

BZA 42-76 - Kansas Enterprises
Corp requests an exception to
permit the establishment of
a trailer, vehicle and equipment
rental operation in an area on
the south side of Kellogg between

B.C.C./B.C.C.C

Withdrawn by applicant
closed

ACTION

BZA COMMITTEE _____ DATE _____

M.A.P.C. _____

B.C.C./B. C.C.C. _____

Withdrawn by applicant
closed

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Corp. requests an exception to
permit the establishment of
a trailer, vehicle and equipment
rental operation in an area on
the south side of Kellogg between

LAW OFFICES OF
MORRIS, LAING, EVANS, BROCK & KENNEDY

CHARTERED

SUITE 430
200 WEST DOUGLAS
WICHITA, KANSAS 67202
(316) 262-2671

LESTER L. MORRIS
1901-1906
OLIVER A. WITTMAN
OF COUNSEL

VERNE M. LAING
FERD E. EVANS, JR.
RALPH R. BROCK
JOSEPH W. KENNEDY
ROBERT I. GUENTHNER
DAVID C. ADAMS
KEN M. PETERSON
RICHARD D. GREENE
DAVID P. TROUP

December 3, 1976

Mr. Larry Dobson
Metropolitan Area Planning Department
City of Wichita
City Building
Wichita, Kansas 67202

Re: Application for Exception -
6601 E. Kellogg

Dear Larry:

This will confirm our telephone conversation of yesterday at which time I advised you that Kansas Enterprises, Inc. is withdrawing its Application for Exception filed November 29, 1976, concerning property located at 6601 E. Kellogg.

Thank you for your efforts in attempting to avoid publication charges.

Very truly yours,



David C. Adams
For the Firm

DCA:mi



XXXXXXXXXXXXXXXXXXXX
XXXXXXXXXXXXXXXXXX
XXXXXXXXXX

December 3, 1976

455 North Main Street
Wichita, Kansas 67202

Mr. David C. Adams
Suite 430
200 W. Douglas
Wichita, Kansas 67202


Re: Case No. BZA 42-76
Request for Exception

Dear Dave:

Reference our telephone conversation of December 2, 1976, wherein you verbally requested that the above captioned case be withdrawn from consideration by the Board of Zoning Appeals. We were able to stop the legal notice from being published and have initiated the process of refunding your \$50.00 filing fee. A check in this amount should be coming to your firm in the next 7 to 10 days. If you do not receive it within a reasonable amount of time, please let me know.

As I mentioned in our conversation, we would appreciate a letter from you officially withdrawing the case. Upon receipt of such letter, the case will be closed.

Sincerely,


Larry Dobson
Assistant Secretary

LD:bh

map 5946

BOARD OF ZONING APPEALS

CASE NO. _____

CITY OF WICHITA, KANSAS

FILED _____

APPLICATION FOR EXCEPTION

I. Name of Applicant Kansas Enterprises, Inc.

Mailing Address 1309 W. 31st St. South Phone 67204 522-4737

Name of Authorized Agent David C. Adams

Mailing Address Suite 430, 200 W. Douglas Phone 262-2671

Relationship of applicant to property is that of Lessee
(Owner, Tenant, Lessee, Other).

II. Application is made for an exception as provided in Section 2.12.590.C, Code of the City of Wichita, Kansas, to permit the establishment of a trailer, vehicle and equipment

rental operation on property zoned

LC, located at 6601 E. Kellogg

and legally described as:

Lot 1, Bird Addition, Sedgwick County, Kansas

_____ in the City of Wichita.

III. The applicant herein, or his authorized agent, acknowledges:

- a. That he has received an instruction sheet concerning the filing and hearing of this matter;
- b. That he has been advised of the fee requirements established by Section 2.12.580 of the Code of the City of Wichita (Ordinance No. 24-606); and that the appropriate fee is herewith tendered;
- c. That all documents are attached hereto as noted in paragraphs 2, 3, and 4 of the instructions.
- d. That he has been advised of his right to bring action in the District Court of Sedgwick County to appeal the decision of the Board.

Applicant Kansas Enterprises, Inc.

Authorized Agent David C. Adams
David C. Adams

OFFICE USE ONLY: Received in the office of the Secretary, Board of Zoning Appeals, 4/29/76 (a.m. p.m.) 11/29, 1976, together with appropriate fee of \$50.00

Signed Larry Johnson

map 5946

LAW OFFICES OF
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200 WEST DOUGLAS
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(316) 262-2671

LESTER L. MORRIS
1901-1966
OLIVER A. WITTERMAN
OF COUNSEL

November 29, 1976

420.00
90.20
1.00

42-76

Mr. Larry Dobson
Metropolitan Area Planning Department
City of Wichita
City Building
Wichita, Kansas 67202

Re: Application for Exception -
6601 E. Kellogg

Dear Larry:

Enclosed herewith find completed Application for Exception, certified ownership list and our firm check in the amount of \$50 representing the filing fee.

With reference to Mabel and Frances Lillian Adams whose names appear next to the last on the ownership list, I ask that you send notices to them in care of Eleanor M. Adams, at 3 Hunter Lane, Wichita, Kansas 67207.

