

**ORDINANCE NUMBER 19-11000**

**AN ORDINANCE AMENDING ORDINANCE NUMBER 8526, CODIFIED AS CHAPTER 42 OF THE SALINA CODE, AND THE ZONING DISTRICT MAP OF THE CITY OF SALINA, KANSAS BY REZONING AND PRESCRIBING THE PROPER USES OF CERTAIN PROPERTY WITHIN THE CITY.**

**BE IT ORDAINED** by the Governing Body of the City of Salina, Kansas:

**Section 1. Findings.** In relation to the following described real estate:

Lot 1, Block 1 of the Replat of Block 30 and Lots 1-5, Block 33 of Key Acres 2<sup>nd</sup> Addition to the City of Salina, Saline County, Kansas. (the “Property”)

the Governing Body makes the following findings:

1. All conditions precedent for the amendment of the City’s Zoning District Map and the rezoning of the Property have been timely met;
2. Because of its location along the South 9<sup>th</sup> Street corridor, this site is more suitable for service commercial development than residential use;
3. The Property has been used as a pre-existing nonconforming commercial parking lot serving the Starlite Skate Center since 1963;
4. The Property is adjacent to commercial development tracts on the north and east and a change in C-5 zoning would be compatible with the existing development pattern on both the east and west sides of the South 9<sup>th</sup> Street corridor;
5. The requested C-5 zoning would not be incompatible with adjacent residential property if adequate buffers are provided;
6. The Property has access to existing public utilities already serving commercial properties along the South 9<sup>th</sup> Street corridor;
7. The Property already has full access off of Market Place; and
8. The requested zoning change is supported by the Comprehensive Plan and the Future Land Use Plan map for this portion of the South 9<sup>th</sup> Street corridor.

**Section 2. Amendment. DISTRICT “C-5”. SERVICE COMMERCIAL.** The Zoning District Map of the City of Salina, Kansas is amended to rezone the Property as part of **DISTRICT ”C-5” SERVICE COMMERCIAL.**

**Section 3. Repealer.** All prior ordinances relating to the Property are repealed to the extent they are in conflict with this ordinance.

**Section 4. Summary of ordinance for publication.** This ordinance shall be in full force and effect from and after its adoption and publication once by summary in the official city newspaper.

Ordinance No. 19-11000 Summary

On May 6, 2019, the City Commission passed Ordinance No. 19-11000. The ordinance changes the zoning district classification of property located south of the Starlite Skate Center at 2661 Market Place from R-3 (Multi-Family Residential) to C-5 (Service Commercial) to create an expanded commercial development site on the east side of Market Place south of Belmont Boulevard. A complete copy of the Ordinance can be found at [www.salina-ks.gov](http://www.salina-ks.gov) or in the office of the City Clerk, 300 W. Ash, free of charge. This summary is certified by the City's legal counsel.

Introduced: April 22, 2019

Passed: May 6, 2019

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Trent W. Davis, M.D., Mayor

[SEAL]  
ATTEST:

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Shandi Wicks, CMC, City Clerk

The publication summary set forth above is certified this \_\_\_\_\_ day of May, 2019.

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Greg A. Bengtson, City Attorney