



Wichita-Sedgwick County Metropolitan Area Planning Department

February 15, 2023

Eyinade Subair
12041 West Jewell Court
Wichita, KS 67235

RE: ZON2022-00061: Zone change request in the City from SF-5 Single-Family Residential to NR Neighborhood Retail on property located on the west side of South Meridian Avenue and 500 feet south of West Pawnee Avenue (2639 South Meridian).

Dear Applicant;

At its regular meeting on **February 7, 2023**, the Wichita City Council considered the above captioned request. The action of the City Council was to **APPROVE** the request.

If you have any questions concerning this application, please contact our office at 268 4421.

Sincerely,

A handwritten signature in black ink that reads 'Christina Rieth'.

Christina Rieth
Associate Planner

Copies to: MABCD
Jeff Blubaugh, City Council District IV
Rebecca Fields, CSR District IV



Wichita-Sedgwick County Metropolitan Area Planning Department

January 10, 2023

Eyinade Subair
12041 West Jewell Ct
Wichita, KS 67235

RE: ZON2022-00061: Zone change request in the City from SF-5 Single-Family Residential to NR Neighborhood Retail on property located on the west side of South Meridian Avenue and 500 feet south of West Pawnee Avenue (2639 South Meridian).

Dear Applicant;

At its regular meeting on **January 5, 2023**, the Wichita - Sedgwick County Metropolitan Area Planning Commission considered the above captioned request. The action of the MAPC was to recommend **APPROVAL** of the request.

Property owners opposed to the application may file with the City Clerk a signed, written protest of the MAPC's recommendation. (Unsigned e-mails are not considered to be legal protests.) To be effective, the protest must be filed by 5:00 p.m. on January 19, 2022. In order to be considered a "valid" petition, the signatures must reflect the correct and entire ownership of the property, the property must be at least partially located within 200 feet of the property for which the application was filed and must be submitted to the City Clerk by **January 19, 2022 at 5:00 p.m.**

This application is scheduled for consideration by the Wichita City Council on **Tuesday, February 7, 2023, beginning at 9:00 a.m.** The City Council meeting will be held in the City Council Chambers, First Floor, City Hall, 455 N. Main, Wichita, Kansas.

This is a reminder that the zoning notification signs should now be removed from the property. If you have any questions concerning this application, please contact our office at 268 4421.

Sincerely,

A handwritten signature in cursive script that reads 'Christina Rieth'.

Christina Rieth
Current Plans, Associate Planner

Copies to: MABCD
Jeff Blubaugh, District Advisory Board IV
Rebecca Fields, Community Service Representative IV

OCA 150004

PUBLISHED IN THE WICHITA EAGLE ON Feb. 17, 2023

ORDINANCE NO. 52-029

AN ORDINANCE CHANGING THE ZONING CLASSIFICATIONS OR DISTRICTS OF CERTAIN LANDS LOCATED IN THE CITY OF WICHITA, KANSAS, UNDER THE AUTHORITY GRANTED BY THE WICHITA-SEDGWICK COUNTY UNIFIED ZONING CODE, SECTION V-C, AS ADOPTED BY SECTION 28.04.010, AS AMENDED.

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 The Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by Section 28.04.010, as amended, the zoning classification or districts of the lands legally described hereby are changed as follows:

Case No. ZON2022-00061

City zone change from SF-5 Single-Family Residential District to NR Neighborhood Retail District on property described as:

Lots 2, 4, 6, 8, 10, and 12, Block 25, Orienta Park 2nd Addition, Wichita, Sedgwick County, Kansas.

AND

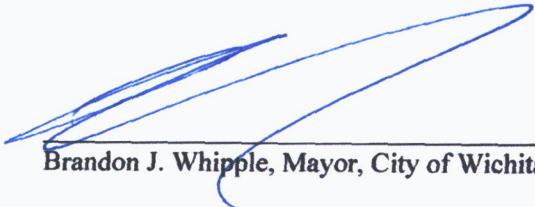
Lots 1, 3, and 5, Orienta Park 2nd Addition, Wichita, Sedgwick County, Kansas.

SECTION 2. That upon the taking effect of this 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 Wichita -Sedgwick County Unified Zoning Code as amended.

SECTION 3. That this Ordinance shall take effect and be in force from and after its adoption and publication in the official City paper.

Adopted this 14th day of Feb., 2023.

