

Ordinance Summary published in the Legal Record on _____ and the full text of the Ordinance made available at www.desotoks.us for a minimum of 1 week from the date of publication

Ordinance No. 2377 Summary

On May 21, 2015, the City of De Soto, Kansas, adopted Ordinance No. 2377, amending the De Soto Zoning Regulations to modify the definition of “Mines and Quarries”. A complete copy of this ordinance may be obtained or viewed free of charge at the Office of the City Clerk at City Hall, 32905 West 84th Street, De Soto, Kansas or at www.desotoks.us. This summary is certified by Patrick G. Reavey, De Soto City Attorney pursuant to K.S.A. 12-3001, et seq.

ORDINANCE NO. _____

AN ORDINANCE ADOPTING THE PLANNING COMMISSION’S RECOMMENDATION TO REVISE THE TEXT OF THE CITY ZONING REGULATIONS TO MODIFY THE DEFINITION OF “MINES AND QUARRIES”

WHEREAS, the City Governing Body requested that staff initiate a text amendment through the City Planning Commission to revise the definition of “Mines and Quarries” so regulating the same is not reliant on the act of “selling” mine or quarry materials; and

WHEREAS, all newspaper notifications were performed and a public hearing was properly held before the City Planning Commission as to the requested text amendment; and

WHEREAS, after review of the proposed text amendment, the Planning Commission recommended that the Zoning Regulations be amended to make the requested change.

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

Section 1. That Section 2 of Article 2 of the City’s Zoning Regulations (incorporated as Appendix C to the De Soto City Code via Section 16-201 of Article 2 of Chapter XVI) is hereby amended to contain the following revised definition for “Mines and Quarries”:

Mines and Quarries: Excavations, including sand or gravel pits, for the purpose of removing, screening, crushing, washing, or storage of ore, soil, stone, gravel or similar materials for the purpose of sale, transfer, or relocation of the excavated material for use at property locations away from, and unrelated to, the property where the materials were excavated. Landfill accessory uses to such activities shall not be included as part of the definition of a mine or quarry.

Section 2. This ordinance shall take effect and be enforced from and after its publication once in the official city newspaper.

PASSED by a majority of the Governing Body of the City of De Soto, Kansas on the 21st day of May, 2015.

(Seal)

Timothy J. Maniez, Mayor

ATTEST:

Lana R. McPherson, MMC, City Clerk

APPROVED AS TO FORM:

Patrick G. Reavey, City Attorney