

(Published in the Oxford Register, March 17th, 2005)1t

ORDINANCE NO. 259

AN ORDINANCE PROVIDING FOR THE OXFORD PLANNING COMMISSION
TO SERVE AS THE OXFORD BOARD OF ZONING APPEALS

Whereas the Kansas State Statutes authorize cities to appoint a Planning Commission and a Board of Zoning Appeals and previously the City of Oxford had created both a Planning Commission and a Board of Zoning Appeals and now pursuant to KSA 12-759 the City is hereby disbanding the previously designated Board of Zoning Appeals and transferring all prior powers and duties thereof to the Planning Commission for the City of Oxford.

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

SECTION 1

Section 103 of Article 1 of Chapter XVI of the Oxford City Code is hereby amended to read as follows:

"Powers, Duties. The powers and duties of the Planning Commission shall be as established by the Kansas Statutes Annotated. The Planning Commission shall also be the Board of Zoning Appeals for the City of Oxford."

SECTION 2

ARTICLE XXX of the Zoning Ordinance for the City of Oxford is hereby amended as follows:

Section 1 is hereby amended to read as follows:

"**SECTION 1. BOARD OF ZONING APPEALS ESTABLISHED:** A Board of Zoning Appeals is hereby established. As provided by KSA 12-759 the Planning Commission is hereby designated as The Board of Zoning Appeals. All references herein to the Board of Zoning Appeals or "Board" shall be understood to mean the Planning Commission acting in its capacity as the Board of Zoning Appeals."

Section 2 is hereby amended to read as follows:

"**SECTION 2. ELECTION OF OFFICERS:** The Chairperson of the Planning Commission shall also preside over the proceedings wherein the Planning Commission is functioning as the Board of Zoning Appeals. The Planning Commission may appoint a secretary for the purpose of maintaining records of Appeal proceedings. Said secretary may be a member or a City officer or employee of the City."


Except as otherwise indicated herein all remaining sections of Article XXX as previously enacted shall remain in full force and effect.

SECTION 3

This ordinance shall take effect and be in force from and after its passage and approval and after its publication in the official city newspaper, as provided by law. Upon its publication the members of the previously existing Board of Zoning Appeals shall be released from any further responsibility or authority.

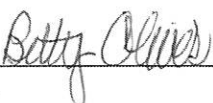
PASSED by the Council this 8th day of March, 2005.

APPROVED by the Mayor.


Mayor

(SEAL)

Attest:


City Clerk

Form Approved:


City Attorney

AFFIDAVIT OF PUBLICATION

**STATE OF KANSAS,
SUMNER COUNTY**

SS:

Shayleen Casteel,

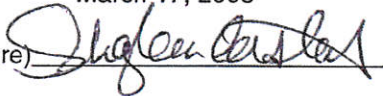
being first duly sworn, deposes and says:
That she is editor of **THE OXFORD REGISTER**, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Sumner County, Kansas with a general paid circulation on a yearly basis in Sumner County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper has been published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted to the post office of Belle Plaine, Kansas in said County as periodical class matter.

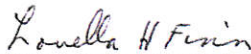
That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for one week only, that publication thereof being made on the date of:

March 17, 2005

(signature)



Subscribed and sworn to before me this 18th day of March, 2005.



Notary Public

Printer's Fee	\$67.10
Additional Copies	\$ 0.00
Total	\$67.10

LEGAL NOTICE

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

SECTION 1

Section 103 of Article I of Chapter XVI of the Oxford City Code is hereby amended to read as follows:

"Powers, Duties. The powers and duties of the Planning Commission shall be as established by the Kansas Statutes Annotated. The Planning Commission shall also be the Board of Zoning Appeals for the City of Oxford."

SECTION 2

ARTICLE XXX of the Zoning Ordinance for the City of Oxford is hereby amended as follows:

Section 1 is hereby amended to read as follows:

"SECTION 1. BOARD OF ZONING APPEALS ESTABLISHED: A Board of Zoning Appeals is hereby established. As provided by KSA 12-759 the Planning Commission is hereby designated as The Board of Zoning Appeals. All references herein to the Board of Zoning Appeals or "Board" shall be understood to mean the Planning Commission acting in its capacity as the Board of Zoning Appeals."

Section 2 is hereby amended to read as follows:

"SECTION 2. ELECTION OF OFFICERS: The Chairperson of the Planning Commission shall also preside over the proceedings wherein the Planning Commission is functioning as the Board of Zoning Appeals. The Planning Commission may appoint a secretary for the purpose of maintaining records of Appeal proceedings. Said secretary maybe a member or a City officer or employee of the City."

Except as otherwise indicated herein all remaining sections of Article XXX as previously enacted shall remain in full force and effect.

SECTION 3

This ordinance shall take effect and be in force from and after its passage and approval and after its publication in the official city newspaper, as provided by law. Upon its publication the members of the previously existing Board of Zoning Appeals shall be released from any further responsibility or authority.

PASSED by the Council this 8th day of March, 2005.

APPROVED by the Mayor.

Del Parsons, Mayor

(seal)

Form Approved:

Betty Oliver, City Clerk
Kerwin L. Spencer, City Attorney