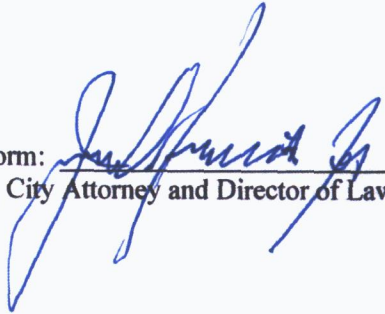
ATTEST:


Brandon J. Whipple, Mayor, City of Wichita


Jamie Buster, City Clerk

(SEAL)



Approved as to form: 
Jennifer Magaña, City Attorney and Director of Law



Beaufort Gazette
Belleville News-Democrat
Bellingham Herald
Bradenton Herald
Centre Daily Times
Charlotte Observer
Columbus Ledger-Enquirer
Fresno Bee

The Herald - Rock Hill
Herald Sun - Durham
Idaho Statesman
Island Packet
Kansas City Star
Lexington Herald-Leader
Merced Sun-Star
Miami Herald

el Nuevo Herald - Miami
Modesto Bee
Raleigh News & Observer
The Olympian
Sacramento Bee
Fort Worth Star-Telegram
The State - Columbia
Sun Herald - Biloxi

Sun News - Myrtle Beach
The News Tribune Tacoma
The Telegraph - Macon
San Luis Obispo Tribune
Tri-City Herald
Wichita Eagle

AFFIDAVIT OF PUBLICATION

Account #	Order Number	Identification	Order PO	Amount	Cols	Depth
32522	383867	Print Legal Ad-IPL01100360 - IPL0110036		\$55.33	1	66 L

Attention: Jamie Buster
CITY OF WICHITA/CLERKS OFFICE
455 N MAIN ST FL 13
WICHITA, KS 67202

LEGAL PUBLICATION

OCA 150004

PUBLISHED IN THE WICHITA EAGLE

ON February 17, 2023

ORDINANCE NO. 52-029

AN ORDINANCE CHANGING THE ZONING CLASSIFICATIONS OR DISTRICTS OF CERTAIN LANDS LOCATED IN THE CITY OF WICHITA, KANSAS, UNDER THE AUTHORITY GRANTED BY THE WICHITA-SEDGWICK COUNTY UNIFIED ZONING CODE, SECTION V-C, AS ADOPTED BY SECTION 28.04.010, AS AMENDED.

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Lots 2, 4, 6, 8, 10, and 12, Block 25, Orienta Park 2 nd Addition, Wichita, Sedgwick County, Kansas.

AND

Lots 1, 3, and 5, Orienta Park 2 nd Addition, Wichita, Sedgwick County, Kansas.

SECTION 2. That upon the taking effect of this 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 Wichita-Sedgwick County Unified Zoning Code as amended.

SECTION 3. That this Ordinance shall take effect and be in force from and after its adoption and publication in the official City paper.

Adopted this 14th day of February 2023

ATTEST:

Brandon J. Whipple, Mayor, City of Wichita

Jamie Buster, City Clerk

(SEAL) Approved as to form:

Jennifer Magana, City Attorney and Director of Law

IPL0110036

Feb 17 2023

In The STATE OF KANSAS
In and for the County of Sedgwick

1 insertion(s) published on:

02/17/23

STATE OF KANSAS)

SS

County of Sedgwick)

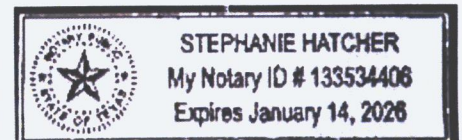
Hayley Martin, of lawful age, being first duly sworn, depose and saith: That he is Record Clerk of The Wichita Eagle, a daily newspaper published in the City of Wichita, County of Sedgwick, State of Kansas, and having a general paid circulation on a daily basis in said County, which said newspaper has been continuously and uninterruptedly published in said County for more than one year prior to the first publication of the notice hereinafter mentioned, and which said newspaper has been entered as second class mail matter at the United States Post Office in Wichita, Kansas, and which said newspaper is not a trade, religious or fraternal publication and that a notice of a true copy is hereto attached was published in the regular and entire Morning issue of said The Wichita Eagle from 02/17/2023 to 02/17/2023.

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

DATED: 02/17/2023

Stephanie Hatcher

Notary Public in and for the state of Texas, residing in Dallas County



Extra charge for lost or duplicate affidavits.
Legal document please do not destroy!



