

**Resolutions**

**And**

**Ordinances**

**CERTIFICATION OF THE ANNUAL AMENDMENTS TO THE  
2011 COMPREHENSIVE PLAN  
CITY OF OVERLAND PARK, KANSAS**

I, (s) Janie Thacker as Chairperson of the Overland Park Planning

Janie Thacker

Commission do hereby certify that such attached documents are a true and accurate statement of the Planning Commission's recommendations for the Annual Amendments to the proposed 2011 Comprehensive Plan. These Annual Amendments to the proposed 2011 Comprehensive Plan are being recommended to the Overland Park Governing Body for adoption. The Overland Park Planning Commission adopted these attached recommendations as Annual Amendments to the 2011 Comprehensive Plan by Resolution No. 106 on the 14<sup>th</sup> day of November, 2011.

**PLANNING COMMISSION RESOLUTION NO. 106**

**A RESOLUTION ADOPTING THE ANNUAL AMENDMENTS  
TO THE 2011 COMPREHENSIVE PLAN**

WHEREAS, the City of Overland Park, Kansas, has determined a need to update the Comprehensive Plan of the City.

WHEREAS, the provisions of K.S.A. 12-747 were followed and addressed, and

WHEREAS, Annual Amendments to the proposed 2011 Comprehensive Plan were prepared for review by the Overland Park Planning Commission in accordance with K.S.A. 12-747, and

WHEREAS, a public hearing was held on November 14, 2011, to consider all of the Annual Amendments to the proposed 2011 Comprehensive Plan, as required by the provisions of K.S.A. 12-747, and

WHEREAS, the Overland Park Planning Commission is recommending to the Governing Body the adoption of the Annual Amendments to the proposed 2011 Comprehensive Plan in accordance with K.S.A. 12-747.

NOW THEREFORE BE IT RESOLVED, that the Planning Commission of the City of Overland Park, Kansas, hereby adopts the Annual Amendments to the proposed 2011 Comprehensive Plan incorporating within that Amended Comprehensive Plan all approved revisions to the text and maps that:

1. Update the Plan Implementation text (see also below).
2. Include map changes reflected on the 2011 Future Development Plan, 2011 Future Parks Plan, 2011 Greenway Linkages Plan for Northern Overland Park, 2011 Greenway Linkages Plan for Southern Overland Park, Street Network Map/Official Street Map (2011), 2011 Community and Neighborhood Boundaries Map, 2011 Community and Neighborhood Facilities Map, 2011 Bike Route Plan, and 2011 Public Art Master Plan (see also below).

- a. A number of compliance changes which reflect past zoning, special use permit or other development plan approvals are proposed this year. Several suggested changes to the plan maps including the Future Development Plan, Future Parks Plan, Greenway Linkages Plan for Northern Overland Park, Greenway Linkages Plan for Southern Overland Park, Bike Route Plan, and Street Network/Official Street Map, which is the base map for the Future Development Plan and Bike Route Plan, are also proposed. All changes are identified in the Future Development Plan section of the Plan Implementation text.
  - b. Suggested changes include:
    - 1) Adding a note on the Future Development Plan referring to the Morse Study Area Land Use Goals.
    - 2) Adding a greenway linkage on the south side of Merriam Drive from Goddard to the eastern city limits to provide a connection to the trail system in Kansas City, Kansas.
3. Update the Study Areas section of the Plan Implementation text to include:
    - a. Study Area No. 2011-1 – a three-square mile area in southwest Overland Park (Morse Study Area).
  4. Update three Comprehensive Plan Elements:
    - a. Transportation
    - b. Economic Profile
    - c. Neighborhoods

This resolution, together with a certified copy of the Annual Amendments to the proposed 2011 Comprehensive Plan and a written summary of the Planning Commission Public Hearings, shall be submitted to the Governing Body pursuant to K.S.A. 12-747.

ADOPTED by the Planning Commission of the City of Overland Park, Kansas, this 14th day of November, 2011.

(s) Janie Thacker

Janie Thacker, Chairperson

ATTEST:

(s) Jack Messer

Jack Messer, Planning Commission Secretary

APPROVED AS TO FORM:

(s) Stephen B. Horner

Stephen B. Horner, Senior Assistant City Attorney

**ORDINANCE NO. OPCP-2916**

**AN ORDINANCE ADOPTING THE OVERLAND PARK, KANSAS, 2011 COMPREHENSIVE PLAN AND REPEALING CITY OF OVERLAND PARK ORDINANCE NO. OPCP-2868**

WHEREAS, the Planning Commission of the City of Overland Park has previously adopted and amended the Comprehensive Plan for the City pursuant to the authority granted by Kansas statutes, and

WHEREAS, pursuant to K.S.A. 12-747, the Comprehensive Plan adopted by the Planning Commission and any current amendments must be adopted by the Governing Body prior to its becoming effective, and

WHEREAS, a certified copy of the Comprehensive Plan, 2011 Amendments adopted by the Planning Commission, together with written summaries of the Public Hearing thereon held by the Planning Commission on Monday, November 14, 2011, have been submitted to the Governing Body.

