kansas, previously adopted by reference, and said official zoning map is hereby reincorporated as a part of the Paola Land Development Ordinance as amended.

SECTION 3. This ordinance shall take effect and be in force from and after its passage, approval, and publication in the official city newspaper.

PASSED BY the Council this 10th day of February, 2009.

APPROVED BY the Mayor this 10th day of February 2009.

Artie Stuteville, Mayor

ATTEST: (seal)

Daniel G. Droste, City Clerk