WICHITA — SEDGWICK COUNTY

W-SC

METROPOLITAN AREA PLANNING DEPARTMENT

CITY HALL — TENTH FLOOR
455 NORTH MAIN STREET
WICHITA, KANSAS 67202-1688
(316) 268-4421
FAX (316) 268-4390

FILE COPY

June 11, 1999

Intel Corporation
2280 N Tara
Wichita, KS 67226

RE: BZA 15-99 - Appeal the Zoning Administrator's decision to approve the location of certain trash facilities then under construction at the north end of Parcel 6A, Tallgrass Commercial and Office Park, and the BZA's failure to substantively address that issue at the February 2, 1999 public hearing.

Dear Ladies and Gentlemen:

At its regular meeting on May 25, 1999, the Board of Zoning Appeals considered the above-captioned request. The action of the BZA was that the Appeal in this matter not be reconsidered by the Board of Zoning Appeals.

The action of the BZA is FINAL. Enclosed is a signed copy of the above-referenced BZA Resolution No. 14-99. If you have any questions concerning this case, please contact our office at 268-4421.

Sincerely,

Dale Miller
BZA Secretary

DM/rs

Cc: Steve Stark, Fleeson, Gooing, Coulson, and Kitch, LLC., 125 N Market, Suite 1600, Wichita KS 67202
Slawson Commercial Development Co., 104 S. Broadway, Suite 200, Wichita, KS 67202-4165
Kurt Schroeder, Office of Central Inspection
Randy Sparkman, Office of Central Inspection
Paul Hays, Office of Central Inspection
J.R. Cox, Office of Central Inspection

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CITY OF WICHITA
OFFICE OF LAW DEPARTMENT

DATE: May 27, 1999

TO: Dale Miller, Current Plans Supervisor

FROM: Sharon L. Dickgrafe, Assistant City Attorney

SUBJECT: Intel Corp. Resolution BZA 15-99

Attached is the resolution which I have prepared regarding the rehearing of the Intel Appeal. If you have any additions or corrections, please let me know.

Sharon L. Dickgrafe
Assistant City Attorney

SLD:cdh

Attachment

RECEIVED
JUN 01 1999
METROPOLITAN PLANNING
ROUTE

BZA RESOLUTION NO. 15-99

WHEREAS, Intel Corporation, pursuant to Article VI, Sec. VI-E(2) of the Unified Zoning Code, requests review of the Zoning Administrator's interpretation of CUP DP-92.

WHEREAS, proper notice as required by ordinance and by the rules of the Board of Zoning Appeals has been given; and

WHEREAS, the Board of Zoning Appeals did, at the meeting of May 25, 1999, consider such request.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Zoning Appeals of the City of Wichita that, having considered the record regarding this matter and having heard the evidence presented to the Board, the Board makes the following findings:

1. That, pursuant to Article III D of the Board of Zoning Appeals Rules and Regulations, the appeal in this matter should not be reconsidered by the Board;

2. That the appeal presented in BZA 15-99 contains no new plans or new facts which show changed conditions or circumstances which materially alter the aspects of the case from the appeal in BZA 1-99 previously submitted by the applicant; and

3. The Board finds that the applicant has not met its burden to show a change of conditions or circumstances which allow the Board to reconsider the application.

THEREFORE, BASED UPON THE FOREGOING, IT IS DETERMINED THAT, PURSUANT TO ARTICLE III, SECTION D OF THE RULES AND REGULATIONS OF THE BOARD OF ZONING APPEALS THAT THE APPEAL IN THIS MATTER NOT BE RECONSIDERED BY THE BOARD OF ZONING APPEALS.

ADOPTED AT WICHITA, KANSAS, THIS 25TH DAY OF MAY, 1999.

C. Bickley Foster

C. Bickley Foster, President
Board of Zoning Appeals

ATTEST:

Dale Miller

Dale Miller, Acting Secretary