

Legals

(Published in The Butler County Times-Gazette October 3, 2015.)
ORDINANCE NO. 2015-05
AN ORDINANCE ENACTED APPROVING AND INCORPORATING BY REFERENCE CERTAIN ZONING REGULATIONS GOVERNING THE USE OF LAND AND THE LOCATION OF BUILDINGS WITHIN THE CITY OF BENTON, KANSAS, AS PREPARED AND PUBLISHED AS A MODEL CODE IN BOOK FORM BY THE BENTON CITY PLANNING COMMISSION PURSUANT TO K.S.A. 12-741 ET SEQ., AS AMENDED, 12-736, 12-3009 TO 12-3012 INCLUSIVE, 12-3301 AND 12-3302; ESTABLISHING ZONING DISTRICT BOUNDARIES AND THE CLASSIFICATIONS OF SUCH DISTRICTS; ADOPTING BY REFERENCE AN OFFICIAL MAP(S) OF ZONING DISTRICTS; DEFINING CERTAIN TERMS USED IN SAID REGULATIONS; REGULATING THE MAXIMUM DIMENSIONS OF BUILDINGS AND OTHER STRUCTURES THROUGH BULK REGULATIONS AND LOT AREAS; REGULATING THE LOCATION

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AND SIZE OF SIGNS; PROVIDING FOR AND REGULATING VEHICULAR PARKING SPACE; REESTABLISHING THE BOARD OF ZONING APPEALS AND PRESCRIBING ITS DUTIES; PROVIDING FOR THE APPOINTMENT OF A ZONING ADMINISTRATOR AND PRESCRIBING HIS OR HER DUTIES; PROVIDING FOR FEES TO BE CHARGED FOR AMENDMENTS, SPECIAL USES, APPEALS AND PERMITS; ESTABLISHING A MEANS FOR AMENDING SAID REGULATIONS, MAPS AND ORDINANCE; PROVIDING FOR PENALTIES FOR VIOLATION OF ITS PROVISIONS AND A MEANS OF ENFORCEMENT; AND REPEALING ALL OTHER ORDINANCES IN CONFLICT HERewith.
BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF BENTON, KANSAS:
Section 1. Adoption: Zoning regulations are hereby adopted and approved by the Governing Body of the City of Benton, Kansas, as prepared and published as a model code in book form by the Benton City Planning Commission with the technical assistance of Foster & Associates, Planning Consultants in association with Rice Foster Associates, Landscape Architecture and Planning, both of Wichita, Kansas, and the City Zoning Administrator under the date of August 20, 2015 and entitled Zoning Regulations of the City of Benton, Kansas" and the same are hereby incorporated by reference as fully as if set out herein.
Section 2. Official

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Maps: There are further herein incorporated by reference and adopted an Official Zoning Map delineating the boundaries of zoning districts and the classification of such districts, which map shall be marked "Official Copy of zoning district map incorporated into zoning regulations by adopting of Ordinance No. 2015-05 by the Governing Body of the City of Benton on the 21 day of September, 2015" and filed with the Zoning Administrator to be open for inspection and available to the public at all reasonable business hours.
Section 3. Public Hearing: The advertised public hearing required by Kansas law was duly held on August 20, 2015 by the Benton City Planning Commission, and a discussion of said Zoning Regulations and map was had at the hearing; and the Zoning Regulations and map in model code from herein adopted are a true and correct copy of those regulations as adopted by the Planning Commission.
Section 4. Jurisdiction: From the effective date of this Ordinance, the Zoning Regulations and Official Zoning Map herein incorporated by reference shall govern all use of the land and the location of buildings and other structures placed within the City of Benton, Kansas.
Section 5. Official Copies: Not less than three copies of the Zoning Regulations in book form marked "Official Copy as incorporated by Ordinance No. 2015-05" and to which there shall be a published copy of this Ordinance attached, shall be

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filed with the City Clerk to be open for inspection and available to the public at all reasonable business hours.
Section 6. Invalidity of a Part: Any provisions of this Ordinance which shall be declared by a competent court to be unconstitutional or invalid shall not affect the validity and authority of any other sections of said Ordinance.
Section 7. Repeal: Ordinance No. 2000-3 is hereby repealed and any other ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.
Section 8. Effective Date: This Ordinance shall take effect from and after its passage, approval and publication once in the official city newspaper.
PASSED BY THE CITY COUNCIL THIS 21st DAY OF SEPTEMBER, 2015.
APPROVED BY THE MAYOR THIS 21st DAY OF SEPTEMBER, 2015.
(Seal)
/s/Brennan Dennison, Mayor
ATTEST:
/s/oyce Casady, City Clerk
APPROVED AS TO FORM ONLY:
/s/Robert Lane, City Attorney