

**CITY OF OLATHE, KANSAS**  
**NOTICE OF HEARING ON REZONING**  
**RZ20-0009**

**NOTICE** is hereby given that the **PLANNING COMMISSION OF THE CITY OF OLATHE, KANSAS**, will hold a Public Hearing at its regular meeting in the Council Chamber of City Hall, 100 E. Santa Fe, Olathe, Kansas, on the 9<sup>th</sup> day of November 2020, at 7:00 PM, at which time and place you may be heard in regard to the Rezoning.

**PARTICIPATION:** If the public health issues related to COVID-19 and social distancing continue, the City of Olathe will also provide a medium of interactive communication for the public to participate through Zoom. If Zoom is utilized, instructions regarding public participation will be posted on the City of Olathe website one week prior to the meeting and will be placed on the November 9, 2020 Planning Commission Agenda.

You are encouraged to call or email the Planning Division with any comments or questions prior to the date of the public hearing. The Planning Division will provide all comments and questions received to the Planning Commission, and the comments will be made part of the record for City Council. The Planning Division may be reached at 913-971-8750 or [PlanningContact@Olatheks.org](mailto:PlanningContact@Olatheks.org).

This public hearing is being held in regard to the Rezoning of the following described property situated in the City of Olathe, Johnson County, Kansas:

PART OF LOT 2, SUNNYBROOK, A SUBDIVISION IN THE CITY OF OLATHE, JOHNSON COUNTY, KANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 2, SUNNYBROOK, A SUBDIVISION IN THE CITY OF OLATHE, JOHNSON COUNTY, KANSAS; THENCE S 87°41'10" W, ALONG THE SOUTH LINE OF SAID LOT 2, SUNNYBROOK AND ALSO ALONG THE NORTH LINE OF LOT 1, SUNNYBROOK, A DISTANCE OF 610.00 FEET TO THE NORTHWEST CORNER OF SAID LOT 1, SUNNYBROOK; THENCE S 02°15'48" E, ALONG THE WEST LINE OF SAID LOT 1, SUNNYBROOK AND ITS EXTENSION THEREOF, A DISTANCE OF 270.00 FEET TO A CORNER ON THE SOUTH LINE OF SAID LOT 2, SUNNYBROOK, SAID CORNER ALSO BEING ON THE NORTH RIGHT-OF-WAY LINE OF 119<sup>TH</sup> STREET, AS PLATTED; THENCE S 87°41'10" W, ALONG THE SOUTH LINE OF SAID LOT 2, SUNNYBROOK AND THE NORTH RIGHT-OF-WAY LINE OF SAID 119<sup>TH</sup> STREET, A DISTANCE OF 49.71 FEET; THENCE N 02°18'50" W A DISTANCE OF 438.82 FEET; THENCE N 38°14'51" W A DISTANCE OF 361.94 FEET TO A POINT ON THE SOUTHEASTERLY LINE OF LOT 1, OLATHE ELEMENTARY SCHOOL NO. 35, A SUBDIVISION IN THE CITY OF OLATHE, JOHNSON COUNTY, KANSAS; THENCE N 51°45'09" E, ALONG THE SOUTHEASTERLY LINE OF SAID LOT 1, OLATHE ELEMENTARY SCHOOL NO. 35 AND ITS EXTENSION THEREOF, A DISTANCE OF 753.59 FEET; THENCE S 65°50'12" E A DISTANCE OF 115.88 FEET; THENCE

SOUTHEASTERLY, ON A CURVE TO THE LEFT HAVING A RADIUS OF 174.00 FEET, FOR A DISTANCE OF 80.25 FEET; THENCE N 87°44'20" E A DISTANCE OF 81.77 FEET TO A POINT ON THE EAST LINE OF SAID LOT 2, SUNNYBROOK, SAID POINT ALSO BEING ON THE WEST RIGHT-OF-WAY LINE OF LONE ELM ROAD, AS PLATTED; THENCE S 02°15'48" E, ALONG THE EAST LINE OF SAID LOT 2, SUNNYBROOK AND THE WEST RIGHT-OF-WAY LINE OF SAID LONE ELM ROAD, A DISTANCE OF 834.13 FEET TO THE POINT OF BEGINNING, CONTAINING 13.48202 ACRES, MORE OR LESS.

**AND**

LOT 1, SUNNYBROOK, A SUBDIVISION IN THE CITY OF OLATHE, JOHNSON COUNTY, KANSAS, CONTAINING 1.86800 ACRES, MORE OR LESS.