Beaufort Gazette
Belleville News-Democrat
Bellingham Herald
Bradenton Herald
Centre Daily Times
Charlotte Observer
Columbus Ledger-Enquirer
Fresno Bee

The Herald - Rock Hill
Herald Sun - Durham
Idaho Statesman
Island Packet
Kansas City Star
Lexington Herald-Leader
Merced Sun-Star
Miami Herald

el Nuevo Herald - Miami
Modesto Bee
Raleigh News & Observer
The Olympian
Sacramento Bee
Fort Worth Star-Telegram
The State - Columbia
Sun Herald - Biloxi

Sun News - Myrtle Beach
The News Tribune Tacoma
The Telegraph - Macon
San Luis Obispo Tribune
Tri-City Herald
Wichita Eagle

AFFIDAVIT OF PUBLICATION

Account #	Order Number	Identification	Order PO	Amount	Cols	Depth
16399	344843	Print Legal Ad-IPL00974790 - IPL0097479		\$150.99	2	90 L

Attention: MANDY HEBERT
CITY OF WICHITA/PLANNING DEPT
271 WEST THIRD ST., 2ND FL, SU 203
WICHITA, KS 67202

LEGAL PUBLICATION

OCA 180064

Published in The Wichita Eagle on November 10, 2022
(One Time Only)

MAPC/BZA December 1, 2022
OFFICIAL HEARING NOTICE

NOTICE IS HEREBY GIVEN that on Thursday, December 1, 2022, no earlier than 1:30 p.m., the WichitaSedgwick County Metropolitan Area Planning Commission/Board Zoning Appeals will consider the following applications. The meeting will be held at the Ronald Reagan Building, 271 West Third Street, 2nd Floor, Wichita, KS 67202. Public participation may also occur through virtual methods (specified at the end of this notice). If you have any questions regarding the meeting or items on this notice, please call the WichitaSedgwick County Metropolitan Area Planning Department at (316) 2684421.

CON2022-00044: Conditional Use in the City to amend CON2011-00015 to allow Event Center in the City; generally located on the east side of South Rock Road, within one-quarter mile north of East Harry Street (1210 South Rock Road).

CUP2022-00047: Request in the City for an amendment to Community Unit Plan DP-169 to permit Vehicle Repair, General (with ZON2022-62, zone change from LC to GC General Commercial); generally located on the west side of South Oliver Avenue and within one-quarter mile south of East Pawnee Avenue.

ZON2022-00060: Zone change request in the City from SF-5 Single-Family Residential to TF-3 Two-Family Residential to build a duplex residence; located approximately 200 feet north of West 1st Street on North Hoover Street.

ZON2022-00061: Zone change request in the City from SF-5 Single-Family Residential to LC Limited Commercial on property located on the west side of South Meridian Avenue and 500 feet south of West Pawnee Avenue (2639 South Meridian).

ZON2022-00062: Zone change request in the City from LC Limited Commercial to GC General Commercial (with CUP2022-00047) to permit Vehicle Repair, General on property; generally located on the west side of South Oliver Avenue and within one-quarter mile south of East Pawnee Avenue.

Complete legal descriptions are available for public inspection at the Metropolitan Area Planning Department, 271 W. Third St., 2nd Floor, Wichita, Kansas 67202. As provided in Section V of the WichitaSedgwick County Unified Zoning Code, the same will then and there be discussed and considered by the said MAPC, and all persons interested in said matters will be heard at the time concerning their views and wishes in the premises, and any protest against any of the provisions of the proposed changes to the zoning regulations will be considered by the MAPC as by law provided.

Options to participate (see below):

- 1) Participate virtually
- 2) Attend in-person at the Ronald Reagan Building
- 3) Submit comments ahead of time

Participate Virtually

Please join my meeting from your computer, tablet or smartphone

<https://global.gotomeeting.com/join/651544141>

You can also dial in using your phone:

United States: +1 (571) 317-3112

Access Code: 651-544-141

Join from a video-conferencing room or system.

Dial in or type: 67.217.95.2 or inroomlink.goto.com

Meeting ID: 651 544 141

Or dial directly: 651544141 @ 67.217.95.2 or 67.217.95.2#651544141

New to GoToMeeting? Get the app now and be ready when your first meeting starts:

<https://global.gotomeeting.com/install/651544141>

Attend In-Person

You may also participate in the hearing in-person at the Ronald Reagan Building, 271 West Third Street, 2nd Floor, Wichita, Kansas 67202. The in-person option is primarily intended for those without other technology options, and who have not previously submitted recorded audio or video comments. If you have any written or visual materials you wish to present, please contact Planning Department Graphics staff (316-2684464) by 5pm, 3 days prior to the meeting.

Submit Comments Ahead of Time

You can submit comments regarding items on the Planning Commission agenda to the Wichita-Sedgwick County Metropolitan Area Planning Department (Planning Department). Comments must be received by the Planning Department no later than 5pm 3 days prior to the meeting. Please be sure to provide ample time for delivery. The comments can be submitted in the following formats: email; letter; video; and audio message (mp3, etc.). The comment should indicate which item they pertain to and be less than three (3) minutes in duration. The comments should be submitted to Planning Department staff using the contact information below. The comments received ahead of the submission deadline will be shared with the MAPC, prior to or during the meeting.

