

*(Summary Published in the Leavenworth Times on July 17, 2020)*

**ORDINANCE NO. 8131**

**AN ORDINANCE ALLOWING A SPECIAL USE FOR A TWO-FAMILY DWELLING IN A R1-6 ZONING DISTRICT LOCATED AT 625 PAWNEE STREET IN THE CITY OF LEAVENWORTH, KANSAS.**

**WHEREAS**, under the 2016 Development Regulations of the City of Leavenworth, Kansas, the Governing Body of the City of Leavenworth is given the power to locate special uses in each zoning district by ordinance within said City; and

**WHEREAS**, the City Planning Commission, after fully complying with the requirements of the Ordinances of the City of Leavenworth, Kansas, held a public hearing on the 1<sup>st</sup> day of June, 2020 in the Commission Room, 1<sup>st</sup> Floor of City Hall, 100 N. 5<sup>th</sup> Street, Leavenworth, Kansas, the official date and time set as was published in the Leavenworth Times newspaper and mailed to all property owners within 200 feet of the said property on the 8<sup>th</sup> day of May 2020; and

**WHEREAS**, upon a motion made, duly seconded, and passed, the City Planning Commission adopted findings of fact and recommended approval of the request for a two-family dwelling in a R1-6 zoning district located at 625 Pawnee Street with the condition a covered porch shall be added to the front of the dwelling, Leavenworth, Kansas.

**WHEREAS**, upon a roll call vote duly passed, the Governing Body adopted the findings of fact and conclusions to allow special use for a two-family dwelling for the property described herein.

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAVENWORTH, KANSAS:**

**Section 1.** That a special use permit be issued with the condition a covered porch shall be added to the front of the dwelling (or with the condition listed above) for a two-family dwelling on the following described property:

Tract 1 The West half of Lot Twenty-one (21) in Block Ninety-five (95) in Day and Macaulay's Subdivision of the City of Leavenworth, as same would appear if the plat of Leavenworth City Proper, Block 95 were continued West on the same scale as now to the East line of Seventh Street, more particularly described as follows: Beginning at a point Ninety-six (96) feet East from the Southeast corner of Seventh and Pawnee Street, running thence East Twelve (12) feet, thence South one hundred thirty-two (132) feet, thence West Twelve (12) feet; thence North one hundred thirty-two (132) feet to the point of beginning. Also, Commencing Seventy-two (72) feet East from the Southeast corner of Seventh and Pawnee Streets, thence East Twenty-four (24) feet, thence South one hundred thirty-two (132) feet, thence West Twenty-four (24) feet, thence North one hundred thirty-two (132) feet to the point of beginning, said ground would be Lot Twenty (20) in Block Ninety-five (95) in Day and Macaulay's Subdivision of the City of Leavenworth, if said ground was platted and laid out into lots, making a tract 36 feet by 132 feet, less that part in street,

roads or public rights of way. Tract II A part of Block 95 in Day and Macaulay's Subdivision of the City of Leavenworth, as described as follows, to-wit: Commencing at a point on the South line of Pawnee Street, 108 feet East from the Northwest corner of Block 95, Day and Macaulay's Subdivision of the City of Leavenworth; thence East on the South line of Pawnee Street, 36 feet to a point; thence South parallel to Seventh Street, 132 feet to a point, thence West parallel to Pawnee Street, 36 feet to a point; thence North parallel to Seventh Street, 132 feet to a point and the place of beginning. Reference being made to a plat of said Day and Macaulay's Subdivision and to Survey of the above tract of July, 1985, all in Leavenworth County, Kansas, said ground would be Lot 22 and the East half of Lot 21, in said Block 95, Day and Macaulay's Subdivision, of the City of Leavenworth, if ground was platted and laid out into lots. **And more commonly known as 625 Pawnee Street, Leavenworth, Kansas.**

**Section 2:** That this Ordinance shall take effect and be in force from and after its passage by the Governing Body, and its publication once in the official City newspaper.

**PASSED AND APPROVED** by the Leavenworth City Commission of the City of Leavenworth, Kansas on this 14<sup>th</sup> day of July 2020.

/s/ Myron J. "Mike" Griswold  
Myron J. "Mike" Griswold, Mayor

{Seal}

ATTEST:

/s/ Carla K. Williamson  
Carla K. Williamson, CMC, City Clerk