

**ORDINANCE NO. 2556**

**AN ORDINANCE AMENDING THE SUBDIVISION REGULATIONS OF  
THE CITY OF DERBY, KANSAS AS FIRST ADOPTED BY  
ORDINANCE NO. 905 AND SUBSEQUENTLY AMENDED, MOST  
RECENTLY BY ORDINANCE NO. 2530.**

**WHEREAS**, the City of Derby, Kansas (hereinafter “City”) is granted authority by the statutes of the State of Kansas in K.S.A. 12-749 to amend existing subdivision regulations; and

**WHEREAS**, the Planning Commission on November 16, 2023, initiated an amendment of the existing subdivision regulations after the annual review of the Vision Derby 2040 Comprehensive Plan determined that amendments to the zoning regulations are warranted; and

**WHEREAS**, the Planning Commission gave proper notice in the official City newspaper on March 13, 2024, and held a public hearing on April 4, 2024, at which time an opportunity was granted to interested parties to be heard; and

**WHEREAS**, at the conclusion of the public hearing the Planning Commission voted (10-0) to recommend approval of amendments to the subdivision regulations and transmitted the same to Governing Body along with an accurate written summary of the proceedings of the public hearing; and

**NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF DERBY, KANSAS:**

**Section 1.** The Subdivision Regulations of the City of Derby, Kansas (hereinafter “Regulations”) are hereby amended as set out herein.

1. The title of Article 418 of the Regulations is hereby amended to read as follows:  
418 APPROVAL OF FINAL PLATS FOR SMALL DEVELOPMENTS
2. Article 418.A.1. of the Regulations is hereby amended to read as follows:
  1. For single-family and two-family development, the plat shall contain no more than 20 lots. For multi-family or non- residential uses, the plat shall be not more than five (5) acres.
3. Article 418.A.5. of the Regulations is hereby amended to read as follows:
  5. The submitting of a vicinity map drawn to scale indicating existing topography, the location of existing utilities on or adjacent to the property, the location of existing buildings on the property and the names of owners of adjacent properties including zoning of the adjacent properties. The number of copies of the vicinity map which are required to be submitted with the Final Plat shall be determined by the City.

**Section 2.** All original provisions of the Regulations shall remain in full force and effect except as specifically amended herein.

**Section 3.** Any proceedings initiated prior to the effective date of the amended Regulations may proceed under the provisions of the Regulations in effect at the time the proceeding was initiated.

**Section 4.** The Regulations shall take effect and be in force and effect after adoption and publication of this Ordinance once in the City's official newspaper.

**ADOPTED BY THE CITY COUNCIL** this 14th day of May, 2024, and **SIGNED** by the Mayor.

/s/Mark A. Staats  
Mark A. Staats, Mayor

Seal:

Attest:

/s/Lynn Ciarleglio  
Lynn Ciarleglio, City Clerk

Approved as to form:

/s/Jacqueline Kelly  
Jacqueline Kelly, City Attorney