

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. 2543 Summary

On July 7, 2022, the City of De Soto, Kansas, adopted Ordinance No. 2543, amending the De Soto Zoning Regulations (incorporated as Appendix C to the De Soto City Code via Section 16-201 of Article 2 of Chapter XVI), specifically Appendix A to the Zoning Regulations, which amendment will allow battery manufacturing as a permitted use within the M-1 and M-2 City Zoning Districts. 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 by clicking the link for “City Ordinances”. This summary is certified by Patrick G. Reavey, De Soto City Attorney pursuant to K.S.A. 12-3001, et seq.

ORDINANCE NO. 2543

AN ORDINANCE ADOPTING THE PLANNING COMMISSION’S RECOMMENDATION TO REVISE THE DE SOTO ZONING REGULATIONS (INCORPORATED AS APPENDIX C TO THE DE SOTO CITY CODE VIA SECTION 16-201 OF ARTICLE 2 OF CHAPTER XVI), SPECIFICALLY APPENDIX A OF THE ZONING REGULATIONS TO NO LONGER REQUIRE A SPECIAL USE PERMIT FOR BATTERY MANUFACTURING USES WITHIN THE M-1 AND M-2 ZONING DISTRICTS

WHEREAS, Appendix A to the City Zoning Regulations is titled: “APPENDIX A. PERMITTED LAND USES BY ZONING DISTRICT”; and

WHEREAS, Appendix A contains an extensive list of various land uses, and then specifies what zoning districts (if any) allow for such use and, if allowed, whether a special use permit must be obtained before the use can occur in that district; and

WHEREAS, the process of obtaining a special use permit typically takes at least 90 days; and

WHEREAS, Appendix A currently lists categories 334 and 335 (i.e., computer and electronic product manufacturing, electrical equipment, appliance and component manufacturing, and battery manufacture or recycling) as allowed in the City M-1 and M-2 Zoning Districts but only if a special use permit is obtained; and

WHEREAS, City Staff and the City Planning Commission believe the special use requirement for these types of uses is no longer needed given advances in manufacturing techniques for these types of uses; and

WHEREAS, the City Planning Commission has recommended that the Governing Body amend Appendix A to indicate that the land uses covered by categories 334 and 335 be permitted by right if the land is zoned M-1 or M-2; and

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

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

Section 1. That Appendix A of the Zoning Regulations is hereby amended to read as follows:

334	Computer and Electronic Product Mfg																			S-P	P	
335	Electrical Equip, Appliance & Component Mfg.																				S-P	P
33591	Battery Manufacture or Recycling																				S-P	S-P

Section 2. City Staff is authorized to revise other portions of the City Code or Zoning Regulations to be consistent with the above text amendment.

Section 3. This ordinance shall take effect and be enforced from and after its publication once in the official city newspaper.

PASSED by the Governing Body of the City of De Soto, Kansas on the 7th day of July 2022.

(Seal)

Rick Walker, Mayor

ATTEST:

Brandon Mills, City Clerk

APPROVED AS TO FORM:

Patrick G. Reavey, City Attorney