Bob Richardson and Roger Overstreet are coming in Friday of this week. On Monday, December 6, 1976, I will furnish you a proposed sketch prepared by Oblinger-Smith and will also furnish you a description of what we propose in the way of screening and display areas. I will specifically describe to you the equipment and vehicles that will be displayed in the different display and storage areas.

Should you have any questions concerning this application, please do not hesitate to contact me.

Very truly yours,

David

David C. Adams
For the Firm



DCA:mi
Encl.

cc: Mr. Bob Richardson

STATEMENT OF OWNERSHIP

STATE OF KANSAS)
) SS
 SEDGWICK COUNTY)

The undersigned duly bonded and qualified abstracter within and for the County and State aforesaid, does hereby certify:

That we have examined the records in the office of the Register of Deeds of Sedgwick County, Kansas, with reference to the ownership of the following property in Sedgwick County, Kansas viz:

All of the owners within 200 feet of:
 Lot 1, BIRD ADDITION, Sedgwick County, Kansas.



And from such examination find that the owners thereof are as set opposite the description of the property below, viz: (Addresses as given are furnished as a service and not certified.)

<u>LOTS</u>	<u>ADDITION</u>	<u>OWNER & ADDRESS</u>
1	BIRD	Richard E. Jr. & Pauline H. Bird ✓ 609 Rutland Wichita, Kansas 67206
1, Block A	GUMP	Robert H. & Edith M. Gump ✓ #38 Norfolk Drive Wichita, Kansas 67206
1, except North 200 feet and North 200 feet of the West 50 feet of Lot 1	GANT	Eddy's Toyota of Wichita, Inc. ✓ 6637 East Kellogg Wichita, Kansas 67207
East 100 feet of the North 200 feet Lot 1	GANT	Stella L. Sagerty ✓ 8421 South Broadway Wichita, Kansas 67233
3 & 4	ENGLEWOOD 2ND	First National Bank in Wichita ✓ P.O. Box 880 Wichita, Kansas 67201 Trustee





Fidelity Title Company, inc.

221 NORTH MARKET • WICHITA, KANSAS 67202

-2-

<u>LOT</u>	<u>ADDITION</u>	<u>OWNER & ADDRESS</u>
Reserve A	EASTRIDGE 2ND	Eastridge Apartments Inc. No. 1 % Ralph Lightner a Corp. 219 North Market Wichita, Kansas 67202
East 25' of Lot 5 & all of Lot 6, except South 25', Block CZ	EASTBOROUGH 3RD	Farris G. & Helen Jabara #6 Kellogg Wichita, Kansas 67207
West 110 feet of Lot 5, except South 25' together with E 1/2 of vacated alley, adjacent on West Street, Block CZ	EASTBOROUGH 3RD	Marilyn L. Reiss #4 Kellogg Wichita, Kansas 67207
Lot 7, except South 25 feet, Block CZ	EASTBOROUGH 3RD	Mabel Adams & Frances Lillian Adams Address Unknown Real Estate Address: #3 Hunter Lane Wichita, Kansas 67207
8 Block CZ	EASTBOROUGH 3RD	F. M. & Nellie Brady #26 Lakeside Blvd. Wichita, Kansas 67207



Dated at Wichita, Kansas, this 26th day of November, 1976, at 7:00 o'clock A.M.

FIDELITY TITLE COMPANY, INC.

By *Anita Gray*
Asst. Sec. ag

Tracer No. 36139



FORM 223-011 **PAYMENT NOTICE**
City of Wichita

PAY AT TREASURER'S OFFICE - SECOND FLOOR

Bldg & Elev.	Elec.	Elev. Insp.	Exam. Fees
Hse. Mvr.	Hse. Moving	Licse.	Mech.
Oil Well	Pav. Cuts	Plan.	Plbg. Cert.
Sanitation	Sewer	Signs	Sidewalk
Street	Trailer		

DESCRIPTION	AMOUNT
BZA Collection	

Name: Ro Enterprises, Inc
Address: 6601 S College
Type: AA 407103 Due Date:
Comments:

Date: 11-28-76 By: B. Hansen

Form 29-029 **AUTHORIZATION TO REFUND**
City of Wichita

Route: Original to City Treasurer
File Duplicate

Please write check payable to: Marvin, Lavin, Evans, Brock, and Kennedy Check No.
Name: Marvin, Lavin, Evans, Brock, and Kennedy Address: Suite 430 200 W. Douglas 67202 Amount: \$50.00

Refund of:	Circle Charge	Refund of:	Circle Charge
Retail Beer License Fees	AA--402201	Sanitation Charges	GL--407404
Dance Hall License Fees	AA--402506	Municipal Court Fines & Bail Bond Forfeitures	AANJ500000
Sewer Tap & Wye Permits	GJ--407403	Payroll Deduction: Blue Cross & Blue Shield	KA--260900
Sewer Permits	GJ--403600	Commissions for Collection of Past Due Accounts	AA--408000
Other License & Permit Fees	AANJ500000	Other	<u>AA-407103</u>
Rabies Innoculation & Dog Permit Vouchers	KA--260400		

Reason for refund: Refund of \$50 filing fee submitted for BZA case which was withdrawn prior to advertising

Department, Division Head or Authorized Representative: Signature: Jan H. Selph Date: 12/3/76

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This BZA. Case
Has a Large Drawing
On 35mm Microfilm
Roll # 1