Email: Planning@wichita.gov

Mailing Address: Wichita-Sedgwick County Metropolitan Area Planning Department

Attn: Scott Wadle

271 W. 3rd Street - Suite 201

Wichita, KS 67202

Phone 316.268.4421

Fax 316.856.7764

WITNESS MY HAND on November 10, 2022

Scott Wadle, Secretary

WichitaSedgwick County

Metropolitan Area Planning Commission

IPL0097479

Nov 10 2022

In The STATE OF KANSAS
In and for the County of Sedgwick

No. of Insertions: 1

Beginning Issue of: 11/10/2022

Ending Issue of: 11/10/2022

STATE OF KANSAS)

SS

County of Sedgwick)

Hayley Martin, of lawful age, being first duly sworn, deposeth and saith: That he is Record Clerk of The Wichita Eagle, a daily newspaper published in the City of Wichita, County of Sedgwick, State of Kansas, and having a general paid circulation on a daily basis in said County, which said newspaper has been continuously and uninterruptedly published in said County for more than one year prior to the first publication of the notice hereinafter mentioned, and which said newspaper has been entered as second class mail matter at the United States Post Office in Wichita, Kansas, and which said newspaper is not a trade, religious or fraternal publication and that a notice of a true copy is hereto attached was published in the regular and entire Morning issue of said The Wichita Eagle from 11/10/2022 to 11/10/2022.

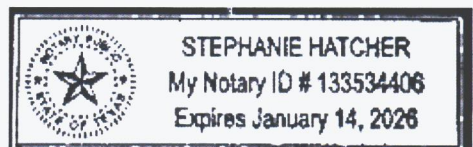
M. Hayley

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

DATED: 11/10/2022

Stephanie Hatcher

Notary Public in and for the state of Texas, residing in
Dallas County



Extra charge for lost or duplicate affidavits.
Legal document please do not destroy!

Jerome Tang explains why three K-State basketball players will redshirt this season

BY KELLIS ROBINETT
krobinett@wichita-eagle.com

MANHATTAN

The Kansas State men's basketball team was down three players during its 93-59 blowout victory over Texas-Rio Grande Valley on Monday at Bramlage Coliseum.

Turns out, that was by design.

K-State basketball coach Jerome Tang announced

afterward that Jerrell Colbert, Taj Manning and Anthony Thomas will all sit out this season with a redshirt, which will allow each of them to preserve a year of college eligibility. Tang thinks removing them from the active roster in the short term will create value for the Wildcats in the long run.

"I'm excited," Tang said. "I think this moves our program ahead three years, because we're going

to have a great scout team. Every practice is going to be their game day and they are going to get after it. It was something that was very successful for us while I was at Baylor. I'm very thankful to have the kind of young men who can see the big picture and are willing to buy into it."

It was surprising to see three healthy K-State scholarship players watch Monday's game from the

bench in street clothes. Former coaches Bruce Weber and Frank Martin rarely chose to redshirt more than one player in any given season. When they did, the decision was often based on injuries.

But Tang thinks everyone will benefit from Colbert, Manning and Thomas taking a year off to develop behind the scenes. His hope is that they can all significantly help the Wildcats as they

mature.

Colbert, a 6-foot-10 LSU transfer, might have the highest ceiling of the group. The sophomore forward played well for K-State during its closed scrimmage against Southern Illinois and then had five points, five blocks and one rebound in just eight minutes of action during an exhibition win over Washburn.

He would have had to share playing time with senior Abayomi Iyola and David N'Guessan this season. Perhaps he will have a bigger role in future seasons.

Manning, a 6-foot-7 forward, will also look to crack the rotation next season as a redshirt freshman. Thomas, a sophomore, was going to

be lost in the shuffle this year. This move could give him more opportunities in the future.

Tang said all three players willingly chose to sit out and redshirt. "They all understand that this is going to help their career," Tang said. "We are going to be able to pour into them. I was excited about them making that decision. It was their choice. I gave them the option to. Good business in when both people win. I didn't see a win for them on a night-in, night-out basis if they chose to play, but I gave them the option to play or the option to redshirt. We laid out a plan for them."

Kellis Robinett:
@KellisRobinett

FROM PAGE 16

BASKETBALL

defense was distracted by the movement, which allowed center Quincy Ballard to set the ball screen and allow Porter to attack UCA's center.

WSU ran the play three straight times and got points on all three.

"I knew coming back this year that I was going to have to do two times more than what I did last year," Porter said.

