

RECOMMENDATION FROM METROPOLITAN AREA PLANNING COMMISSION TO
BOARD OF COUNTY COMMISSIONERS

REQUEST FOR ZONING

CASE NO. SCZ-0398

CONSIDERED BY MAPC: 8-3-78

REQUEST FOR: "R-1" to "E" (as amended)

REASON FOR REQUEST (AS PROVIDED BY APPLICANT):

"To construct a ready mixed concrete and asphalt plant."

GENERAL LOCATION: Southeast corner of West Street and 37th Street North.

LEGAL DESCRIPTION:

Beginning at a point 50 feet East and 1305 feet South of the NW Corner of the NW1/4 of Section 36, Township 26 South, Range 1 West of the 6th P.M.; thence South, parallel to and 50 feet East of the West line of said quarter section, to the South line of said quarter section; thence East, along the South line of said quarter section, 800 feet; thence North, parallel to the West line of said quarter section; to a point 800 feet East of the point of beginning; thence West 800 feet, to the point of beginning.

APPLICANT: James O. Smith, et al, 200 W. Douglas.

COUNSEL FOR APPLICANT: Gary Wiley, Professional Engineering Consultants,
1440 E. English

PROTESTORS (LIST COUNSEL) IF ANY: None

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

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

PLANNING COMMISSION RECOMMENDATION:

That this application be approved as amended. Greider moved, Barrier seconded and it carried unanimously. Cole and Savina were absent.

ACTION: 1. Approve the recommendation of the Metropolitan Area Planning Commission, adopt a Resolution effectuating the zone change; or
2. Deny the application.

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-0398

ZONE CHANGE from "R-1" Suburban Residential District to the "E" Light Industrial District

Beginning at a point 50 feet East and 1305 feet South of the NW Corner of the NW 1/4 of Section 36, Township 26 South, Range 1 West of the 6th P.M.; thence South, parallel to and 50 feet East of the West line of said quarter section, to the South line of said quarter section; thence East, along the South line of said quarter section, 800 feet; thence North, parallel to the West line of said quarter section; to a point 800 feet East of the point of beginning; thence West, 800 feet, to the point of beginning. Generally located at the southeast corner of West Street and 37th Street North.

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 30th day of August, 1978.

 , Chairman
Everett Patrick

 , Commissioner
John Hale

 , Commissioner
Tom Scott

Sent to case 9-8-78

ATTEST:

Dorothy K. White
Dorothy K. White, County Clerk

(SEAL)

APPROVED AS TO FORM:

James R. Patterson, Esq.
for Theodore H. Hill, County Counselor