**AND**

PART OF LOT 2, SUNNYBROOK, A SUBDIVISION IN THE CITY OF OLATHE, JOHNSON COUNTY, KANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 2, SUNNYBROOK, A SUBDIVISION IN THE CITY OF OLATHE, JOHNSON COUNTY, KANSAS; THENCE N 02°15'48" W, ALONG THE EAST LINE OF SAID LOT 2 AND THE WEST RIGHT-OF-WAY LINE OF LONE ELM ROAD, AS PLATTED, A DISTANCE OF 834.13 FEET TO THE TRUE POINT OF BEGINNING; THENCE S 87°44'20" W A DISTANCE OF 81.77 FEET; THENCE NORTHWESTERLY, ON A CURVE TO THE RIGHT HAVING A RADIUS OF 174.00 FEET, FOR A DISTANCE OF 80.25 FEET; THENCE N 65°50'12" W A DISTANCE OF 115.88 FEET; THENCE N 51°45'09" E A DISTANCE OF 324.99 FEET TO A POINT ON THE EAST LINE OF SAID LOT 2, SAID POINT ALSO BEING ON THE WEST RIGHT-OF-WAY LINE OF SAID LONE ELM ROAD; THENCE S 02°15'48" E, ALONG THE EAST LINE OF SAID LOT 2 AND THE WEST RIGHT-OF-WAY LINE OF SAID LONE ELM ROAD, A DISTANCE OF 260.71 FEET TO THE TRUE POINT OF BEGINNING, CONTAINING 0.88225 ACRES, MORE OR LESS.

**AND**

PART OF THE SE¼ OF SECTION 15, T13S, R23E OF THE SIXTH PRINCIPAL MERIDIAN, IN THE CITY OF OLATHE, JOHNSON COUNTY, KANSAS, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF THE SE¼ OF SECTION 15, T13S, R23E OF THE SIXTH PRINCIPAL MERIDIAN, IN THE CITY OF OLATHE, JOHNSON COUNTY, KANSAS; THENCE S 87°41'10" W, ALONG THE SOUTH LINE OF SAID SE¼, A DISTANCE OF 202.60 FEET TO THE TRUE POINT OF BEGINNING; THENCE CONTINUING S 87°41'10" W, ALONG THE SOUTH LINE OF SAID SE¼, A DISTANCE OF 457.40 FEET TO A CORNER ON THE SOUTHERLY LINE OF SUNNYBROOK, A SUBDIVISION IN THE CITY OF OLATHE, JOHNSON COUNTY,

KANSAS; THENCE N 02°15'48" W, ALONG THE EAST LINE OF LOT 2, SUNNYBROOK AND ITS EXTENSION THEREOF, A DISTANCE OF 190.47 FEET TO THE SOUTHWEST CORNER OF LOT 1, SUNNYBROOK; THENCE N 87°41'10" E, ALONG THE SOUTH LINE OF SAID LOT 1, A DISTANCE OF 457.40 FEET TO A CORNER OF THE SOUTHERLY LINE OF SAID LOT 1; THENCE S 02°15'48" E A DISTANCE OF 190.47 FEET TO THE TRUE POINT OF BEGINNING, CONTAINING 2.00002 ACRES, MORE OR LESS.

**Owners Request Change from:** CP-2 (Planned General Business), R-4 (Residential Medium-Density Multifamily), AG (Agricultural), and CTY RUR (County Rural) Districts to C-2 (Community Center) District

**Location or Vicinity:** W. 119<sup>th</sup> Street & Lone Elm Road

If, however, a protest against such rezoning be filed in the office of the City Clerk within fourteen (14) days after the date of the conclusion of the Public Hearing pursuant to said publication notice, duly signed and acknowledged by the Owners of twenty (20) percent of the total area, excepting public streets and ways, located within two hundred (200) feet, within the city limits, or one thousand (1,000) feet, within the unincorporated area, of property proposed to be Rezoned, such rezoning shall not be passed except by at least three-fourths (3/4) vote of all of the members of the City Council.

This Notice shall be published once in the official City Newspaper at least twenty (20) days prior to the date of said Public Hearing.

**DATED** this 2<sup>nd</sup> day of October 2020.

**OLATHE CITY PLANNING COMMISSION**

BY Aimee E. Nassif, AICP  
Secretary

**ATTEST:**

/s/ Brenda Long  
City Clerk

(Seal)