3. DOES WICHITA STATE HAVE A REBOUNDING PROBLEM?

The only box-score blemish for the Shockers from their 24-point season-opening victory was allowing an outscored Central Arkansas squad grab 16 offensive rebounds and score 13 second-chance points.

There were enough clips of WSU failing to box out or losing out on 50-50 balls to give Brown and the WSU coaching staff plenty of examples to show in the film room this week.

4. WALTON RELISHES ROLE AS WSU'S NEW DEFENSIVE STOPPER

Earning a comparison to Dexter Dennis, the AAC Defensive Player of the Year last season, tells you about the defensive potential of Jaykwon Walton, the 6-foot-7 bundle of energy and long limbs who made his Shockers debut on Monday.

"He reminds me so much of Dex," said Porter, who played two seasons with Dennis. "The similarities are there."

5. WICHITA STATE NEWCOMERS SURPASS IMPRESSIVE COMPANY IN DEBUT

A total of 10 players made their Shockers debut in Monday's game, as the group of newcomers combined to score 54 points in a record-setting performance.

The total tops the previous record of 50 points set in the 1979 season opener by a group of nine first-year Shockers that included Antoine Carr, Cliff Livingston and Randy Smithson. The mark was tied in the 2015 opener by newcomers that featured Landry Shamet, Markis McDuffie and Antoine Grady.

6. LESS (THREE) IS MORE FOR THE SHOCKERS THIS SEASON

Coach Isaac Brown has vowed to have a better handle on the shot distribution for his team this season.

Brown believes WSU's offensive efficiency can climb by exchanging some of those three-point attempts for two-point attempts near the basket. Through one game at least, the Shockers listened to their coach: WSU still didn't shoot a great percentage on three-pointers (29%), but the team only took 21 total out of their 64 field-goal attempts for a 33% three-point rate.

"We talked about it before the game that we wanted to play inside-out," Brown said. "The guys did a tremendous job of driving the basketball."

7. WICHITA STATE SHOWS PROGRESS IN TRANSITION

There were times last season when a veteran WSU squad looked like rookies in transition, throwing the ball away and flubbing layups. The Shockers won't be confused for the Showtime Lakers, but they did put forth a promising effort in transition considering nine of 11 scholarship players who logged minutes were making their WSU debut.

By The Eagle's count, WSU scored 28 points on 25 transition possessions, which equates to a good-not-great 1.12 points per chance.

8. SHOCKERS CLAMP DOWN ON DEFENSE

After an 11-0 run to start the game, WSU hit a lull and allowed Central Arkansas to stick around in the game, trailing 16-12, after seven minutes.

That's what WSU delivered one of their most dominant defensive stretches in recent memory. The Shockers held UCA to just nine points in 24 possessions (0.38 points per possession) in the final 13 minutes of the first half.

WSU registered three straight defensive stops, known as a "kill" inside the program, a total of seven times in the first half and 10 for the game. The Shockers had one stretch where they produced a defensive stand without giving up points 14 times in a 15-possession span.

9. A TEACHING MOMENT FOR A YOUNG POINT GUARD

First-year point guard Shammah Scott still has a trick or two to learn before he can follow in the long line of WSU point guards to execute the program's staple play call of a "Jacksonville."

The play relies on the point guard demonstrating the proper timing and pace to either pass or dribble the ball to the side of the floor at the exact moment a big man underneath is coming off of a back screen. When executed correctly, WSU almost always scores two points off the play.

Brown dialed up the play call for Scott midway through the second half, but the first run-through will have to serve as a lesson to learn from for the sophomore. Scott was pressured bringing the ball up the floor, which sped up his tempo and affected the timing of the play. The point guard had already reached his destination well before the screen in the paint had occurred.

So when James Rojas, the intended target, broke free underneath the basket, Scott had dribbled too close and the timing was



Wichita State's Quincy Ballard, left, Craig Porter, middle and Jalen Ricks fight for a rebound against Central Arkansas' Camren Hunter during the first half of their season-opening game on Monday night.

thrown too far off to make the play work. It should be an easy fix in the film room.

10. TAKING CARE OF BUSINESS WITH THE BALL

One of the reasons why

WSU won the AAC championship in the 2020-21 season was because of how well that team took

classfieds.kansas.com

SELL YOUR STUFF FAST!

316.268.6000

Legals

LEGAL PUBLICATION

BEFORE THE STATE COMMISSION ON THE STATE OF KANSAS

In the Matter of the Application of Hawkins Oil, LLC for a well Docket No. 22-COAS-313-FILE Location exception for its Mar# 118-A CON-

SERVIATION DIVISION

well, to be located in Operator License No. 33593, Section 6, Township 26 South, Range 5 E, Butler County, Kansas. APPLICANT'S APPLICATION TO ALL OIL AND GAS OPERATORS, PRODUCERS AND LESSEES, OIL AND GAS INTEREST OWNERS, LAND OWNERS, AND ALL PERSONS CONCERNED.

