

## ORDINANCE NO. 2023-12

### AN ORDINANCE APPROVING THE *BENTON COMPREHENSIVE PLAN 2023-2043*

#### WHEREAS:

- Kansas statutes grant the Benton City Planning Commission **authority** to adopt a comprehensive plan for all of the City plus a certain surrounding area which has an influence on the planning and development of the City. That area, described in the *Comprehensive Plan* as the Planning Area, is in Benton Township, in Butler County, Kansas.
- As required by K.S.A. 12-743(a), **written notification** of the City's intent to adopt a comprehensive plan which affects property outside the City was provided to the Butler County Board of Commissioners, and to the Township Trustees of Benton Township, at least 20 days prior to the public hearing.
- As required by K.S.A. 12-747(b), the Planning Commission held a **public hearing** on the *Benton Comprehensive Plan 2023-2043*. Public notice of the hearing was published in the official city newspaper on August 29, 2023, and the public hearing was held on October 11, 2023.
- On October 11, 2023, the Benton City Planning Commission approved Resolution 2023-01pz, adopting the ***Benton Comprehensive Plan 2023-2043***.
- As required by K.S.A. 12-747(b), a certified copy of the *Benton Comprehensive Plan 2023-2043*, a written summary of the public hearing, and a copy of the Planning Commission Resolution adopting the *Plan* were submitted to the Governing Body for consideration.
- A certified copy of the *Benton Comprehensive Plan 2023-2043*, as approved by the Governing Body on October 16, 2023, is on file in the City Clerk's office.

#### TAKING ALL OF THESE FACTS INTO CONSIDERATION, THE GOVERNING BODY OF THE CITY OF BENTON, KANSAS, NOW HEREBY ORDAINS:

##### Section 1. Plan Approval

The *Benton Comprehensive Plan 2023-2043*, as adopted by the Benton City Planning Commission, is approved as the official comprehensive plan for the City of Benton, Kansas, and its Planning Area, for the Planning Period from 2023 through 2043. The *Benton Comprehensive Plan 2023-2043* will supersede any previous Comprehensive Plans prepared for the City of Benton.

##### Section 2. Distribution

As required by K.S.A. 12-747(c), an attested copy of the *Benton Comprehensive Plan 2023-2043* will be sent to all other taxing subdivisions in the Planning Area which request a copy.

**Section 3. Annual Reviews**

At least once a year, the Planning Commission must review or reconsider the *Benton Comprehensive Plan 2023-2043*.

**Section 4. Amendments, Extensions or Additions**

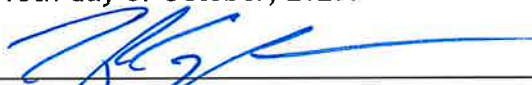
The Planning Commission may propose amendments, extensions or additions to the *Benton Comprehensive Plan 2023-2043* as they deem appropriate. As required by K.S.A. 12-747(d), any amendments, extensions, or additions must be adopted in the same manner as the original comprehensive plan.

**Section 5. Effective Date**

This Ordinance becomes effective upon its passage and publication once in the official city newspaper.

PASSED BY THE BENTON CITY COUNCIL  
this 16th day of October, 2023.

APPROVED BY THE MAYOR  
this 16th day of October, 2023.

/S/   
Tyler Gottschalk, Mayor

( S E A L )

ATTEST:

/S/   
Joyce Casady, City Clerk

APPROVED AS TO FORM:

/S/   
Robert Lane, City Attorney