

## Affidavit in Proof of Publication

STATE OF KANSAS  
Douglas County

Erika Gray of the Legal Dept. of the Lawrence Daily Journal-World being first duly sworn, deposes and says:

That this daily newspaper printed in the State of Kansas, and published in and of general circulation in Douglas County, Kansas, with a general paid circulation on a daily basis in Douglas County, Kansas, and that said newspaper is not a trade, religious or fraternal publication, and which newspaper has been admitted to the mails as periodicals class matter in said County, and that a notice of which is hereto attached, was published in the regular and entire issue of the Lawrence Daily Journal-World

Said newspaper is published daily 365 days 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 been admitted at the post office of Lawrence in said County as second class matter.

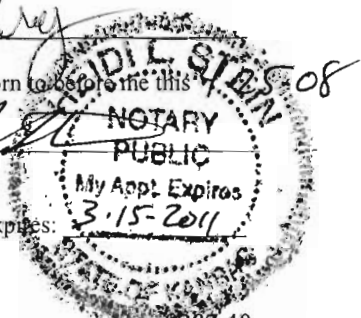
That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for 1 consecutive days/weeks the first publication thereof being made as aforesaid on 04/25/2008 with publications being made on the following dates:

04/25/2008

Subscribed and sworn to before me this \_\_\_\_\_ of \_\_\_\_\_, 2008

*[Signature]*  
Notary Public

My Appointment expires: \_\_\_\_\_



Publication Charges	\$287.40
Notary And Affidavit	\$0.00
Additional Copies	\$0.00
	\$287.40

(First published in the Lawrence Daily Journal-World April 25, 2008)

ORDINANCE NO. 8255  
RESOLUTION NO. 08-14

JOINT ORDINANCE OF THE CITY OF LAWRENCE, KANSAS AND RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS AMENDING THE SUBDIVISION REGULATIONS FOR LAWRENCE AND THE UNINCORPORATED AREAS OF DOUGLAS COUNTY, KANSAS, DECEMBER 19, 2006 EDITION BY INCORPORATING BY REFERENCE THE "SUBDIVISION REGULATIONS FOR LAWRENCE AND THE UNINCORPORATED AREAS OF DOUGLAS COUNTY, KANSAS MARCH 25, 2008 TEXT AMENDMENTS" PREPARED BY THE LAWRENCE-DOUGLAS COUNTY METROPOLITAN PLANNING OFFICE AND REPEALING THE EXISTING SECTIONS

WHEREAS, by Resolution No. 06-41 and Ordinance No. 8064, respectively, the Board of County Commissioners of Douglas County, Kansas (the "Board") and the Lawrence City Commission (the "City") adopted joint subdivision regulations (the "Subdivision Regulations"), to be applicable to land within the City of Lawrence and land in the unincorporated areas of Douglas County, Kansas, which Subdivision Regulations replace subdivision regulations previously adopted by Resolution No. 72-25 and Ordinance No. 4337, as amended; and

WHEREAS, after due and lawful notice and hearing,

the Lawrence-Douglas County Metropolitan Planning Commission, on October 22, 2007 (TA-09-21-07 (A-D)), recommended that sections of the "Subdivision Regulations for Lawrence and the unincorporated areas of Douglas County, December 19, 2006 Edition" be amended and restated; and

WHEREAS, The City approved text amendments TA-09-21-07 (A-D) on March 25, 2008; and

WHEREAS, The Board approved text amendments TA-09-21-07 (A-D) on November 14, 2007; and

WHEREAS, pursuant to the provisions of K.S.A. Chapter 12, Article 7, and further pursuant to K.S.A. 12-749, K.S.A. 12-751, K.S.A. 12-3009, K.S.A. 12-3301, the Home Rule Authority of the County as granted by K.S.A. 19-101a, and the Home Rule Authority of the City as granted by Article 12, § 5 of the Constitution of Kansas, the Board and the City are authorized to adopt and amend, by resolution and ordinance, respectively, and by incorporation by reference, planning and zoning laws and regulations.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LAWRENCE, KANSAS; AND

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS:

SECTION 1. The above stated recitals are by reference incorporated herein, and shall be as effective as if repeated verbatim.

SECTION II. The Governing Bodies of the City of Lawrence, Kansas and Douglas County, Kansas, hereby finds that the statutory provisions for the amendment of subdivision regulations has been fully complied with in consideration and amendment of the "Subdivision Regulations for Lawrence and the Unincorporated Areas of Douglas County, Kansas March 25, 2008 Text Amendments" as recommended by the Lawrence-Douglas County Metropolitan Planning Commission and as presented to the Governing Body of the City and to the Board at their respective meetings are hereby adopted.