You are hereby notified that Hawkins Oil, LLC ("Applicant") has filed with the Kansas Corporation Commission an Application requesting a well location exception and full oil and gas leasehold for its Mar# 118-A well to be located 2886' from the South Line, and 2060' from the East Line of Section 6, Township 26 South, Range 5 East, Butler County, Kansas. Applicant plans to drill said well to a depth of 2515' measured from surface to test the Arbuckle formation for recoverable quantities of oil and gas reserves. The application is pending with the Commission. Any persons who object or protests to such application shall be required to file their objections or protests in writing with the Commission within 15 days from the date of this publication. If a written protest is not timely filed, the application may be determined administratively by the Commission and may thereby be granted without hearing or further notice to any interested party. All cause waste or pollution. Objections or protests shall be mailed to the Kansas Corporation Commission, 266 N. Main St., Ste. 220, Wichita, KS 67202, with a copy to Applicant's mailing address listed below. All parties in any way interested or concerned shall take notice of the foregoing and govern themselves accordingly.

Hunt Hawkins
Hawkins Oil, LLC
427 S. Boston Ave., STE 915
Tulsa, OK 74103

PL0097758
Nov 10, 2022

Animals

Dogs

AKC French Bulldog Puppies
Black Brindle with white chest markings. 7/10/22, 24.25 LBS LTD on vaccines & wormers. Family raised, \$1650, Call Text: Jeff 785-995-9518

Service Directory

Home & Business Improvement

Conveys seamless gutters. Gutter replacement, covers, and repair. Free estimates. 316-841-5212

Lawn/Garden/Landscaping/Trees

Tree work, leaf clean-up, junk removal, positive drainage, 7 day week. 800-858-877

Miscellaneous

Automotive

Perd 6-250
3000A
Sect liner, new muffler and new audio head unit.
\$16,500.8800 \$7,900.0000

Garage Sales

Estate Sale \$34 N. New York
Wichita Village Home, toys and miscellaneous Nov 9 thru Nov 11 10 am to 5 pm.

At Your Service Estate Sales
1101 Sandburn off Ridge between Center and 15th
Wed 8-5, Thu 9-5, Fri 9-5, Sat 8-2
This is a great sale! Come visit us!

CUSTOMIZED ESTATE SALES
PHOTOS @ESTATESALES.NET

6010 W BROOKVIEW STREET

BEHIND RIVIERA HOUSTON
OFF 34TH ST N OR 37TH ST N
THUR-FRI 9-5 SAT 9-3
CHROMALIGHT DINETTE W/ CASTER ARM CHAIRS, KING SIZE SLEEPER BED, THOMASVILLE SOFA, KAG CORNER CABINET, LADY & SHIRAZ MACHINES, STOCKED KITCHEN & GARAGE, MORE BRAND NEW LADIES CLOTHING XL-1X
JULIE 316-806-7360

