

**ORDINANCE NO. 834**

**AN ORDINANCE APPROVING A REVISION TO THE PLANNING PERIOD AS AN AMENDMENT TO THE COMPREHENSIVE DEVELOPMENT PLAN FOR THE BURLINGTON AREA, KANSAS: 2000-2010; THREERBY AMENDING ORDINANCE NO. 680 AND REPEALING ORDINANCE 793.**

WHEREAS, pursuant to K.S.A. 12-747, et seq., the Burlington City Planning Commission is authorized to make and amend a Comprehensive Development Plan for the Burlington Planning Area; and

WHEREAS, pursuant to provisions of K.S.A. 12-747, the Planning Commission did give published notice on October 3, 2014, and hold a public hearing on October 23, 2014 to consider an amendment that would extend the Planning Period of the Comprehensive Development Planning for the Burlington Area, Kansas: 2000-2010; and

WHEREAS, proper written notice as required by K.S.A 12-743 (a) has been given the Coffey County Board of Commissioners, and the Trustees of Burlington and Hampden Townships, of the City's intent to adopt such an amended comprehensive plan; and

WHEREAS, on October 23, 2014, the Planning Commission approved a Plan Adoption Resolution adopting the amendment to the Comprehensive Development Plan for the Burlington Area, Kansas: 2000-2010, and a certified copy of the resolution document has been submitted to the Governing Body of the City, for consideration.

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

Section 1. Plan Approval

The Plan Adoption Resolution dated October 23, 2014 as adopted by the Burlington City Planning Commission extends the planning period to December 31, 2015, which is certified and on file in the City Clerk's office, is hereby approved as an amendment to the official Comprehensive Development Plan for the City of Burlington.

Section 2. Distribution

An attested copy of the resolution for the Plan document shall be sent to all other taxing subdivisions in the Planning Area which request a copy, as required by K.S.A. 12-747(c).

Section 3. Annual Review

At least once a year, the Planning Commission shall review or reconsider the Amended Plan or any part thereof, and may propose amendments, extensions, or additions which shall be adopted in the same manner as the original Comprehensive Development Plan, as required by K.S.A 12-747(d).

Section 4. Ordinances Repealed

Ordinance 834 replaces and repeals Ordinance 793.

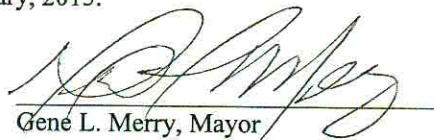
Section 5. Effective Date

This Ordinance shall be effective upon its passage and publication once in the official city newspaper.


PASSED BY THE BURLINGTON CITY COUNCIL this 7th day of January, 2015.

APPROVED BY THE BURLINGTON MAYOR this 7th day of January, 2015.

(SEAL)

  
Gene L. Merry, Mayor

ATTEST:

  
Regina R. Kewley, City Clerk

Approved as to form:

  
Thomas F. Robrahn, City Attorney

## PLAN APPROVAL ATTESTATION

I, Regina R. Kewley, duly appointed, authorized, and acting as City Clerk for the City of Burlington, Coffey County, Kansas, do hereby attest that the accompanying Resolution amending the *Comprehensive Development Plan for the Burlington Area, Kansas: 2000-2010*, dated March 28, 2001, was duly adopted by the Burlington City Planning Commission on October 3, 2014, approved by the Burlington City Council by Ordinance No. 834 on January 7, 2015, and such Ordinance effectuated by publication in *The Coffey County Republican* on January 12, 2015. By this action, the contents of the Plan document were amended as the official comprehensive plan for the development of the City of Burlington, and for that portion of the unincorporated area described in the Plan for the Planning area which is outside the City, but within Coffey County, which forms the total community of which the City of Burlington is a part.

ATTESTED as of this 7th day of January, 2015

/s/ Regina R. Kewley

Regina R. Kewley, City Clerk

City of Burlington, Kansas

*copies to:*

*Burlington Township Trustees*

*Hampden Township Trustees*

*Unified School District #244*

*Coffey County Board of Commissioners*

*Coffey County Planning Board*

**ORDINANCE NO. 834 SUMMARY**

January 7, 2015, City of Burlington adopted Ordinance 834, extending Burlington's Comprehensive Development Plan to 12-31-2015. Ordinance is available at [burlingtonkansas.gov](http://burlingtonkansas.gov) and at City Hall, 301 Neosho, Burlington, Kansas.

Summary certified by:

  
Thomas F. Robrahn, City Attorney, Burlington, Ks

## PLAN ADOPTION RESOLUTION

**WHEREAS**, pursuant to authority granted by statutes of the State of Kansas, the Burlington City Planning Commission was created by the City Council of the City of Burlington, Kansas by Ordinance No. 514 and given authority to adopt and amend a comprehensive plan for all of the City plus portions of Burlington and Hampden townships in Coffey County, Kansas; and

**WHEREAS**, pursuant to provisions of K.S.A. 12-747(a), the Planning Commission did give notice by publication in the official city newspaper on October 3, 2014 of a public hearing on said amended *Plan* to be held on October 23, 2014, and written notification as required by K.S.A. 12-743(a) has been given to the Coffey County Board of Commissioners and the Trustees of Burlington and Hampden townships; and

**WHEREAS**, the Planning Commission at said hearing did hear all comments and remarks relating to said amended *Plan* and did give consideration to all statements;

**NOW, THEREFORE, BE IT RESOLVED** by a majority of all members of the Burlington City Planning Commission that the Comprehensive Development Plan for the Burlington area, Kansas 2000-2014 dated March 28, 2001 be hereby amended to extend the Planning period date from 2014 to December 31, 2015.

APPROVED by at least a majority of the Burlington City Planning Commission membership at Burlington, Kansas, this 23rd day of October, 2014.

  
Vicki Fry Vice Chairperson

Burlington City Planning Commission



Ken Caudell, Secretary

## PLAN ADOPTION CERTIFICATION

I, Kenneth P. Caudell, duly elected, authorized, and acting as Secretary of the Burlington City Planning Commission, do hereby certify to the Resolution to amend the Comprehensive Development Plan for the Burlington Area, Kansas: 2000-2010 was adopted by the Planning Commission on October 23, 2014 following an advertised public hearing. Also certified is the accompanying copy of the unapproved minutes for the Burlington City Planning Commission meeting of October 23, 2014, which includes a summary of the public hearing. The Planning Area Jurisdiction for said amended Plan, as described therein, consist of an area of 32 square miles in Burlington and Hamden Townships, including the City of Burlington, all in Coffey County, Kansas.

Certified as of this 23rd day of October, 2014



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Kenneth P. Caudell, Secretary

Burlington City Planning Commission