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

SECTION 1. The Governing Body of the City of Overland Park, Kansas, hereby adopts the Comprehensive Plan, 2011 Amendments. Incorporated within that Amended Comprehensive Plan are all approved revisions to the texts and maps, including the Plan Implementation, Plan Elements, Goals for Overland Park, and Planning Commission Research Topics texts, Future Development Plan, Future Parks Plan, Greenway Linkages Plan for Northern Overland Park, Greenway Linkages Plan for Southern Overland Park, Street Network Map, Community and Neighborhood Boundaries Map, Community and Neighborhood Facilities Map, Bike Route Plan and Public Art Master Plan.

A copy of the Comprehensive Plan, 2011 Amendments is attached to this ordinance (Exhibit A). The Comprehensive Plan, 2011 Amendments was adopted by the Planning Commission in its Resolution No. 106 dated November 14, 2011, and incorporated into this Ordinance No. OPCP-2916

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dated December 5, 2011, and are made a part hereof within that Amended Comprehensive Plan.

The adopted Comprehensive Plan, 2011 Amendments modifies the Plan in the following areas:

1. Updates the Plan Implementation text (see also below).
2. Includes map changes reflected on the 2011 Future Development Plan, 2011 Future Parks Plan, 2011 Greenway Linkages Plan for Northern Overland Park, 2011 Greenway Linkages Plan for Southern Overland Park, Street Network Map/Official Street Map (2011), 2011 Community and Neighborhood Boundaries Map, 2011 Community and Neighborhood Facilities Map, 2011 Bike Route Plan, and 2011 Public Art Master Plan (see also below).
  - a. A number of compliance changes which reflect past zoning, special use permit or other development plan approvals are proposed this year. Several suggested changes to the plan maps including the Future Development Plan, Future Parks Plan, Greenway Linkages Plan for Northern Overland Park, Greenway Linkages Plan for Southern Overland Park, Bike Route Plan, and Street Network/Official Street Map, which is the base map for the Future Development Plan and Bike Route Plan, are also proposed. All changes are identified in the Future Development Plan section of the Plan Implementation text.
  - b. Suggested changes include:
    - 1) Adding a note on the Future Development Plan referring to the Morse Study Area Land Use Goals.
    - 2) Adding a greenway linkage on the south side of Merriam Drive from Goddard to the eastern city limits to provide a connection to the trail system in Kansas City, Kansas.
3. Update the Study Areas section of the Plan Implementation text to include:

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- a. Study Area No. 2011-1 – a three-square mile area in southwest Overland Park (Morse Study Area).
4. Update three Comprehensive Plan Elements:
- a. Transportation
  - b. Economic Profile
  - c. Neighborhoods

SECTION 2. There is hereby incorporated by reference the City of Overland Park, Kansas, Comprehensive Plan, 2011 Amendments, prepared, compiled, published and promulgated by the Planning and Development Services Department of the City of Overland Park, and adopted by the Planning Commission of the City of Overland Park on November 14, 2011, and adopted by the Governing Body on December 5, 2011, as set forth in Section 1 of this ordinance, in code form as that term is defined in K.S.A. 12-3301(c), such incorporation by reference being authorized by K.S.A. 12-3009 to and including 12-3012.

Not less than three (3) copies of this Ordinance No. OPCP-2916, to each of which shall be attached a copy of the Comprehensive Plan, 2011 Amendments, City of Overland Park, Kansas, December 2011, marked as or stamped "official copy as incorporated by Ordinance No. OPCP-2916," shall be filed with the City Clerk to be open to inspection and available to the public at all reasonable business hours. All departments of the City charged with enforcement of the Comprehensive Plan shall be supplied at the cost of the City such number of official copies of such ordinance as may be deemed expedient.

SECTION 3. Ordinance No. OPCP-2868 is hereby repealed; provided, however, that this repeal shall not interfere with, abrogate or annul the applicability and enforceability of any previously adopted Comprehensive Plan, Comprehensive Plan Elements or Comprehensive Plan Amendments during the period of time they were in force and effect.

SECTION 4. This ordinance shall take effect and be in force from and after its publication in *The Legal Record*, an official City newspaper.

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PASSED by the Governing Body of the City of Overland Park, Kansas, this 5<sup>th</sup> day of December, 2011.

APPROVED by the Mayor this 5<sup>th</sup> day of December, 2011.

(s) Carl Gerlach  
Carl Gerlach, Mayor

ATTEST:

(s) Marian Cook  
Marian Cook, City Clerk

APPROVED AS TO FORM:

(s) Stephen B. Horner  
Stephen B. Horner  
Senior Assistant City Attorney