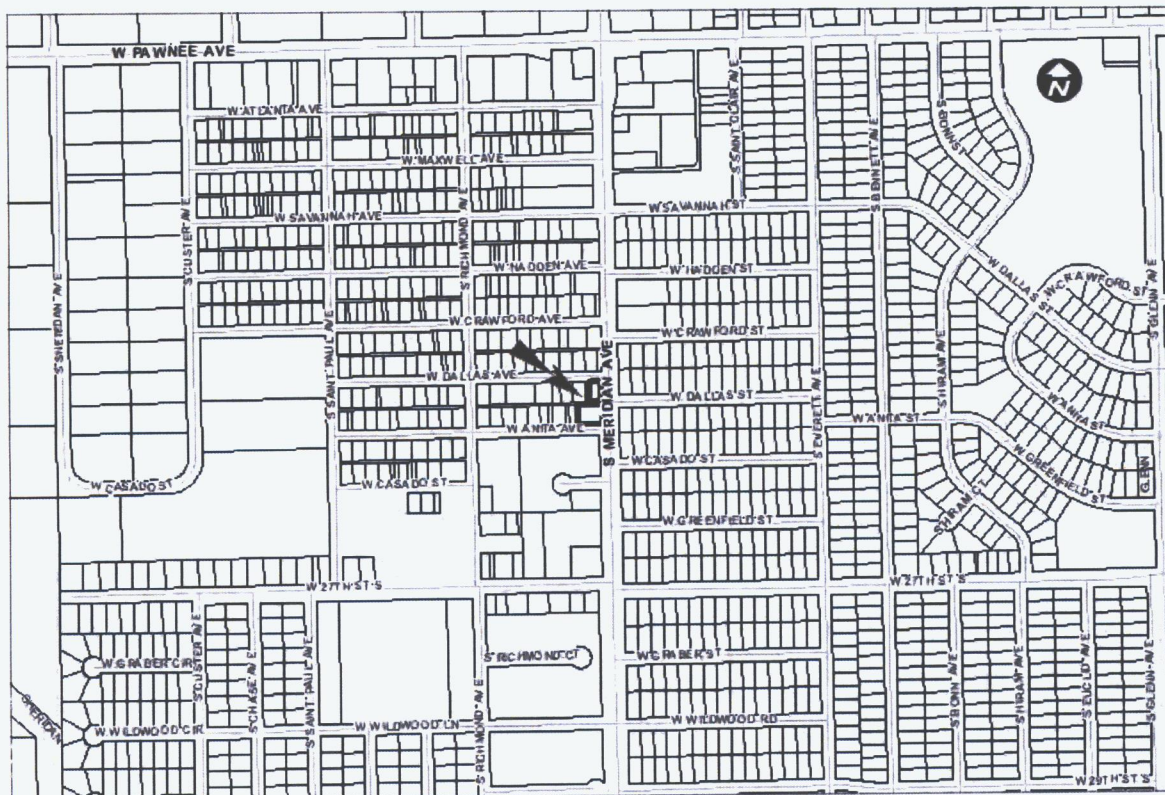
The Wichita Eagle
KANSAS.COM

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The Wichita Eagle

STAFF REPORT

MAPC: December 1, 2022
DAB IV: December 5, 2022

<u>CASE NUMBER:</u>	ZON2022-00061 (City)
<u>APPLICANT/AGENT</u>	Eyinade Subair (Applicant)
<u>REQUEST:</u>	LC Limited Commercial District
<u>CURRENT ZONING:</u>	SF-5 Single-Family Residential District
<u>SITE SIZE:</u>	0.41 acres
<u>LOCATION:</u>	Generally located on the west side of South Meridian Avenue and 500 feet south of West Pawnee Avenue (2639 South Meridian)
<u>PROPOSED USE:</u>	Multi-family homes and commercial space
<u>RECOMMENDATION:</u>	Deny



BACKGROUND: The applicant is requesting a zone change from SF-5 Single-Family Residential District to LC Limited Commercial District for a 0.41 platted acre property generally located on the west side of South Meridian Avenue and 500 feet south of West Pawnee Avenue (2639 South Meridian). The subject site consists of two parcels; the parcel to the north is undeveloped, and the parcel to the south is developed with a garage and parking lot.

The applicant proposes to build multi-family homes with commercial retail on the first floor, such as a convenience store. LC Limited Commercial District is the most restrictive zoning that allows Convenience Stores. The applicant has not submitted a site plan and has not specified parking. The Limited Commercial (LC) District allows high intensity uses by-right in an area primarily surrounded by single-family residential dwellings. Uses permitted by-right in LC Limited Commercial District include convenience stores, hospitals, hotels and motels, pawnshops, and Vehicle Repair, Limited. Additionally, the height restrictions increase from 35 feet in SF-5 Single-Family Residential District to 80 feet in LC Limited Commercial District.

The character of the neighborhood is primarily residential. Properties to the north, east, and west are zoned SF-5 Single-Family Residential District and are developed with single-family residential dwellings. Property to the south is zoned MF-29 Multi-Family Residential District and is developed with a church.

CASE HISTORY: On September 19, 1909, the subject property was platted as Lot 6 of Block 25 of Orienta Park 2nd Addition. There are no other zoning cases associated with this property.

ADJACENT ZONING AND LAND USE:

NORTH:	SF-5	Single-family residence
SOUTH:	MF-29	Church
EAST:	SF-5	Single-family residence
WEST:	SF-5	Single-family residence

PUBLIC SERVICES: The subject site has access to South Meridian Avenue, a paved, four-lane arterial with sidewalks on each side. Wichita Transit serves this site within one-block north, on the northwest corner of West Dallas Avenue and South Meridian Avenue. Municipal services, such as water and sewer, are ready to serve the site.

CONFORMANCE TO PLANS/POLICIES:

The Community Investments Plan: The requested zone change is not in conformance with *The Community Investments Plan*. The *Community Investments Plan* includes the 2035 Wichita Future Growth Concept Map, which illustrates the preferred growth concepts for the city. The Map identifies the subject area as appropriate for Residential uses, defined as a range of housing densities and types, including “single-family detached homes, semi-detached homes, zero lot line units, patio homes, duplexes, townhouses, apartments and multi-family units, condominiums, mobile home parks, special residential accommodations for the elderly (assisted living, congregate care and nursing homes), and elementary and middle schools, churches, playgrounds, small parks, and other similar residential-serving uses.” While the proposed use of multi-family homes may be appropriate for the area, the higher-intensity commercial uses allowed by-right in LC Limited Commercial District are less appropriate.

