ORDINANCE NO. 2168

AN ORDINANCE ADOPTING THE CITY OF BELOIT, KANSAS COMPREHENSIVE PLAN AND REPLACING IN ITS ENTIRETY THE EXISTING COMPREHENSIVE PLAN FOR THE CITY OF BELOIT, KANSAS AND REPEALING ORDINANCE 1755.

WHEREAS, the City of Beloit, Kansas has a duly constituted Planning Commission as provided within K.S.A. 12-744; and

WHEREAS, pursuant to K.S.A. 12-747(a), the Beloit Planning Commission is authorized to make or cause to be made a comprehensive plan for the development of the City of Beloit and any unincorporated territory lying outside of the City but within the same County in which the City is located, which in the opinion of the Planning Commission, forms the total community of which the City is a part; and

WHEREAS, pursuant to K.S.A. 12-747(b), the Beloit Planning Commission is authorized to make recommendations to the Governing Body of the City relating to the adoption and amendment of a comprehensive plan by a single resolution or by successive resolutions and is further authorized to adopt or amend parts of the comprehensive plan for the City of Beloit; and

WHEREAS, the City of Beloit previously adopted a Comprehensive Plan titled "Comprehensive Plan for the City of Beloit, Kansas", approved with Ordinance 1755 on March 15, 1994, by the governing body of the City of Beloit, Kansas; and

WHEREAS, the Planning Commission has determined a need to adopt a new comprehensive plan; and

WHEREAS, the City of Beloit formed the Comprehensive Plan Steering Committee, consisting of elected officials, business owners and other local leadership in 2013 to advise the City of Beloit in its writing of the City of Beloit Comprehensive Plan; and

WHEREAS, with the assistance of comprehensive planning consultant Hanna:Keelan Associates, P.C., the City of Beloit conducted numerous public participation and outreach activities including but not limited to a citizen survey, community meetings and workshops, and meetings with individuals; and

WHEREAS, the Planning Commission has proposed a new comprehensive plan, titled City of Beloit Comprehensive Plan, to include sections regarding the Beloit Planning Process; Community Planning Goals & Action Steps; Population, Income & Economic Profile; Land Use, Growth & Redevelopment; Public Facilities, Utilities, & Transportation; Community & Economic Development Profile & Plan; Energy Element; and Beloit Citizen Survey Results; and

WHEREAS, the City of Beloit Comprehensive Plan includes data in text and charts

regarding existing community conditions and projections and forecasts regarding future community conditions; and

WHEREAS, the City of Beloit Comprehensive Plan includes maps of future plans regarding land use, transportation, community facilities, parks and recreation, and community character; and

WHEREAS, proper notice was published in the official City newspaper once at least twenty (20) days prior to the public hearing on the proposed City of Beloit Comprehensive Plan; and

WHEREAS, proper written notice dated April 1, 2015, was provided to the county and townships affected, of the city's intent to extend the planning area into the county; and

WHEREAS, the Planning Commission held a public hearing on the City of Beloit Comprehensive Plan on May 12, 2015 at which public comments were encouraged; and

WHEREAS, on May 12, 2015 the Planning Commission adopted Resolution PC-15-01, titled "A Resolution Adopting the Comprehensive Plan for the City of Beloit, Kansas Replacing in its Entirety the Existing Comprehensive Plan for the City of Beloit,"; and

WHEREAS, proper written notice dated May 15, 2015, was provided to the county and townships affected, of the city's intent to extend the planning area into the county; and

WHEREAS, a certified copy of the Comprehensive Plan, adopted by the Planning Commission, together with written summaries of the Public Hearing thereon held by the Planning Commission on May 12, 2015, have been submitted to the Governing Body; and

WHEREAS, pursuant to K.S.A. 12-747(b), upon receipt of the Planning Commission's recommendation to adopt a comprehensive plan, the Governing Body of the City considered the Planning Commission's recommendation at its June 16, 2015 meeting and voted to return the same to the Planning Commission for further consideration together with a statement specifying the basis for the Governing Body's failure to approve; and

WHEREAS, pursuant to K.S.A. 12-747(b), upon receipt of the Governing Body's statement specifying the basis for its failure to approve, the Planning Commission, at its July 14, 2015 meeting voted to submit new and amended recommendations to the Governing Body; and

WHEREAS, pursuant to K.S.A. 12-747(b), upon receipt of the Planning Commission's new and amended recommendations to adopt a comprehensive plan, the Governing Body of the City has considered the Planning Commission's recommendation and does hereby take the following action upon such recommendation;

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

Section 1: The Governing Body of the City of Beloit, Kansas, hereby adopts the Comprehensive Plan. Said Comprehensive Plan shall be known as the "Comprehensive Plan of the City of Beloit dated July 2015."

Section 2: There is hereby incorporated herein by reference the City of Beloit Comprehensive Plan dated July 2015, prepared, compiled, published and promulgated by Hanna:Keelan Associates, P.C., and adopted by the Planning Commission of the City of Beloit on May 12, 2015 in its Resolution PC-15-01, and amended by the Planning Commission at its July 14, 2015 meeting, and adopted by the Governing Body on July 21, 2015, as set forth in Section 1 of this ordinance, in code form as that term is defined in K.S.A. 12-3301(c), such incorporation by reference being authorized by K.S.A. 12-3009 to and including 12-3012.

Not less than three (3) copies of this Ordinance No. 2168, to each of which shall be attached a copy of the City of Beloit Comprehensive Plan dated July 2015, marked or stamped as "official copy as incorporated by Ordinance No. 2168," shall be filed with the City Clerk to be open to inspection and available to the public at all reasonable business hours. All departments of the City charged with enforcement of the Comprehensive Plan shall be supplied at the cost of the City such number of official copies of such ordinance as may be deemed expedient.

Section 3: The City of Beloit Comprehensive Plan dated July 2015 replaces in its entirety the Comprehensive Plan dated March 15, 1994 approved by Ordinance 1755. Ordinance 1755 is hereby repealed.

Section 4: This Ordinance shall take effect and be in full force from and after its passage and one publication in the official city newspaper.

PASSED and ADOPTED by the Governing Body and signed by the Mayor this 21st day of July, 2015.

Tom Naasz

Tom Naasz, Mayor

ATTEST:

Amanda J. Lomax

Amanda J. Lomax, City Clerk