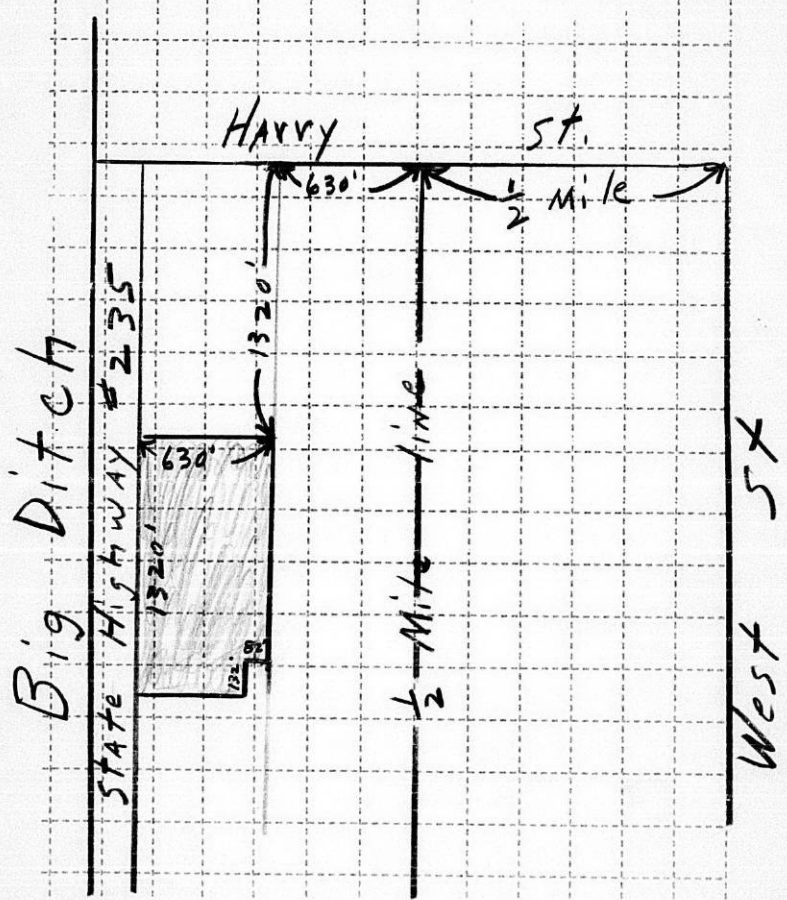


Case Number CU-17 Map Number H-1 Change requested \_\_\_\_\_  
Meeting Date 7-2-59 Date Pictures taken \_\_\_\_\_ Planner \_\_\_\_\_



**WICHITA-SEDGWICK COUNTY**  
METROPOLITAN AREA PLANNING COMMISSION

CITY BUILDING ANNEX 104 S. MAIN STREET WICHITA 2, KANSAS

July 6, 1959

Board of County Commissioners  
Court House  
Wichita, Kansas

*Appd  
B.C.C.  
7-8-59*

Gentlemen:

Re: CU-17

This is to advise you that at a regular meeting of the Metropolitan Area Planning Commission held on July 2, 1959, the Conditional Use application of Tom C. and Ivy Cain for operation of a borrow pit in an area between West Street and the Flood Control right-of-way and between Harry and Pawnee, was considered.

After a full hearing, it was moved, seconded and carried by a vote of 3 to 2, that the Planning Commission recommend to the Board of County Commissioners that this application be approved subject to the following conditions:

1. The earth shall be extracted to a minimum depth of five feet below the present water table.
2. A 58" V-mesh fence of no less than seven foot steel posts with the posts at not more than 16 foot spacing shall be constructed around the perimeter of this property, and may provide for reasonable access gates installed at the height of the fence which shall be kept locked except when in use.
3. Excavation shall not approach nearer than 6 feet to the property lines.
4. The side slope of the excavation shall be no more steep than three to one slope.
5. The use of this borrow pit shall be limited to providing fill as necessary for Interstate 235; and fill from this tract shall not be used on any other project.
6. Operation of a borrow pit on this site shall be limited to a period of two years from the date of approval of this permit by the Board of County Commissioners, Sedgwick County, Kansas.

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July 6, 1959

7. No pumping of water shall be permitted in the operation of this borrow pit which pumping shall have the effect of lowering the water table in the general area.
8. Conditions 1 through 7 above, shall be made subject of the performance bond presented by the applicant to the State Highway Commission, and a copy of said performance bond shall be filed with the County Clerk to insure proper conformance to the conditions established in conditions 1 through 7 above.
9. If it is determined that a performance bond has not been submitted by the applicant to the State Highway Commission as suggested in condition No. 8 above, then the applicant shall be required to submit a satisfactory corporate performance bond made by a company licensed or approved to do business in the State of Kansas, in an amount to be determined by the Board of County Commissioners.

Respectfully submitted,

*L. L. Little*

L. L. Little  
Director of Planning

LLL:LRE:ber