

ORDINANCE NO. 2023-02

AN ORDINANCE ANNEXING PROPERTY INTO THE CITY OF CANEY, KANSAS PURSUANT TO K.S.A. 12-520.

WHEREAS, on March 24, 2023, the owner of the real property described herein executed a PETITION FOR AND CONSENT TO ANNEXATION of said real property into the City of Caney, Kansas; and

WHEREAS, the real property already adjoins the existing city limits of the City of Caney; and

WHEREAS, the Governing Body of the City of Caney finds it advisable to annex said real property into the corporate limits of the City of Caney pursuant to K.S.A. 12-520(a)(2).

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

Section 1. That the following described real property, situated in Montgomery County, Kansas, be and is hereby annexed and made a part of the City of Caney, Kansas, effective upon publication of a summary of this Ordinance, with zoning classifications as designated:

A portion of the SE/4 of the NW/4 of Section 13, Township 35 South, Range 13 East of the 6th P.M. and Lots 12, 13, 14 and 15, and a portion of Lot 11, Block 2; all of Blocks 3, 4, 5 and 11, Stones Addition to the City of Caney, Montgomery County, Kansas, being more particularly described as follows: Commencing at the Northwest corner of the SE/4 of the NW/4 of said Section 13; thence N 89°28'54" E along the North line of said SE/4 of the NW/4, which is the Basis of Bearings, a distance of 16 feet to a point on the East line of an alley, which is the Point of Beginning; thence continuing N 89°28'54" E along the North line of said SE/4 of the NW/4 a distance of 321.91 feet to the West line of a tract of land described in the Montgomery County Register of Deeds Office at Book 377, Page 233; thence S 00°43'59" E a distance of 85.85 feet to the Southwest corner of said tract of land; thence N 89°29'42" E a distance of 200 feet to the Southeast corner of said tract of land; thence N 00°43'59" W a distance of 85.90 feet to a point on the North line of the aforementioned NE/4 of the NW/4, which is the Northeast corner of said tract of land; thence N 89°28'54" E along the North line of said SE/4 of the NW/4 a distance of 76.88 feet to a point which is 614.79 feet East of the Northwest corner of said SE/4 of the NW/4; thence S 01°09'08" E a distance of 451.35 feet to a point on the South line of Lot 11, Block 2, Stone's Addition to Caney, Kansas which is 95.43 feet East of the Northerly projection of the West right of way line of South Fawn Street; thence S 89°05'59" W along the South line of said Block 2 a distance of 95.43 feet to said Northerly projection of the West right of way line of South Fawn Street; thence S 01°13'08" E along said West right of way line of South Fawn Street a distance of 454.99 feet to the centerline of vacated Eleventh Street; thence S 89°06'06" W along said centerline


of vacated Eleventh Street a distance of 334.28 feet to the centerline of vacated South Foreman Avenue; thence S 01°17'16" E along said centerline of vacated South Foreman Avenue a distance of 381 feet to the Easterly projection of the South line of Block 11, Stone's Addition to Caney, Kansas; thence S 89°06'05" W along said South line of Block 11 and its projection a distance of 175.69 feet to the West line of the aforementioned SE/4 of the NW/4 of Section 13; thence N 01°37'61" W along said West line of the SE/4 of the NW/4 a distance of 994.02 feet to the Northwest corner of the vacated alley along the North side of Block 3, Stone's Addition to Caney, Kansas; thence N 89°06'56" E along the North line of said vacated alley a distance of 16 feet to the Southeast corner of an alley; thence N 01°37'51" W along the East line of said alley a distance of 297.37 feet to the point of beginning; LESS AND EXCEPT: Commencing at the Southeast corner of Lot 3, Block 14, St John's Addition to the City of Caney; thence S 89°17'24" W, along the South line of said Lot 3, a distance of 20.58 feet to the Point of Beginning; thence S 00°43'59" E, along a portion of a tract of land described in Deed Book 428 at Page 167, a distance of 80.81 feet to a fence line; thence S 89°25'18" W, along said fence line, a distance of 114.90 feet to the East right of way line of Foreman Street; thence N 03°31'24" W, along said East right of way line, a distance of 80.64 feet to the Southwest corner of aforementioned Lot 3, Block 14; thence N 89°17'24' E, along the South line of said Lot 3, a distance of 118.82 feet to the Point of Beginning.

Section 2. That all of the property shall be assigned a zoning classification of I-1 (Industrial District).

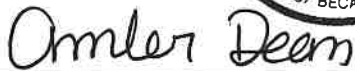
Section 3. This Ordinance shall be effective from and after its publication in the official city newspaper.

PASSED AND APPROVED by the Governing Body of the City of Caney, Kansas on this 3 day of April 2023.




Joshua Elliott, Mayor

ATTEST:



Amber Dean, City Clerk