

ORDINANCE NO. 16-55

AN ORDINANCE AMENDING SECTION 10.08.010 OF THE OLATHE MUNICIPAL CODE PERTAINING TO THE MAJOR STREET MAP AND REPEALING SECTION 10.10.030 PERTAINING TO DESIGNATING A PORTION OF PARK STREET AS A TWO-WAY STREET.

WHEREAS, Section 10.08.010 of the Olathe Municipal Code adopted the prior version of the Major Street Map, which shows the designation of the existing and proposed major street system in the City;

WHEREAS, K.S.A. 12-765 sets out the requirements for adoption and amendment of an ordinance establishing building or setback lines on existing and proposed major streets and highways that may incorporate by reference an official map and supplementary documents; and

WHEREAS, the City's Unified Development Ordinance (U.D.O.) sets out the requirements for the building and setback lines from existing and proposed streets and highways and the method for enforcement thereof.

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

SECTION ONE: Section 10.08.010 of the Olathe Municipal Code is hereby amended to read as follows:

10.08.010 The Major Street Map Adopted--Copies Certified and Filed.

(a) **Major Street Map Adopted.** There is hereby approved and adopted the Major Street Map, with the attached supplementary documents. Three copies of the map and supplementary documents shall be certified by the city clerk as true copies of the major street system designation and shall be filed with the city clerk's and city engineer's offices.

(b) **Building and Setback Lines.** The building and setback lines and other similar requirements are set out in the Unified Development Ordinance (U.D.O.) and are to be enforced in accordance with the requirements of the U.D.O.

(c) **Enforcement.** The dedication of street or highway right-of-way and the location of building and setback lines are to be enforced in accordance with the requirements of the U.D.O.

(d) **Access Management Policy.** The Planning Commission and Governing Body shall approve the Access

Management Policy by resolution. All access, including driveways and public streets, from arterial streets, expressways (also known as highways) and collector streets onto adjacent properties shall conform and be subject to the Access Management Policy.

(e) **Amendment.** The Major Street Map may be amended in accordance with K.S.A. 12-765, as amended. The Access Management Plan may be amended by resolution by the Planning Commission and the Governing Body. Building and setback lines may be amended in accordance with the requirement of the U.D.O. and state statutes on zoning and platting.

SECTION TWO: Sections 10.08.010 and 10.08.030 are hereby repealed.

PASSED by the Governing Body this ____ day of _____, 2016.

SIGNED by the Mayor this ____ day of _____, 2016.

Mayor

ATTEST:

City Clerk

(SEAL)

APPROVED AS TO FORM:

City Attorney

Publish one time and return one Proof of Publication to the City Clerk and one to the City Attorney.