Planning Agenda Item #_____

City of Wichita
City Council Meeting

October 18, 1994

Agenda Report #_____

TO: Mayor and City Council Members

SUBJECT: REVISED ORDINANCE FOR Z- 3121 - ZONE CHANGE FROM "LC" LIGHT COMMERCIAL TO "C" COMMERCIAL, LOCATED ⅛ MILE NORTH OF 13TH STREET NORTH ON THE WEST SIDE OF RIDGE ROAD. (District #5)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve the revised Ordinance. MKnott

Background: On April 4, 1994, the City Council approved a zone change from "LC" Light Commercial to "C" Commercial on a 60' x 39' (2,340 square foot) portion of lots 1 and 2 of the Brock Addition, generally located ⅛ mile north of 13th Street North on the west side of Ridge Road. The site is currently developed with the "Sluggers" store. The applicant proposes to construct an addition to the east side of the existing structure for outdoor batting cages associated with indoor recreation uses. The east 24 feet of the application area is located within the 35 foot building setback along Ridge Road.

After the Ordinance was published establishing the zone change, an error was discovered in the legal description. The revised Ordinance will correct the legal description to conform to the request approved by the Council.

Recommendations/Actions:

1. Approve the revised ordinance; place the ordinance establishing the zone change on first reading.

(An override of the Planning Commission's recommendation requires a 2/3rd majority vote of the membership of the governing body on first hearing).

(_____) Published in The Daily Reporter on 10/28/94

ORDINANCE NO. 42-538

AN ORDINANCE CHANGING THE ZONING CLASSIFICATIONS OR DISTRICTS OF CERTAIN LANDS LOCATED IN THE CITY OF WICHITA, KANSAS, UNDER THE AUTHORITY GRANTED BY SECTION 28.04.210, THE CODE OF THE CITY OF WICHITA, KANSAS, REPEALING THE ORIGINAL ORDINANCE NUMBER 42-410.

BE IT ORDAINED BY THE GOVERNING BODY
OF THE CITY OF WICHITA, KANSAS.

SECTION 1. That having received a recommendation from the Planning Commission, and proper notice having been given and hearing held as provided by law and under authority and subject to the provisions of Section 28.04.210, The Code of the City of Wichita, Kansas, the zoning classification or districts of the lands legally described hereby are changed as follows:

Case No. Z-3121

Zone change request from the "LC" Light Commercial District to the "C" Commercial District.

The south 6 feet of the west 39 feet of the east 50 feet of Lot 1, and the north 54 feet of the west 39 feet of the east 50 feet of Lot 2, Block A, Brock Addition to Wichita, Sedgwick County, Kansas. Generally located ⅛ mile north of 13th Street North on the west side of Ridge Road.

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SECTION 2. That upon the taking effect of the Ordinance, the above zoning changes shall be entered and shown on the "Official Zoning Map" previously adopted by reference, and said official zoning map is hereby reincorporated as a part of the Zoning Ordinance as amended.

SECTION 3. This Ordinance is made in order to correct the legal description which appears in Section I of City Ordinance Number 42-410, approved April 4, 1994, repealing the original Ordinance 42-410.

SECTION 4. That this Ordinance shall take effect and be in force from and after its adoption and publication in the official City paper.