The Wichita: Places for People Plan: The requested zone change is in partial conformance with *The Wichita: Places for People Plan*. The *Plan* provides recommendations for urban infill development in the Established Central Area (ECA). In general, the ECA is envisioned as “a place for people - a place that provides for the movement of people - on foot, on bike and through transit - in balance with automobiles.”

Current Condition: The property is located within an “area of opportunity,” defined by the *Plan* as areas that “generally exhibit economic challenges, a disconnected development pattern, and a lack of walkable places and facilities. These areas need strategic investment, both public and private, to assist in redefining and reinvigorating the area.” Rezoning this property as LC would permit small-scale infill for redevelopment.

Development Pattern: The *Places for People Plan* identifies the subject site to be within one-quarter mile north of a Neighborhood Hub at South Meridian and West Pawnee. The *Plan* states that “The low intensity of this type of commercial development allows these hubs to be well-integrated into the existing neighborhoods. However, some small-scale multi-unit housing types (such as duplexes, walk-ups, or accessory dwelling units) may create a physical buffer between low intensity detached houses and commercial uses, as well as strengthen the economic market to support development by increasing the density of the population within walking or biking distance to the Neighborhood Hub”. The requested zone change is outside of the Neighborhood Hub, and it does not serve as a buffer for nearby commercial uses.

RECOMMENDATION: Based on the information available at the time the staff report was prepared, it is recommended that the zoning change application from SF-5 Single-Family Residential District to LC Limited Commercial District be **DENIED**.

Please note, alternatives actions are identified below the findings.
This recommendation is based on the following findings:

1. The zoning, uses, and character of the neighborhood: The character of the neighborhood is primarily residential. Properties to the north, east, and west are zoned SF-5 Single-Family Residential District and are developed with single-family residential dwellings. Property to the south is zoned MF-29 Multi-Family Residential District and is developed with a church. Introducing a higher intensity use, such as a convenience store, to a low-density residential neighborhood is not appropriate.
2. The suitability of the subject property for the uses to which it has been restricted: The site is currently zoned SF-5 Single-Family Residential District, which allows single-family residences by right along with a few public and civic uses. The southern parcel of the subject site is developed with a garage and a parking lot. Redevelopment of this site for low-density residential units would be appropriate.
3. Extent to which removal of the restrictions will detrimentally affect nearby property: A change of zoning to Limited Commercial would allow all uses permitted in the LC District on this site. Approval of this change would allow high intensity uses in a primarily residential area. The requested zone change would introduce additional light, traffic, and noise that is higher than what is normally seen in low-density residential areas.
4. Length of time the property has remained vacant as currently zoned: The southern parcel of the subject site is not currently vacant. The northern parcel of the subject site has never been developed.
5. Conformance of the requested change to the adopted or recognized Comprehensive Plan and policies: The request to rezone the property as Limited Commercial District is not in conformance with the *Community Investments Plan* and is in partial conformance with the *Places for People Plan*, as discussed in the staff report.
6. Impact of the proposed development on community facilities: An approval of this request is not expected to generate any additional impact on community facilities. Existing infrastructure at the site will accommodate the proposed use.

Alternative Actions

Please note that any approved motion for an alternative action will require supporting findings to be made.

1. Override staff recommendation and approve the zone change as requested.
2. Override staff recommendation and approve NR Neighborhood Retail zoning (does not allow a convenience store).

Staff Report Attachments

1. Aerial Map
2. Zoning Map
3. Land Use Map
4. Photos



**2035 Wichita
Future Growth
Concept Map**

Legend

-  Established Central Area
-  Residential and Employment Mix
-  New Employment
-  New Residential
-  Wichita City Limits
-  Other Cities
-  Northwest Bypass Right-of-Way
- Statistical Development Areas**
-  Other Urban Growth Areas 2014
-  Other Urban Growth Areas 2014
-  Rural Growth Areas 2014

LAND USE

-  Residential
-  Commercial
-  Industrial
-  Major Air Transportation & Military
-  Parks and Open Space
-  Agricultural or Vacant
-  Major Institutional
-  Nghbd_Plan_Areas



Wichita, Kansas
Metropolitan Area Planning Commission



Looking west towards site



Looking west towards site



Looking north away from site



Looking east away from site

