RECOMMENDATION FROM METROPOLITAN AREA PLANNING COMMISSION TO BOARD OF COUNTY COMMISSIONERS

REQUEST FOR ZONING

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CASE NO. SCZ-0412 CONSIDERED BY MAPC: 1-18-79

REQUEST FOR: "R" to "R-1"

REASON FOR REQUEST (AS PROVIDED BY APPLICANT):

"When applicant plats said 2 acres, he has to dedicate 50 feet for street R.O.W. and acreage then falls below 2 acre minimum for Rural Residential Zoning."

GENERAL LOCATION: North side of 87th Street South in an area between Hydraulic and the Kansas Turnpike.

LEGAL DESCRIPTION:

3-0

(See excerpt from Planning Commission minutes of January 18, 1979)

APPLICANT: Kent A. Richardson & Susan K. Richardson, 6340 Nancy Lane, Derby, Ks.

AGENT FOR APPLICANT: Don Ralston, Egan Realtors, 217 E. Madison, Derby, Ks.

PROTESTORS ( LIST AGENT ) IF ANY: None

SURROUNDING ZONING: North, East, South and West, "R".

LAND USE: Existing and South, undeveloped; North and West, orchard; East, orchard and single family.

PLANNING COMMISSION RECOMMENDATION:

That this application be approved subject to platting within one year from the date of zone change approval by the Board of County Commissioners; or the case be considered denied and closed; and that the resolution effectuating the zone change not be published until the plat has been recorded with the Register of Deeds. Cole moved, Bell seconded and it carried unanimously. Barrier and Jones were absent.

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ACTION: 1. Approve the recommendation of the Metropolitan Area Planning Commission, subject to the condition of platting, adopt a resolution effectuating the zone change and instruct the Planning Department to withhold publication until such time as the plat has been recorded; or

2. Deny the application.

R #43

Published in The Wichita Beacon on June 27, 1979.

# R E S O L U T I O N

A RESOLUTION CHANGING THE ZONING CLASSIFICATIONS FOR CERTAIN LANDS LOCATED WITHIN THE UNINCORPORATED TERRITORY LYING WITHIN THREE MILES OF EITHER THE CITY OF WICHITA, THE CITY OF HAYSVILLE, THE CITY OF DERBY, THE CITY OF MULVANE, THE CITY OF VALLEY CENTER, THE CITY OF GODDARD, AND THAT PORTION OF THE AREA WITHIN THREE MILES OF THE CITY OF CHENEY AS ESTABLISHED BY THE BOARD OF COUNTY COMMISSIONERS ON OCTOBER 3, 1973, ALL IN SEDGWICK COUNTY, KANSAS, UNDER THE AUTHORITY GRANTED IN SECTION 14.C OF THE ZONING RESOLUTION ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, MARCH 3, 1958, AND SUBSEQUENT AMENDMENTS THERETO.

BE IT RESOLVED BY THE GOVERNING BODY OF SEDGWICK COUNTY, KANSAS.

SECTION I. That after receiving a recommendation from the Wichita-Sedgwick County Metropolitan Area Planning Commission, and after said Planning Commission has given proper notice and held a public hearing as provided by law, and under authority granted by Section 14.C of the Zoning Resolution as amended, the zoning district of the lands legally described are hereby changed as follows:

## CASE NO. SCZ-0412

## Zone Change from the "R" Rural Residential District to the "R-1" Suburban Residential District

A tract in the Southeast Quarter of Section 9, Township 29 south, Range 1 East of the 6th P.M., Sedgwick County, Kansas, described as: Beginning 1391.57 feet West of the Southeast corner thereof, thence West along the South line of the Southeast Quarter, 230 feet; thence North parallel with the East line of said Southeast Quarter, 380 feet; thence East 230 feet; thence South 380 feet to beginning. Generally located north of 87th Street South, between Hydraulic and Kansas Turnpike.

SECTION II. That upon the taking effect of this Resolution, the above zoning change shall be entered and shown on the atlas on file in the Office of the County Zoning Administrator and in the Office of the Wichita-Sedgwick County Metropolitan Area Planning Department.

SECTION III. That this Resolution shall take effect and be in force from and after its adoption and publication once in the official County paper.

PASSED AND ADOPTED by the Board of County Commissioners at Wichita, Kansas, this 14th day of February, 1979.

Tom Scott, Chairman

Donald Gragg, Commissioner

Everett Patrick, Commissioner

R #43

ATTEST:

Dorothy R White
Dorothy K. White, County Clerk
by Dorothy Reel, Deputy

(SEAL)

APPROVED AS TO FORM:

James W. Patterson
Theodore H. Hill, County Counselor