

**ORDINANCE NO. 1644**

**AN ORDINANCE REZONING A PORTION OF THE OF THE NORTH EAST QUARTER OF SECTION TWELVE (12), TOWNSHIP EIGHT (8) SOUTH, RANGE THIRTY-FOUR (34) WEST OF THE 6<sup>TH</sup> PRINCIPAL MERIDIAN, IN THOMAS COUNTY, KANSAS.**

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

**SECTION 1.** Pursuant to the Public Hearing held by the Colby-Thomas County Metropolitan Area Planning Commission as required by law, the following described real estate within the City of Colby, Kansas is hereby changed from R-1 (Single Family Dwelling District) as defined by Section 21-103, Zoning Ordinance of 2013, as incorporated by Ordinance No. 1527, to C-2(Neighborhood Commercial District) as defined by Section 21-110, Zoning Ordinance of 2013, as incorporated by Ordinance No. 1527. Said real estate is described as follows, to-wit:

Stithem – Davis Tree Farm, LLC, owners of property.

**LEGAL DESCRIPTION:**

A TRACT OF LAND IN THE NORTHEAST QUARTER OF SECTION 12, TOWNSHIP 08 SOUTH, RANGE 34 WEST OF THE SIXTH PRINCIPAL MERIDIAN, THOMAS COUNTY, KANSAS.

COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 12, TOWNSHIP 08 SOUTH, RANGE 34 WEST OF THE SIXTH PRINCIPAL MERIDIAN, THOMAS COUNTY, KANSAS; THENCE NORTH 02°06'45" EAST ALONG THE EAST LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF 235.12 FEET; THENCE LEAVING SAID EAST LINE NORTH 87°30'39" WEST, A DISTANCE OF 101.01 FEET TO THE WEST RIGHT-OF-WAY LINE OF SOUTH RANGE AVENUE/K-25 HIGHWAY AND THE POINT OF BEGINNING; THENCE LEAVING SAID WEST RIGHT-OF-WAY LINE AND CONTINUING NORTH 87°30'39" WEST, A DISTANCE OF 398.44 FEET; THENCE NORTH 02°10'08" EAST, A DISTANCE OF 300.00 FEET; THENCE SOUTH 87°30'39" EAST, A DISTANCE OF 397.13 FEET TO THE WEST RIGHT-OF-WAY-LINE OF SOUTH RANGE AVENUE/K-25 HIGHWAY; THENCE SOUTH 01°55'02" WEST ALONG SAID WEST RIGHT-OF-WAY LINE, A DISTANCE OF 300.00 FEET TO THE POINT OF BEGINNING.

SAID TRACT CONTAINING 2.74 ACRES, MORE OR LESS, SUBJECT TO ANY AND ALL EASEMENTS, RESERVATIONS, RESTRICTIONS, AND CONVEYANCES OF RECORD.

**SECTION 2.** This Ordinance shall take effect and be in force from and after its passage and publication in the official city newspaper.

**PASSED BY THE GOVERNING BODY AND SIGNED BY THE MAYOR**  
the 15<sup>th</sup> day of March, 2022.

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Gary L. Adrian, Mayor

ATTEST:

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Joni L. Ketchum, City Clerk