

ORDINANCE NO. 5186-25

AN ORDINANCE OF THE CITY OF NEWTON, KANSAS, ANNEXING REAL PROPERTY IN HARVEY COUNTY, KANSAS, GENERALLY LOCATED 2903 SOUTH KANSAS AVENUE INTO THE CITY OF NEWTON, KANSAS, PURSUANT TO K.S.A. 12-520.

WHEREAS, the Governing Body of the City of Newton, Kansas, finds it advisable to annex such land.

THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF NEWTON, KANSAS:

SECTION 1. The Governing Body finds that the annexation of that certain real property, generally located 2903 South Kansas Avenue, the legal description of which is set forth at Section 2, *infra*, is in the public interest, that all conditions precedent to annexation have occurred, and that annexation is proper under K.S.A. 12-520 *et seq.*

SECTION 2. In accordance with the Governing Body's findings, the City hereby annexes into the City that real property bearing the following legal description, to-wit:

Beginning at a point 50 feet West and 185 feet North of the Southeast Corner of the South Half (S/2) of the Northeast Quarter (NE/4) of Section Thirty-Two (32), Township Twenty-three (23) South, Range One (1) East of the 6th P.M., Harvey County, Kansas; thence West parallel with the South line of said Quarter 355.59 feet; thence North parallel with the East line of said Quarter 245 feet; thence East parallel with the South line of said Quarter 355.59 feet; thence South 245 feet to the point of beginning.

SECTION 3. That if any part or portion of this Ordinance shall be held or determined to be illegal, *ultra vires* or void, the same shall not be held or construed to alter, change or annul any terms or provisions hereof which may be legal or lawful. In the event this Ordinance, in its entirety, shall be held to be *ultra vires*, illegal or void, then in such event the boundaries and limits of said City shall be held to be those heretofore established by law.

SECTION 4. That the City Attorney is hereby instructed at the proper time to draw a resolution redefining the boundaries and limits of the City of Newton, Kansas, under and pursuant to K.S.A. 12-517, *et seq.*

SECTION 5. This Ordinance shall be in full force and effect from and after its passage and publication as provided by law.

PASSED AND ADOPTED this 25th day of November, 2025


Rich Stinnett, Mayor

ATTEST:


Denise R. Duerksen, City Clerk