SECTION III. That the "Subdivision Regulations for Lawrence and the Unincorporated Areas of Douglas County, Kansas March 25, 2008 Text Amendments" approved by section II above, prepared, compiled, published and promulgated by the Lawrence-Douglas County Metropolitan Planning Office is hereby incorporated by reference as if fully set forth herein, and shall be known as the "Subdivision Regulations for Lawrence and the Unincorporated Areas of Douglas County, Kansas March 25, 2008 Text Amendments." One copy of said text amendments shall be marked or stamped as "Official Copy as Adopted by Ordinance No. 8255 and Resolution 08-14 and to which shall be attached a copy of this joint resolution and ordinance, and filed with each of the County Clerk and City Clerk, to be open to inspection and available to the public at all reasonable hours. The po-

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Said newspaper is published daily 365 days 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 been admitted at the post office of Lawrence in said County as second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said newspaper for 1 consecutive days/weeks the first publication thereof being made as aforesaid on 04/25/2008 with publications being made on the following dates:

04/25/2008

Subscribed and sworn to before me this 25th day of April 2008. Notary Public. My Appointment expires 3-15-2011.

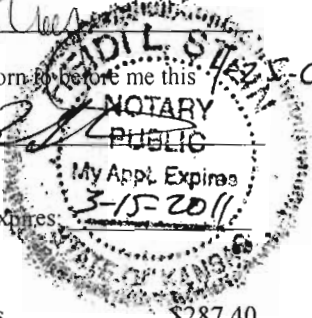


Table with 2 columns: Item, Amount. Rows: Publication Charges (\$287.40), Notary And Affidavit (\$0.00), Additional Copies (\$0.00), Total (\$287.40).

lice department, municipal judge, and all administrative departments of the City charged with the enforcement of the ordinance shall be supplied, at the cost of the city, such number of official copies of such "Subdivision Regulations for Lawrence and the Unincorporated Areas of Douglas County, Kansas March 25, 2008 Text Amendments" marked as may be deemed expedient.

SECTION IV. The amendments to the Subdivision Regulations made by this joint resolution and ordinance shall be included as a supplement to the Code of the City of Lawrence, Kansas 2008, Edition, as codified in Chapter 20, Article 8 of the Development Code of the City of Lawrence, Kansas, and as codified in Chapter 11, Article 1 of the Douglas County Code. For purposes of numbering sections in the Douglas County Code, the first two digits of each section shall be changed from 20 to 11 and the third digit (the first digit following the hyphen) shall be changed from 8 to 1. For instance, Section 20-801 shall be numbered Section 11-101 in the Douglas County Code.

SECTION V. If any section, clause, sentence, or phrase of this joint resolution and ordinance or the regulations adopted hereby is found to be unconstitutional or is otherwise held invalid by any court of competent jurisdiction, it shall not affect the validity of any remaining parts of this joint resolution and ordinance or the regulations adopted hereby, as the case may be.

SECTION VI. The existing sections of the "Subdivision Regulations for Lawrence and the unincorporated areas of Douglas, County, December 19, 2006 Edition", and all heretofore adopted amendments thereto, referenced in the "Subdivision Regulations for Lawrence and the Unincorporated Areas of Douglas County, Kansas March 25, 2008 Text Amendments" are hereby specifically repealed and replaced by the "Subdivision Regulations for Lawrence and the Unincorporated Areas of Douglas County, Kansas March 25 2008 Text Amendments," adopted hereby.

SECTION VII. This joint resolution and ordinance shall be in full force and effect from and after its adoption by the Governing Bodies of the City of Lawrence and Douglas County, Kansas and publication as provided by law.

Passed by the Governing Body of the City of Lawrence this 15th day of April, 2008.

APPROVED: /s/ Michael Dever Michael Dever Mayor

ATTEST: /s/ Frank S. Reeb Frank S. Reeb City Clerk

Approved as to form and legality: /s/ Toni Ramirez Wheeler Toni Ramirez Wheeler Director of Legal Services

Adopted by the Board of County Commissioners of Douglas County, Kansas, this 16th day of April, 2008.

BOARD OF COUNTY COMMISSIONERS OF DOUGLAS COUNTY, KANSAS

/s/Bob Johnson Bob Johnson Chair

/s/Jere McElhane Jere McElhane Commissioner

/s/Charles Jones Charles Jones Commissioner

ATTEST: /s/ Jameson D. Shew Jameson D. Shew County Clerk