Form T9-221A

RECOMMENDATION FROM METROPOLITAN AREA PLANNING COMMISSION TO BOARD OF COUNTY COMMISSIONERS

REQUEST FOR ZONING

CASE NO. SCZ-0399

CONSIDERED BY DPC: 9-21-78
CONSIDERED BY MAPC: 9-28-78

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

REASON FOR REQUEST (AS PROVIDED BY APPLICANT):

"We are sub-dividing this area for development and part of the tract that is being sub-divided is presently zoned light commercial and the Planning Department is requesting that we change it back to "R-1".

GENERAL LOCATION:

West side of Woodlawn in an area north of 55th Street South.

LEGAL DESCRIPTION:

(See excerpt from Planning Commission minutes of 9-28-78)

APPLICANT: Hugh E. Richards, et al, 411 Rutland.

COUNSEL FOR APPLICANT: Christopher W. O'Brien, attorney, 619 W. Douglas.

PROTESTORS (LIST COUNSEL) IF ANY: None

SURROUNDING ZONING: North and West, "R-1"; East and South, "LC".

LAND USE: Existing, North, East, South and West, undeveloped.

PLANNING COMMISSION RECOMMENDATION:

That the application be approved subject to replatting within one year from the date of 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County Commissioners; or the case be considered denied and closed; and that the resolution effectuating the zone change not be published until the plat has been recorded with the Register of Deeds. Hennessy moved, Cole seconded and it carried unanimously. Taylor 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# 182-19 [redacted]

(non-zoning) Published in The Wichita Beacon on Nov. 13, 1978.

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-0399

ZONE CHANGE from the "LC" Light Commercial District to the "R-1" Suburban Residential District

South 125 feet of East 600 feet of a Tract in the SE¼ of Sec. 24, Township 28 South, Range 1 East of the 6th P.M., Sedgwick County, Kansas, described as: Beginning at a point in the East line of the said SE¼, 1640.19 feet South of the Northeast corner of said SE¼; thence South along the East line of said SE¼, a distance of 548.43 feet; thence West parallel with the North line of said SE¼, a distance of 1349.78 feet; thence North a distance of 548.43 feet; thence East a distance of 1351.86 feet to the point of beginning. Generally located on the west side of Woodlawn, in an area north of 55th Street South.

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 1st day of November, 1978.

[signature], Chairman
Everett Patrick

[signature], Commissioner
John Hale

[signature], Commissioner
Tom Scott

ATTEST:

Dorothy K. White

Dorothy K. White, County Clerk

(SEAL)

APPROVED AS TO FORM:

Theodore H. Hill

Theodore H. Hill, County Counselor