

## **ORDINANCE NO. 2106**

### **AN ORDINANCE ADOPTING THE PLANNING COMMISSION'S RECOMMENDATION TO APPROVE AN AMENDMENT TO THE CITY OF EDGERTON UNIFIED DEVELOPMENT CODE ARTICLE 9 – SECTIONS 9.1(B)(7) AND 9.6(E) AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT THEREWITH.**

WHEREAS, on May 10, 2022 the City of Edgerton Planning Commission met, held a public hearing, and reviewed proposed updates to the City of Edgerton Unified Development Code. More specifically it considered revisions to Article 9 – *Land Use Determination Procedures, Section 9.1(B)(7) and Section 9.6(E)*; and

WHEREAS, at that meeting the Edgerton Planning Commission voted to approve an amendment to the City of Edgerton Unified Development Code Sections 9.1(B)(7) and 9.6(E) to amend the application deadline for the submittal of rezoning and temporary construction activity applications; and

WHEREAS, the City Governing Body, upon recommendation of the Planning Commission, and after reviewing the proposed amendments to the City of Edgerton Unified Development Code, finds that the amendments to the City of Edgerton Unified Development Code should be approved.

### **NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF EDGERTON, KANSAS:**

**Section 1.** That Article 9 *Land Use Determination Procedures – Section 9.1(B)(7)* of the City of Edgerton Unified Development Code is hereby approved by the Council to read as follows:

#### **Section 9.1 Zoning Amendment Applications**

##### **B. Materials and Reviews.**

7. All materials to be submitted by applicant shall be given to the Zoning Administrator at least thirty-five (35) days in advance of a public hearing.

**Section 2.** That Article 9 *Land Use Determination Procedures – Section 9.6(E)* of the City of Edgerton Unified Development Code is hereby approved by the Council to read as follows:

#### **Section 9.6 Determination of Accessory Uses Generally**

- E. Temporary Construction Activities.** The Planning Commission is authorized to review and approve the use of property during times of construction, reconstruction, or adaptation to permit temporary living quarters for construction personnel, offices, buildings for storage, outdoor storage, machinery yards, portable concrete or asphalt mixing plants, sanitary facilities, and similar uses. Applications for Temporary

Construction Activities must be submitted at least twenty-eight (28) days prior to the Planning Commission at which they are to be heard.

**Section 3.** This ordinance shall take effect and be enforced from and after its publication once in the official city newspaper. All Zoning Regulations of the City of Edgerton, Kansas which are inconsistent or in conflict herewith are hereby repealed.

**Section 4.** A copy of the above amendments to Article 9 are available to the public at City Hall and on the website for the City of Edgerton.

PASSED by the Governing Body of the City of Edgerton, Kansas, and approved by the Mayor on the 26<sup>th</sup> day of May, 2022

/s/ \_\_\_\_\_  
DONALD ROBERTS, MAYOR

ATTEST:

/s/ \_\_\_\_\_  
ALEXANDRIA CLOWER, CITY CLERK

APPROVED AS TO FORM:

/s/ \_\_\_\_\_  
LEE W. HENDRICKS, CITY ATTORNEY