Form T9-221A

RECOMMENDATION FROM METROPOLITAN AREA PLANNING COMMISSION TO BOARD OF COUNTY COMMISSIONERS

REQUEST FOR ZONING

CASE NO. SCZ-0396 CONSIDERED BY MAPC: 7-6-78

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

REASON FOR REQUEST (AS PROVIDED BY APPLICANT):

"Property to be subdivided."

GENERAL LOCATION: Southwest corner of Kellogg and 143rd Street East.

LEGAL DESCRIPTION:

(See excerpt from Planning Commission minutes of July 6, 1978.)

APPLICANT: Springdale Lakes, Inc., 15849 Stratford Row.

COUNSEL FOR APPLICANT: W. E. Lusk, Jr., 207 S. Broadway.

PROTESTORS (LIST COUNSEL) IF ANY: None

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

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

PLANNING COMMISSION RECOMMENDATION:

That this application be approved subject to platting 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County Commissioners; or the case be considered denied and closed; and that the resolution effectuating the zone change not be published until the plat has been recorded with the Register of Deeds. Bell moved, Greider seconded and it carried unanimously. May was absent.

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.

RZ 122-1 [redacted]
(was given) Published in The Wichita Beacon on July 16, 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-0396

ZONE CHANGE from the "R-1" Suburban Residential District to the "AA" One-Family Dwelling District

For all that part of the Northwest Quarter of Section 26, Township 27 South, Range 2 East, Sedgwick County, Kansas, described as follows: Beginning at the Northeast corner of the NE¼ of said Section 26; thence Southerly along the East line of said NE¼ 1615 feet; thence Westerly parallel with the south line of said NE¼, 365 feet; thence Northwesterly with a deflection angle to the right of 27 degrees 00', 1208.69 feet; thence westerly parallel with the south line of said NE¼, to the west line of said NE¼; thence Northerly along said west line to a point 475 feet south of the Northwest corner of said NE¼; thence Easterly parallel with the north line of said NE¼, 430 feet; thence Northerly parallel with the west line of said NE¼, 475 feet to the North line of said NE¼; thence easterly along said north line to the point of beginning, excepting that part condemned in Case A-17549 and Case A-54089 for U. S. 54 Highway right of way and Springdale Road Right of way, as shown by the last deeds of record on file in the Office of the Register of Deeds of Sedgwick County, Kansas. Generally located at the southwest corner of 143rd St. East and East Kellogg.

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 2nd day of August, 1978.

Everett Patrick, Chairman

John Hale, Commissioner

Tom Scott, Commissioner

ATTEST:

Dorothy K. White by Judy Smith, Deputy County Clerk
Dorothy K. White, County Clerk
(SEAL)

APPROVED AS TO FORM:

for James W. Patterson, Assistant
Theodore H. Hill, County Counselor